

OGLALA LAKOTA COUNTY APPROVED MINUTES OF MARCH 10, 2021

The Oglala Lakota Board of County Commissioners met in regular session on March 10, 2021. Present: Anna Takes the Shield (DuBray), Eugenio White Hawk, Wendell Yellow Bull (via phone) and Sue Ganje, Auditor (courthouse). Ramon Bear Runner and Art Hopkins were not present.

The meeting called to order at 1:09 p.m. by Chairwoman Takes the Shield (DuBray). The agenda was reviewed for conflicts. **ALL MOTIONS RECORDED IN THESE MINUTES WERE PASSED BY UNANIMOUS ROLL CALL VOTE, UNLESS OTHERWISE STATED.**

Hopkins joined the meeting via phone at 1:13 p.m.

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

Motion made by Yellow Bull, seconded by White Hawk, to approve the February 10, 2021 minutes.

Motion made by Yellow Bull, seconded by White Hawk, to accept the Veteran's Service Officer reports and place them on file.

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

OGLALA LAKOTA COUNTY RESOLUTION #2021-04

WHEREAS, the South Dakota Wildland Fire Coordinator is authorized to assist in fighting range fires through the State; and

WHEREAS, a county must formally request his assistance pursuant to SDCL 41-20-8.1; and

WHEREAS, because there is insufficient time to hold a meeting and adopt a resolution during a fire, Oglala Lakota County can designate a person with authority to request assistance under this law;

NOW THEREFORE BE IT RESOLVED, that the Oglala Lakota County Commissioners hereby designate the following person (s) with the authority to request assistance from the State Wildland Fire Coordinator in fighting range fires:

Anna Takes the Shield (DuBray)
COMMISSIONER
605-441-1202 (CELL)

Eugenio White Hawk
COMMISSIONER

605-899-0014 (CELL) or 605-455-2293 (HOME)

Ramon Bear Runner
COMMISSIONER
605-441-5768 (CELL) or 605-867-2361 (HOME)

Art Hopkins
COMMISSIONER
605-441-0966 (CELL) or 605-455-1810 (HOME)

Wendell Yellow Bull
COMMISSIONER
605-441-8273 (CELL) or 605-867-2263 (HOME)

Robert “Joe” Herman
OGLALA LAKOTA COUNTY SHERIFF
605-441-6215 (CELL)

Franklin W. Maynard
EMERGENCY MANAGEMENT DIRECTOR
605-890-7245 (CELL) or 605-745-7562 (OFFICE)

Dated this 10th day of March, 2021

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

ATTEST:

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

Motion made by White Hawk, seconded by Yellow Bull, to approve travel for Sheriff Herman to attend the SD Sheriffs and Police Chiefs Conference, Deadwood, SD, April 20 through April 22, 2021.

Motion made by White Hawk, seconded by Yellow Bull, to approve hosting a Black Hills Association of County Commissioners meeting in May and providing a tour of the OST Justice Center.

The Opinion Summary by the SD Supreme Court on Wings as Eagles Ministries, Inc. v. Oglala Lakota County was reviewed, with the Supreme Court affirming the decision of the circuit court, which affirmed the decision of the Oglala Lakota County Commissioners. The County denied Wings as Eagles Ministries, Inc.’s petition seeking an abatement of property taxes for 2014 and 2015, holding that the circuit court did not err.

Motion made by White Hawk, seconded by Yellow Bull, to approve advance travel funds for Commissioners to attend SDACC Workshop in Pierre, March 17 and March 18, 2021.

The supplement and contingency hearing was held as advertised. Motion made by Yellow Bull, seconded by White Hawk, to approve the following resolution:

OGLALA LAKOTA COUNTY RESOLUTION #2021-5
Supplemental Budget 2021, #1

WHEREAS, SDCL 7-21-22 provides that the Board of County Commissioners may adopt a supplemental budget, and whereas, as due and legal notice has been given, the following Supplements to expenditures for 2021 Budget be approved as follows: General Fund: Commissioners Salaries 10100X411011, \$1,500.00; Judicial System 10100X4261130, \$100.00; Auditor Salaries 10100X4110141, \$8,305.00; Auditor FICA 10100X4120141, \$635.00; Auditor Retirement 10100X4130141, \$1,335.00; Treasurer Salaries 10100X4110142, \$7,673.00; Court Appointed Attorney Fees 10100X4262153, \$200.00; Director of Equalization Salaries 10100X4110162, \$462.00; Director of Equalization Supplies 10100X4260162, \$570.00; Register of Deeds Salaries 10100X4110163, \$2,305.00; Register of Deeds FICA 10100X4120163, \$197.00; Predatory Animal Control 10100X4290166, \$404.18; Sheriff Salaries 10100X4110211, \$1,295.00; Coroner Autopsies 10100X4228213, \$3,188.00; Coroner Supplies 10100X4260213, \$800.00; Care of Poor 10100X4261411, \$500.00; Hwy Fund: Hwy Road Projects 20100X4251311, \$269,946.00; Hwy Lease 20100X4340810, \$4,810.00 Means of finance to be cash, and

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners to adopt a Supplemental Budget #1 for 2021.

Dated at Oglala Lakota County, South Dakota this 10th day of March 2021.

/s/Anna Takes the Shield (DuBray)

Oglala Lakota County Board of Commissioners

ATTEST:

/s/Sue Ganje

Fall River County Auditor's Office

Lynx Bettelyoun, Highway Superintendent, met with the board. Motion made by Yellow Bull, seconded by White Hawk to approve travel for Bettelyoun to attend the 2021 Short Course in Deadwood, March 24 and March 25, 2021.

Hopkins noted that he'd like to go with Bettelyoun to the Short Course in Deadwood. Travel will be approved at the next meeting.

Motion made by White Hawk, seconded by Yellow Bull, to approve the private road contract with Dineh Benally and Anna Has No Horse, in the amount of \$348.00 for loader work.

Motion made by White Hawk, seconded by Hopkins, to approve the Road Groom Manufacturing quote for a 2020 8.5' Road Groom, including the Hydraulic Pump Kit, in the amount of \$17,050.00.

Motion made by Yellow Bull, seconded by White Hawk, to approve the quote from Troy Kretzschmar Trucking, for a 2008 Smithco Side Dump trailer, in the amount of \$37,000.00.

Motion made by White Hawk, seconded by Hopkins, to approve the 2021 Motor Grader purchase from Butler Cat Machinery, in the amount of \$333,296.31.

The board received a Certified Bid Tabulation from Banner Associates, Inc. for the bid opening on February 10, 2021. Motion made by Hopkins, seconded by Yellow Bull, to approve the Notice of Award - Contract to Western Construction, Inc. of Rapid City, in the amount of \$531,350.00 for the Oglala Lakota County Road 7 Resurfacing – Phase 1.

Bettelyoun updated the board on putting 81 tons of gravel on County Road 2 and 11 (each) and have done maintenance on County Roads 7, 16A, 2, 4, 16, 15L, 6 and 15. Snow removal has been done on all roads. Bettelyoun and crew have replaced parts, pins, and bearings on the Walk n Roll packers.

Roger Risty, Risty Benefits, met with the board, via phone, to discuss dental and vision benefits, deductibles and providers, and answered questions by board members. Risty will email a list of dental and vision providers.

Motion made by White Hawk, seconded by Hopkins, to set a hearing to vacate a plat for Robbie Dyer, CEO, Oyate Concern Inc., on March 22, 2021 at 2 p.m.

Susie Hayes, Director of Equalization, met with the board. Motion made by White Hawk, seconded by Hopkins, to set the county board of equalization on April 14, 2021, following their regular meeting.

Motion made by White Hawk, seconded by Hopkins, to table the request for Veteran's Service Officer to be re-classified as full time until the next meeting.

Discussion was held on having the Badlands Soil Conservation District attend the next meeting to speak of the services that are provided to county residents.

Hopkins spoke of attempted meetings with the OST Law and Order Committee, it was agreed to invite the chair and vice-chair to the next meeting in April and have the State's Attorney Russell present.

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

GENERAL FUND

AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$54.08
BEAR RUNNER, RAMON	MILEAGE	\$218.32
BEAM INSURANCE ADMIN. LLC	DENTAL/VISION PLANS	\$125.14
CENTURY BUSINESS	COPIER LEASE	\$123.86
TAKES THE SHIELD, ANNA	MILEAGE	\$232.60
ELECTION SYSTEMS & SOFT	ELECTION MAINTENANCE	\$94.80

EFTPS	EFTPS PAYROLL TAXES	\$1,761.45
FALL RIVER CO. SHERIFF	INMATE HOUSING	\$2,975.00
CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$328.00
GOLDEN WEST	LOCAL PHONE/EMAIL/LONG DISTANCE	\$131.66
HOPKINS, ARTHUR L	MILEAGE	\$199.00
LAKOTA TIMES	PUBLICATION	\$284.55
LYNN'S DAKOTA MART	INMATE PHARMACY	\$39.75
MARTINEZ, AUDREY	CORONER MILEAGE	\$57.96
MASTERCARD	CREDIT CARD	\$70.99
MONUMENT HEALTH	MORGUE FEES	\$461.00
OGLALA SIOUX TRIBE	MONTH RENT FOR VETERAN'S SERVICE OFFICER	\$100.00
QUALIFIED PRESORT SERVICE	PRESORT MAIL SERVICE	\$285.94
QUILL CORPORATION	SUPPLIES	\$105.98
RELIANCE STANDARD	LIFE INSURANCE	\$59.00
RUSSELL, LANCE	TRAVEL REIMBURSEMENT	\$39.56
SD ASSN OF COUNTY COMM.	2021 SPRING WORKSHOP	\$550.00
SDAAO	ASSOCIATION FEES	\$75.00
SD SHERIFF'S ASSOCIATION	SD SHERIFF CONFERENCE	\$85.00
SECRETARY OF STATE	PISTOL PERMITS	\$63.00
BADLANDS CONSERVATION	2021 BUDGET ALLOTMENT	\$2,500.00
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$701.68
WHITE HAWK, EUGENIO	MILEAGE	\$208.24
YELLOW BULL, WENDELL	MILEAGE	\$238.48
COMMISSION	FEBRUARY SALARIES	\$1,625.00
STATE'S ATTORNEY'S OFFICE	FEBRUARY SALARIES	\$500.00
VETERAN'S SERVICE OFFICE	FEBRUARY SALARIES	\$1,291.67
SHERIFF	FEBRUARY SALARIES	\$4,329.86
CORONER	FEBRUARY SALARIES	\$1,125.00
	TOTAL FOR GENERAL FUND	\$21,041.57

COUNTY ROAD & BRIDGE

AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$64.55
BEAM INSURANCE ADMIN. LLC	DENTAL/VISION PLANS	\$380.02
BUTLER MACHINERY CO.	EQUIP/REPAIR/MOTOR GRADER	\$333,680.95
CULLIGAN	UTILITY	\$6.00
EFTPS	EFTPS PAYROLL TAXES	\$2,815.66
G.F. BUCHE CO.	SUPPLY	\$225.48
GENERAL STORE	SUPPLIES	\$170.96
GODFREY BRAKE SERVICE	SUPPLY	\$92.31
GREAT PLAINS COMMUNICATION	LOCAL PHONE & INTERNET	\$183.74
JOHN DEERE FINANCIAL	BOMGAARS CHARGES/SUPPLY	\$639.98
LACREEK ELECTRIC ASSOC	UTILITY/ELECTRIC	\$564.69
LAKOTA TIMES	PUBLICATION	\$22.40
MCI COMM SERVICE	LONG DISTANCE	\$53.64

QUILL CORPORATION	SUPPLIES	\$22.59
RELIANCE STANDARD	LIFE INSURANCE	\$111.25
ROAD GROOM MFG. LLC	EQUIPMENT	\$17,050.00
SDACHS	SHORT COURSE WORKSHOP	\$100.00
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,420.32
TK TRANSPORTATION LLC	EQUIPMENT	\$37,000.00
WALK-N-ROLL	PARTS	\$778.53
WESTCO	FUEL/UTILITIES	\$5,109.72
HIGHWAY DEPARTMENT	JANUARY SALARIES	\$12,509.63
HIGHWAY DEPARTMENT	OVERTIME	\$108.93
	TOTAL FOR COUNTY ROAD & BRIDGE	\$413,111.35
	TOTAL PAID BETWEEN 2/11/21 AND 3/10/21	\$434,152.92

No public comment was given. Motion made by White Hawk, seconded by Yellow Bull, to adjourn at 3:01 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