

## **OGLALA LAKOTA COUNTY APPROVED MINUTES OF JANUARY 13, 2021**

The Oglala Lakota Board of County Commissioners met in regular session on January 13, 2021. Present: Ramon Bear Runner, Art Hopkins, Anna Takes the Shield (DuBray), Eugenio White Hawk, Wendell Yellow Bull and Sue Ganje, Auditor.

Oaths of office were taken by Yellow Bull and Takes the Shield (DuBray). The meeting called to order at 1:37 p.m. by Chairwoman Takes the Shield (DuBray). 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. The meeting was turned over to the auditor to ask for nominations for the Chair's position.

The auditor asked for nominations for the Chairman. Motion made by Yellow Bull, seconded by White Hawk, to waive nominations and continue with the 2020 chairwoman Takes the Shield and vice-chairman White Hawk. The meeting was turned back over to the chair.

Motion made by Yellow Bull, seconded by White Hawk, to designate the bulletin boards for legal notices in Hot Springs, Pine Ridge and Kyle.

Motion made by Yellow Bull, seconded by White Hawk, to approve the Chattel Mortgage Sales locations in Hot Springs, Pine Ridge and Kyle.

Motion made by Yellow Bull, seconded by White Hawk, to approve the First Interstate Bank and the Black Hills Federal Credit Union as the official banks for the county in 2021.

Motion made by Yellow Bull, seconded by Hopkins, to set the indigent burial rate at \$1,000.00 in 2021.

Motion made by Yellow Bull, seconded by Bear Runner, to approve the prisoner housing in Fall River County at \$85.00 per day and Meade County at \$65.00 per day in 2021.

Motion made by Bear Runner, seconded by White Hawk, to allow Yellow Bull and Hopkins to attend an Oglala Sioux Tribe, Law and Order committee meeting to discuss housing of county prisoners in the OST Department of Corrections system.

Motion made by Bear Runner, seconded by Yellow Bull, to not rehire any employee for a period of one year, if that employee has resigned and withdrawn their retirement funds, unless authorized by the commission.

Motion made by Bear Runner, seconded by Yellow Bull, to meet the second Wednesday of every month, at 1:00 p.m.

Motion made by Yellow Bull, seconded by Bear Runner, to approve travel of the county commissioners and officials to attend Black Hills Association meetings, and other same day travel,

and to require travel approval when an over-night stay is required.

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

**OGLALA LAKOTA COUNTY RESOLUTION #2021-01**

WHEREAS, the Division of Purchasing and Printing of the State of South Dakota has competitively bid state contracts for the purchase of necessary supplies, equipment and materials for state and local governments, and

WHEREAS, the Oglala Lakota County Board of Commissioners is authorized to purchase necessary supplies, equipment and materials for its use, and

NOW THEREFORE, BE IT RESOLVED, that the Board of Oglala Lakota County Commissioners enter into an agreement with the Division of Purchasing and Printing of the State of South Dakota to purchase equipment, supplies and materials.

Dated this 13<sup>th</sup> day of January, 2021.

ATTEST:

/s/Sue Ganje

Oglala Lakota County Auditor

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

Motion made by Bear Runner, seconded by White Hawk, to approve wages and salaries for 2021 as follows, without commissioner wages:

**OGLALA LAKOTA COUNTY PAYROLL 2021**

Russell, Lance	State's Attorney	\$25,000.00	per year
Arredondo, Jerlene	Veteran's Service Officer	\$15,500.00	per year
Bettelyoun, Lynx	Hwy Superintendent	\$45,907.89	per year
Bear Runner, Ramon	Commissioner	\$200.00 a month plus \$25.00	per attended meeting
Boche, Carol	State's Attorney's Office	\$3,000.00	per year
Bush, Karen	Hwy Secretary	\$15.05	per hour
Davis, William	Sheriff's Deputy	\$10.00	per hour
Engbretson, Melody	Registrar of Deeds	\$17,175.25	per year
Ganje, Sue	Auditor	\$17,175.25	per year
Hayes, Susie	Director of Equalization	\$10,300.00	per year
Herman, Robert	Sheriff	\$48,126.75	per year
Hopkins, Artthur	Commissioner	\$200.00 a month plus \$25.00	per attended meeting
Jenniges, Edie	State's Attorney's Office	\$3,000.00	per year
Martinez, Audrey	Coroner	\$125.00	per call
Merdanian, Anthony	Hwy Department	\$15.76	per hour

Merdanian, Logan	Hwy Department	\$14.42 per hour
Pullen, Teresa	Treasurer	\$17,175.25 per year
Takes The Shield, Anna	Commissioner	\$200.00 a month plus \$25.00 per attended meeting
White Face, David	Hwy Department	\$18.54 per hour
White Hawk, Eugenio	Commissioner	\$200.00 a month plus \$25.00 per attended meeting
Yellowbull, Wendell	Commissioner	\$200.00 a month plus \$25.00 per attended meeting

Motion made by Yellow Bull, seconded by White Hawk, to approve salaries of \$150.00 per month, plus \$25.00 per attended meeting.

Motion made by Bear Runner, seconded by White Hawk, to table appointing a commissioner to the weed board at the next meeting.

Motion made by Yellow Bull, seconded by Bear Runner, to set the private road work hearing for February 10, 2021 meeting as per SDCL 31-11-41 through 31-11-45.

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

**OGLALA LAKOTA COUNTY RESOLUTION #2021-02**

WHEREAS, pursuant to SDCL 12-15-11, the Board of County Commissioners at their first meeting shall set a fee for Election Board and the mileage rate;

NOW THEREFORE BE IT RESOLVED, that the Oglala Lakota County Board of Commissioners have set the fee for attendance of Election School at \$25.00; and

ALL ELECTION BOARDS WILL RECEIVE A FLAT FEE OF \$130.00; SUPERINTENDENTS OF EACH PRECINCT A FEE OF \$135.00; RESOLUTION AND ABSENTEE BOARDS WILL BE SET AT \$9.45 PER HOUR, and

ALL PROVISIONAL BOARDS WILL BE SET AT A \$20.00 FLAT FEE, and

BE IT FURTHER RESOLVED, that the Oglala Lakota County Commissioners set the mileage rate at \$.42 per mile for the transporting of ballots and ballot boxes by the precinct superintendent.

Dated this 13<sup>th</sup> day of January, 2021.

ATTEST:  
/s/Sue Ganje  
 Oglala Lakota County Auditor

/s/Anna Takes the Shield (DuBray) Chair  
 Oglala Lakota County Board of Commissioners

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

**OGLALA LAKOTA COUNTY RESOLUTION #2021-03**

WHEREAS, SDCL 12-14-1 allows for the establishment of polling locations in each County; and NOW THEREFORE, BE IT RESOLVED, that the Oglala Lakota County 2021 polling places be established as follows:

**COUNTY COMMISSIONER DISTRICT 1**

PORCUPINE PRECINCT – Christ The King Parish, Bill Pauly Hall, Porcupine, SD

**COUNTY COMMISSIONER DISTRICT 2**

OGLALA PRECINCT- Brother Renee Hall, Oglala, SD  
MANDERSON PRECINCT- St. Agnes Church Hall, Manderson, SD

**COUNTY COMMISSIONER DISTRICT 3**

CUNY TABLE PRECINCT- Red Shirt School, Red Shirt, SD  
KYLE PRECINCT- Little Wound School, Kyle, SD  
ROCKYFORD PRECINCT- Singing Horse Trading Post, 7 mi. N. of Manderson, SD

**COUNTY COMMISSIONER DISTRICT 4**

PINE RIDGE PRECINCT 3- Prue Ecoffey Gymnasium/Elementary School, Pine Ridge SD

**COUNTY COMMISSIONER DISTRICT 5**

PINE RIDGE PRECINCT 1- Prue Ecoffey Gymnasium/Elementary School, Pine Ridge SD

BATESLAND PRECINCT- Oglala Lakota County School, Bill Conquering Bear Gymnasium Batesland, SD

Dated this 13<sup>th</sup> day of January, 2021.

ATTEST:  
/s/Sue Ganje  
Oglala Lakota County Auditor

/s/Anna Takes the Shield (DuBray), Chair  
Oglala Lakota County Board of Commissioners

Motion made by White Hawk, seconded by Hopkins, to approve the school choice week proclamation as follows:

**Oglala Lakota County School Choice Week**

WHEREAS all children in Oglala Lakota County should have access to the highest-quality education possible; and,

WHEREAS Oglala Lakota County recognizes the important role that an effective education plays in preparing all students in Oglala Lakota County to be successful adults; and,

WHEREAS quality education is critically important to the economic vitality of Oglala Lakota County; and,

WHEREAS Oglala Lakota County is home to a multitude of high quality public and nonpublic schools from which parents can choose for their children, in addition to families who educate their children in the home; and

WHEREAS, educational variety not only helps to diversify our economy, but also enhances the vibrancy of our community; and,

WHEREAS Oglala Lakota County has many high-quality teaching professionals in all types of school settings who are committed to educating our children; and,

WHEREAS, School Choice Week is celebrated across the country by millions of students, parents, educators, schools and organizations to raise awareness of the need for effective educational options;

NOW, THEREFORE, I, Anna Takes the Shield do hereby recognize January 24 – 30, 2021 as Oglala Lakota County School Choice Week, and I call this observance to the attention of all of our citizens.

Motion made by Bear Runner, seconded by Yellow Bull, to approve the November 6 and December 9, 2020 minutes. The December 31, 2020 were unavailable.

Motion made Yellow Bull, seconded by Bear Runner to approve the auditor’s account 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 31<sup>st</sup> day of December 2020.

Total Amt of Deposit in First Interstate Bank, HS:	<u>\$181,450.31</u>
Total Amount of Cash:	<u>\$1,172.25</u>
Total Amount of Checks in Treasurer's	

Possession Not Exceeding Three Days: \$12,671.48

MONEY MARKET SAVINGS:

First Interstate - Hot Springs: \$2,261,114.24

CERTIFICATES OF DEPOSIT:

First Interstate - Hot Springs: \$201,651.53

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:

Titus, Casey \$75.00 10/26/2020

TOTAL \$2,708,349.81

Dated this 31<sup>st</sup> day of December 2020.

/s/Sue Ganje

Sue Ganje, County Auditor of Oglala Lakota County

County Monies: \$2,629,934.50

Held for other Entities: \$33,167.22

Held in Trust: \$45,248.09

TOTAL: \$2,708,349.81

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.

Motion made by Bear Runner, seconded by White Hawk, to appoint the Lakota Times as the legal newspaper for 2021.

Lynx Bettelyoun, Highway Superintendent, met with the board. Motion made by Yellow Bull, seconded by Bear Runner, to approve the rate of \$78 per hour for 2021 private road work.

Motion made by Yellow Bull, seconded by White Hawk, to approve the advertisement for bids for the Oglala Lakota County Road 7 Aggregate Resurfacing Project – Phase 1.

Motion made by Yellow Bull, seconded by Hopkins, to approve re-classification of Logan Merdanian as full time, \$14.42 per hour, effective January 18, 2021.

Discussion was held on CPR and MSHA training, with Hopkins advising Bettelyoun to advise the OST Public Safety of the February training in Hot Springs.

Bettelyoun updated the board about reshaping and installing a 36" x 40' culvert on County Road 7; blading on County Roads 16A, 2 and 4 and snow removal on all roads. The highway department also hauled and spread 390 tons of gravel on County Road 2; 330 tons on County Road 7; 120 tons on County Road 4 and 570 tons on County Road 11.

Teresa Pullen, Treasurer, met with the board. Motion made by Yellow Bull, seconded by Bear Runner, to approve First Interstate Bank as a new credit card issuer for the county.

Motion made by Yellow Bull, seconded by Bear Runner, to approve the quote by Software Services, Inc. for analyzation of Trust funds (Partial tax, Payment Plans and Tax Certificate Redemptions) in the amount of \$1,120.00.

Discussion was held on the Oglala Lakota/Fall River contract, and of future plans for having a courthouse in Oglala Lakota County, with the election of their own officials.

Motion made by Yellow Bull, seconded by White Hawk to not renew the employment with David Tally Plume (deputy sheriff) as the appointment term has ended.

Takes the Shield (DuBray) turned the meeting over to the vice-chairman at 2:30 p.m. and left the meeting.

Joe Herman, Sheriff, met with the board (via phone) to continue the discussion of housing Oglala Lakota prisoners in the OST - Department of Corrections system, noting that the bond money issue has not been resolved. Discussion was also held on recent cases and paper service. Herman is also in support of a constable if the commissioners want to hire someone for that.

Motion made by Yellow Bull, seconded by Hopkins to accept the monthly sheriff report.

Sue Ganje, Auditor, met with the board to discuss the December 31, 2020 cash surplus and review for possible changes. Motion made by Yellow Bull, seconded by Bear Runner, to designate within the general fund an amount of \$29,000.00 for a future county building.

The board received training on their new Amazon Fire 7 10" tablets.

Lance Russell, State's Attorney, met with the board to review the contract between the counties while explaining the need for an amendment. Motion made by Yellow Bull, seconded by Bear Runner to approve the amended 2021 Oglala Lakota/Fall River contract.

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

#### **GENERAL FUND**

AT&T TELECONFERENCE	TELECONFERENCE	\$51.56
BEAR RUNNER, RAMON	MILEAGE	\$53.76
CENTURY BUSINESS	COPIER LEASE/METER	\$43.02
DATASPEC INC	2021 ANNUAL FEE	\$449.00
TAKES THE SHIELD, ANNA	MILEAGE	\$53.76
GOLDEN WEST	LOCAL PHONE/EMAIL/LONG DISTANCE	\$345.69
HOPKINS, ARTHUR L	MILEAGE	\$95.76
MASTEL, BRUCE	WEB HOST/UPDATE/SERVER	\$35.00
MICROFILM IMAGING SYSTEMS	SCANNING EQUIPMENT LEASE	\$17.50
QUADIENT FINANCE USA, INC	POSTAGE	\$228.05
OGLALA SIOUX TRIBE	MONTH RENT FOR VETERAN SERVICE OFFICER	\$100.00
PENNINGTON COUNTY JAIL	INMATE HOUSING	\$255.00
QUILL CORPORATION	SUPPLIES	\$44.24
RELIANCE STANDARD	LIFE INSURANCE	\$59.00
SD SHERIFF'S ASSOCIATION	2021 DUES	\$907.58
WHITE HAWK, EUGENIO	MILEAGE	\$75.60
YELLOW BULL, WENDELL	MILEAGE	\$53.76
	TOTAL FOR GENERAL FUND	\$2,868.28

**COUNTY ROAD & BRIDGE**

BLUE CROSS/BLUE SHIELD	HEALTH INSURANCE PREMIUM	\$1,876.98
CULLIGAN	UTILITY	\$18.00
GENERAL STORE	SUPPLIES	\$70.95
LACREEK ELECTRIC ASSOC	UTILITY/ELECTRIC	\$557.35
MARTIN AUTO PARTS	PARTS/SUPPLY	\$86.74
RELIANCE STANDARD	LIFE INSURANCE	\$106.50
STANDING BEAR, WILMA	REFUND	\$196.00
	TOTAL FOR COUNTY ROAD & BRIDGE	\$2,912.52
	TOTAL PAID BETWEEN 12/9/20 AND 12/31/20	\$5,780.80

No public comment was given. Motion made by Yellow Bull, seconded by Hopkins, to adjourn at 4:10 p.m.

/s/ Anna Takes The Shield (DuBray)

Anna Takes The Shield (DuBray, Chairwoman  
Board of Oglala Lakota County Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Oglala Lakota County Auditor