

OGLALA LAKOTA COUNTY UNAPPROVED MINUTES OF JUNE 13, 2019

The Oglala Lakota Board of County Commissioners met in regular session on June 13, 2019. Present: Art Hopkins Anna Takes the Shield, Eugenio White Hawk, Wendell Yellow Bull and Sue Ganje, Auditor. Ramon Bear Runner was absent.

The Pledge of Allegiance was given, and the meeting called to order at 2:25 p.m. by Chairwoman Takes the Shield. The agenda was reviewed for conflicts. ALL MOTIONS RECORDED IN THESE MINUTES WERE PASSED BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED.

Motion made by Yellow Bull, seconded by White Hawk, to approve the agenda as written.

Motion made by Yellow Bull, seconded by White Hawk, to approve the minutes of May 10, 2019.

Motion made by Yellow Bull, seconded by Hopkins, to approve the April and May 2019 Auditor's Accounts with the Treasurer as follows:

**AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER
TO THE HONORABLE BOARD OF OGLALA LAKOTA COUNTY
COMMISSIONERS:**

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of this County on this 30th day of April, 2019.

Total Amt of Deposit in First Interstate Bank, HS:	<u>\$-26,677.61</u>
Total Amount of Cash:	<u>\$427.66</u>
Total Amount of Checks in Treasurer's	
Possession Not Exceeding Three Days:	<u>\$38,013.30</u>
MONEY MARKET SAVINGS:	
First Interstate-Hot Springs:	<u>\$2,161,109.70</u>
CERTIFICATES OF DEPOSIT:	
First Interstate-Hot Springs:	<u>\$200,545.51</u>
Black Hills Federal Credit Union:	<u>\$50,000.00</u>

Itemized list of all items, checks and drafts that have been in the Treasurer's possession over three days:

 Sheriff Change Fund: \$200.00

Election Petty Cash: \$15.00
Treasurer Shortage:

RETURNED CHECKS:

TOTAL \$2,423,633.56

Dated This 30th Day of April, 2019.

/s/Sue Ganje

Sue Ganje, County Auditor of Oglala Lakota County

County Monies: \$2,257,494.09
Held for other Entities: \$115,912.53
Held in Trust: \$50,226.94
TOTAL: \$2,423,633.56

The Above Balance Reflects County Monies, Monies Held in Trust, and Monies Collected for and to be remitted to Other ENTITIES: SCHOOLS, TOWNS, AND STATE.

**AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER
TO THE HONORABLE BOARD OF OGLALA LAKOTA COUNTY
COMMISSIONERS:**

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of this County on this 31st day of May, 2019.

Total Amt of Deposit in First Interstate Bank, HS: \$21,908.85

Total Amount of Cash: \$3,175.65

Total Amount of Checks in Treasurer's

Possession Not Exceeding Three Days: \$6,027.96

MONEY MARKET SAVINGS:

First Interstate-Hot Springs: \$2,155,420.11

CERTIFICATES OF DEPOSIT:

First Interstate-Hot Springs: \$200,545.51

Black Hills Federal Credit Union: \$50,000.00

Itemized list of all items, checks and drafts that have been in the Treasurer's possession over three days:

Sheriff Change Fund: \$200.00

Election Petty Cash: \$15.00
Treasurer Shortage:

RETURNED CHECKS:

TOTAL \$2,437,293.08

Dated This 31st Day of May, 2019.

/s/Sue Ganje

Sue Ganje, County Auditor of Oglala Lakota County

County Monies: \$2,342,652.28
Held for other Entities: \$43,126.08
Held in Trust: \$51,514.72
TOTAL: \$2,437,293.08

The Above Balance Reflects County Monies, Monies Held in Trust, and Monies Collected for and to be remitted to Other ENTITIES: SCHOOLS, TOWNS, AND STATE.

Bear Runner joined the meeting at 2:29 p.m.

Motion made by Yellow Bull, seconded by White Hawk, to rescind fuel quote approval on May 10, 2019, due to incorrect figures.

Motion made by Yellow Bull, seconded by White Hawk, to rescind sheriff fuel transfers on May 10, 2019, due to incorrect figures.

Motion made by Yellow Bull, seconded by White Hawk, to confirm the July 5, 2019 meeting date.

The board reviewed the disaster information for individual assistance declaration.

Joe Herman, Sheriff, met with the board and presented his monthly report. Motion made by Yellow Bull, seconded by Hopkins, to accept the sheriff's monthly report.

Herman presented his 2020 budget. Discussion was also held on Herman's moving of his office to the Highway Shop in Batesland.

Lynx Bettelyoun, Highway Superintendent, met with the board. Motion made by Yellow Bull, seconded by White Hawk, to accept the 2018 year end project recap.

Motion made by Yellow Bull, seconded by White Hawk, to approve the D-Ware Inc, Software License Agreement for 2019 in the amount of \$3,025.00 and authorize the chairman to sign.

Fuel quotes were presented as follows:

5/13/2019 Fuel Quotes	550 Gal Unl	1300 Gal #2 Diesel
Westco	\$2.52/gallon	\$2.495/gallon
Nelson's	No Bid	No Bid
Pine Ridge Oil	No Bid	No Bid

Motion made by Yellow Bull, seconded by White Hawk, to approve the low and only bid from Westco for 550 gallons of unleaded fuel, at \$2.52 per gallon, for a total amount of \$1,386.00 and for 1,300 gallons of #2 diesel, at \$2.495 per gallon, for a total amount of \$3,243.50.

Motion made by Yellow Bull, seconded by Hopkins, to approve the April sheriff fuel transfers for 173.4 gallons, at \$2.467 per gallon, for a total of \$427.78 and the May sheriff fuel transfers for 81.8 gallons, at \$2.52 per gallon, for a total of \$206.14.

Bettelyoun presented his 2020 budget.

Motion made by Yellow Bull, seconded by White Hawk, to surplus and advertise taking sealed bids on the 1977 John Deere Tractor, hearing to be set for July 10 at 1:30 pm.

Motion made by Yellow Bull, seconded by White Hawk, to approve the quotes from Golden West Technologies for a security camera system as follows: Security Total Care in the amount of \$9,022.76 and Annual 5 year agreement in the amount of \$1,200.00, total of \$10,222.76, and further authorize the Chair to sign.

Motion made by Yellow Bull, seconded by White Hawk, to approve hiring Logan Merdanian and Merlyn Jacobson, part time, at \$14.00 per hour each.

Motion made by Yellow Bull, seconded by Hopkins, to approve the private road contracts for Merlyn Jacobson, \$78.00, for road work, and Bill Weisz, \$156.00, for road work.

Bettelyoun updated the board about getting County Road 11 ready for the road project and assisting with fence for a landowner on County Road 7. Discussion was held about jurisdiction of a portion of American Creek road as in recent years, during the Kyle Road construction, a haul agreement required the watering down of the road. Discussion was also held on a limited partnership on roads with the Tribes, Bettelyoun noting he does what is needed in emergencies, but other requirements would need additional staff. Update was given on the use of new radios that they will be using to communicate with the sheriff.

Randy Allen, Clinical Director with Behavioral Management System, met with the board to discuss their 2020 requested budget.

Loreal Black Shawl, met with the board. Discussion was held on planning and zoning and the acreage that involved the site of the Wounded Knee Massacre. There will need to be a

public meeting held in the County for temporary zoning. State's Attorney Ahrendt will research documents and statutes.

Nathan Kehn, Badlands Conservation District, met with the board via telephone to present their 2020 requested budget.

Anna Takes the Shield, Commissioner, met with the board. Discussion was held on meeting with HHS and how to handle medical bills with IHS in the future.

Sue Ganje, Auditor, met with the board. Motion made by Yellow Bull, seconded by White Hawk, to approve the purchase of one computer for the auditor in the amount of \$738.99, and two computers for the treasurer's office in the amount of \$1,960.00.

Ganje also discussed the possibility of a new early voting site for the 2020 elections in the event the SuAnne Big Crow center is unavailable. If the board has any ideas, Ganje will welcome them.

Brian Ahrendt, State's Attorney, met with the board to present his 2020 requested budget.

Motion made by Yellow Bull, seconded by White Hawk to enter executive session as per SDCL 1-25-2 (3) for legal purposes at 4:41 p.m. with the State's Attorney and possible settlement with Wings as Eagles on real estate taxes.

Meeting resumed at 5:07 p.m., with no action taken following executive session.

Motion made by Yellow Bull, seconded by Hopkins, to approve the following resolution:

OGLALA LAKOTA COUNTY RESOLUTION #2019-04

WHEREAS almost 9 million gallons of crude oil has spilled from pipelines in the US since 2010 according to data collected by the Pipeline and Hazardous Materials Safety Administration; and

WHEREAS 16,800 gallons of oil leaked from the Keystone pipeline 6 miles east of Menno, South Dakota on April 22, 2016; and

WHEREAS 210,000 gallons of oil leaked from the Keystone pipeline 3 miles southeast of Amherst, South Dakota on November 16, 2017

WHEREAS tar sands must be diluted in order to be pumped through a pipeline, and in that form is also referred to as diluted bitumen; and

WHEREAS when spilled, the light and volatile condensate diluting bitumen evaporate, causing the remaining oil product to thicken to a consistency which, after short period of time, will sink when spilled into a water source; and

WHEREAS a tar sands spill into the Kalamazoo River in Michigan in 2010 sank to the bottom of the river after approximately two weeks of being exposed to the elements, causing a cleanup which lasted five years and cost over \$1 billion; and

WHEREAS the Keystone XL pipeline will cross the White River and the Cheyenne River, both of which drain into the Missouri River; and

WHEREAS the Keystone XL pipeline will transport tar sands; and

WHEREAS a portion of the water supply for the citizens of Oglala Lakota County comes from the Missouri River;

BE IT RESOLVED that the duly elected commission of Oglala Lakota County opposes the construction of the Keystone XL pipeline due to the danger it poses to a source of drinking water for the citizens of Oglala Lakota County

Dated this 13th day of June, 2019

ATTEST: /s/Anna Takes the Shield, Chairwoman
Oglala Lakota County Board of Commissioners

/s/Sue Ganje
Oglala Lakota County Auditor

Art Hopkins, Commissioner, met with the board. Discussion was held on meeting date consistency, times and avoidance of conflicts. Motion made by Hopkins, seconded by Yellow Bull, to meet the second Wednesday every month at 1:00 p.m. With Bear Runner abstaining, motion carries. This will become effective on July 10, 2019.

Motion made by Yellow Bull, seconded by Hopkins, to approve the bills as follows:

GENERAL FUND

AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$55.01
BEAR RUNNER, RAMON	MILEAGE	\$46.20
CAMERON, GEORGE	COURT REPORTER	\$20.00
CENTURY BUSINESS	COPIER LEASE/METER	\$40.88
DATASPEC LLC	YEARLY SOFTWARE SUBSCRIPTION	\$449.00
DENISON, FRANCES	TRAVEL REIMBURSEMENT	\$77.00
TAKES THE SHIELD, ANNA	MILEAGE	\$46.20
EFTPS	PAYROLL TAXES	\$2,337.16
FALL RIVER CO. SHERIFF	INMATE HOUSING	\$2,800.00
CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$334.24
FIRST INTERSTATE BANK	FIRST INTERSTATE	\$33.95
GOLDEN WEST	LOCAL PHONE/EMAIL/LONG DISTANCE	\$542.01
HOPKINS, ARTHUR L	MILEAGE	\$95.76
LAKOTA TIMES	PUBLICATION	\$977.00

MARTINEZ, AUDREY	CORONER MILEAGE	\$117.60
MASTEL, BRUCE	WEB HOST/UPDATE/SERV	\$70.00
MCLEOD'S OFFICE SUPPLY	SUPPLY	\$108.19
MICROFILM IMAGING SYSTEMS	SCANNING EQUIPMENT LEASE	\$35.00
OGLALA SIOUX TRIBE	MONTH RENT FOR VETERAN SERVICE OFFICER	\$100.00
O'NEILL, JUSTIN	CAAF	\$328.47
RESERVE ACCOUNT	POSTAGE METER PITNEY BOWES	\$240.00
QUILL CORPORATION	SUPPLY	\$924.15
RELIANCE STANDARD	LIFE INSURANCE	\$38.75
REGIONAL HEALTH	INMATE MEDICAL	\$75.90
SD ASSN OF COUNTY COMM.	2ND QTR CATASTROPHIC	\$241.00
SDDAO	ANNUAL ASSESSOR SCHOOL	\$400.00
SECRETARY OF STATE	PISTOL PERMITS	\$44.00
OL COUNTY TREASURER	SALES TAX	\$11.60
SD DEPT OF REVENUE	AUTO/MI STATE REMITT	\$1,125.05
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,239.82
WESTERN COMMUNICATIONS	EQUIPMENT	\$297.00
WHITE HAWK, EUGENIO	MILEAGE	\$74.76
YELLOW BULL, WENDELL	MILEAGE	\$53.76
WESTON, ERICA	PISTOL PERMIT REFUND	\$10.00
MILLS, DARRELL	PISTOL PERMIT REFUND	\$10.00
COMMISSIONER	MAY SALARIES	\$725.00
AUDITOR'S OFFICE	MAY SALARIES	\$1,389.58
TREASURER'S OFFICE	MAY SALARIES	\$1,389.58
STATE'S ATTORNEY'S OFFICE	MAY SALARIES	\$2,583.33
REGISTER OF DEEDS OFFICE	MAY SALARIES	\$1,389.58
VETERAN'S SERVICE OFFICE	MAY SALARIES	\$1,291.67
SHERIFF	MAY SALARIES	\$3,727.08
CORONER	MAY SALARIES	\$540.00
	TOTAL FOR GENERAL FUND	\$26,435.28
COUNTY ROAD & BRIDGE		
A & B WELDING SUPPLY	WELDING SUPPLY/LEASE	\$45.00
AMERITAS LIFE INS. CORP.	DENTAL/VISION INSURANCE	\$278.40
AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$85.91
BLUE CROSS/BLUE SHIELD	HEALTH INSURANCE PREMIUM	\$3,506.70
CULLIGAN	UTILITY	\$12.00
DWARE, INC.	SERVICE CONTRACT	\$3,025.00
EFTPS	PAYROLL TAXES	\$2,511.09
GENERAL STORE	SUPPLY	\$340.25
GOLDEN WEST TECHNOLOGIES	SERVICE	\$62.50
GREAT PLAINS COMMUNICATION	LOCAL PHONE & INTERNET	\$186.09
LACREEK ELECTRIC ASSOC	UTILITY/ELECTRIC	\$340.95
LAKOTA TIMES	PUBLICATION	\$128.00

W.D. LARSON COMPANIES	PARTS	\$15.20
MARTIN AUTO PARTS	SUPPLY	\$51.25
MCI COMM SERVICE	LONG DISTANCE PHONE	\$48.54
RELIANCE STANDARD	LIFE INSURANCE	\$84.75
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,240.20
TRUE NORTH STEEL, INC.	CULVERTS	\$58,204.80
WESTCO	FUEL/UTILITIES	\$4,624.46
HIGHWAY DEPARTMENT	MAY SALARIES	\$10,270.15
HIGHWAY DEPARTMENT	OVERTIME	\$944.03
	TOTAL FOR COUNTY ROAD & BRIDGE	\$86,005.27
M & P RELIEF		
MICROFILM IMAGING SYSTEMS	SCANNING EQUIPMENT LEASE	\$165.00
	TOTAL FOR M & P RELIEF	\$165.00
	TOTAL PAID BETWEEN 5/11/19 AND 6/13/19	\$112,605.55

No public comment was given. Motion made by Yellow Bull, seconded by Hopkins, to adjourn at 5:21 p.m.

/s/ Anna Takes the Shield
Anna Takes the Shield, Chairwoman
Board of Oglala Lakota County
Commissioners

ATTEST:
/s/ Sue Ganje
Sue Ganje, Oglala Lakota County Auditor