

OGLALA LAKOTA COUNTY APPROVED MINUTES OF APRIL 14, 2021

The Oglala Lakota Board of County Commissioners met in regular session on April 14, 2021. Present: Ramon Bear Runner, Art Hopkins, Wendell Yellow Bull and Sue Ganje, Auditor. Anna Takes the Shield (DuBray) and Eugenio White Hawk were not present.

The Pledge of Allegiance was given, and meeting was called to order at 1:15 p.m. by the Yellow Bull. The agenda was reviewed for conflicts. ALL MOTIONS RECORDED IN THESE MINUTES WERE PASSED BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED.

Motion made by Bear Runner, seconded by Yellow Bull, to approve the agenda as written.

Motion made by Yellow Bull, seconded by Bear Runner, to approve the March 10 and March 22, 2021 minutes.

Motion made by Yellow Bull, seconded by Bear Runner, to accept the Veteran's Service Officer monthly report and place it on file.

Discussion was held on privacy of claims and applicants that the Veteran's Service Officer processes.

Takes the Shield (DuBray) joined the meeting via phone at 1:20 p.m. and the meeting was turned over to her as chairwoman.

Motion made by 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 28th day of February 2021.

Total Amount of Deposit in First Interstate Bank, HS:	\$133,029.82
Total Amount of Cash:	\$1,603.07
Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days:	\$1,581.40
MONEY MARKET SAVINGS:	
First Interstate, HS:	\$2,455,980.73
CERTIFICATES OF DEPOSIT:	
First Interstate, HS:	\$201,651.53
Black Hills Federal Credit Union, HS:	\$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

RETURNED CHECKS:

Titus, Casey	10/26/2020	\$75.00
TOTAL		\$2,844,136.55

Dated This 28th Day of February 2021.
/s/Sue Ganje, County Auditor of Oglala Lakota County

County Monies	\$2,751,188.75
Held for other Entities	\$38,511.92
Held in Trust	\$54,435.88
TOTAL	\$2,844,136.55

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.

White Hawk joined the meeting at 1:26 p.m.

Motion made by Yellow Bull, seconded by White Hawk, to approve travel for Bobbie Janis to attend the South Dakota Association of County Officials 2021 Spring Workshop, May 4 and May 5, 2021.

Motion made by Yellow Bull, seconded by Hopkins, to approve appointing all commissioners to the Local Emergency Planning Committee. They will confer with the Sheriff, Emergency Manager and Oglala Sioux Tribe.

Travis Engel, Golden West Facility Technician II, met with the board. Motion made by Yellow Bull, seconded by White Hawk, to approve the following plat resolution:

OGLALA LAKOTA COUNTY RESOLUTION #2021-07

A Plat of Utility Lot, located in the Southeast Quarter of the Southwest Quarter of Section 34, Township 40 North, Range 43 West of the 6th Principal Meridian, Oglala Lakota County, South Dakota

WHEREAS, there has been presented to the County Commissioners of Oglala Lakota County, South Dakota, the within plot of the above described lands, and it appearing to the Board that the system of streets conforms to the system of streets of existing plots and section lines of the county; adequate provision is made for access to adjacent unplatted lands by public dedication or section line when physically accessible; all provisions of the county subdivision regulations have

been completed with; all taxes and special assessments upon the property have been fully paid; and the plot and survey have been lawfully executed; now and therefore,

BE IT RESOLVED that said plat is hereby approved in all respects.

Dated this 14th day of April, 2021.

ATTEST:

/s/Sue Ganje

Oglala Lakota County Auditor

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

Allen Schaefer, SD Department of Legislative Audit, met via phone with the board to give the closing conference for the 2018 – 2019 audit. The distribution of Fire Insurance Premium Tax will need to be changed to comply with state law.

Nathan Kehn, one of the five Badlands Conservation District Supervisors, met with the board via phone, and spoke of the history of the district that was formed in 1954, and of the 403,270 trees and shrubs sold to residents, as well as nearly 2000 orders this year. Kehn thanked the commission for their support of the district.

Lynx Bettelyoun, Highway Superintendent, met with the board and presented fuel quotes as follows:

3/22/2021 Fuel Quotes	520 Gal Unleaded Gas	1,100 Gal #1 Diesel
Westco	\$2.765/gallon	\$2.969/gallon
Pine Ridge Oil	No Bid	No Bid
Nelson's	No Bid	No Bid

Motion made by Yellow Bull, seconded by White Hawk, to approve the low and only bid from Westco for 520 gallons of gasoline at \$2.765 per gallon, for a total of \$1,437.80 and 1,100 gallons of #1 diesel, at \$2.969 per gallon, for a total of \$3,265.90.

Motion made by Yellow Bull, seconded by White Hawk, to approve the February 13, 2021 through March 21, 2021 sheriff fuel transfer to reimburse the highway for 341.2 gallons of fuel at \$2.316 per gallon, for a total of \$790.22.

Motion made by Yellow Bull, seconded by White Hawk, to approve the contract with Bob Lee Trucking, Mitchell SD, to move aggregate from the designated pile located at Buzzy's Pit in Kyle to County Road #9 at Wounded Knee, for a total amount of \$20,227.50.

Bettelyoun updated the board on activities: snow removal and blading on all county roads, 50 tons of gravel trucked to County Road 16A, and 75 tons to County Road 11 and the re-shaped 2 miles of County Road 8 and 1 mile of County Road 7. One motor grader had a break down with an injector failing and the new grader is here. Two trucks have been having minor issues. The Road Groom was used on County Road 11 and will work perfect for small repairs.

Joe Herman, Sheriff, met with the board. Motion made by Yellow Bull, seconded by Hopkins, to approve a part time administrative assistant, up to 30 hours, Monday through Thursday, at \$14.00 per hour to work for the sheriff and the highway department at the highway department office in Batesland.

Herman requested the possibility of outside employment with IHS in security for patrol of clinics. State's Attorney Russell will review this request, look at the job description from IHS and bring back to the board.

Discussion was held on paper service process, things are not working like they anticipated with use of a lay attorney, or with the tribe serving paperwork. State's Attorney Russell will reach out to the tribe to see if they have a UCC, and if it addresses the paperwork process, would like to work out an agreement with them. Russell also discussed predatory lending and a law that was passed to provide county residents consumer protection.

Discussion was held on the Jackson County Coroner Jon Siedschlaw attending most coroner calls in Oglala Lakota County; contact will be made with the County Coroner for a follow-up at the next meeting.

Yellow Bull questioned Herman about providing a firearm safety program; Herman advised there are 4 trainers on the reservation that are authorized by the state.

Robert Haivala, SD Attorney General office, and Shorty Zilverberg, SD Brand board, met with the commission via phone, along with Lance Russell, State's Attorney, in person to discuss cattle and horse theft. Russell also invited the FBI, who have jurisdiction in the issue, but did not attend the meeting. The brand board, state and state's attorney have no jurisdiction, with Russell noting that involvement of the FBI is critical. If a theft occurs and they are a tribal member, the Oglala Sioux Tribe has jurisdiction. Discussion was held on required paperwork at sale barn, enforcing laws in western South Dakota, sovereignty of tribal members, and jurisdiction. Russell spoke of Nebraska not mandating brands on horses and a possible memorandum of understanding with them.

A proclamation was given to Edie Jenniges in appreciation for her work in the state's attorney's office.

Hopkins left the meeting at 3:51 p.m.

Ramon Bear Runner, Commissioner, met with the board. Motion made by Yellow Bull, seconded by Bear Runner to classify the Veteran's Service Officer as temporary full-time to carry additional duties for tribal emergency rental assistance, through December 31, 2021.

Motion made by Yellow Bull, seconded by Bear Runner to table the 2020 annual report until the next meeting.

Susie Hayes, Director of Equalization met with the board to discuss the updated soil tables and the increase to Ag producers. Her department will be sending out agriculture applications for

all parcels. These will be required to continue receiving Ag classification.

Sue Ganje, Auditor, met with board, to briefly update them on the Black Hills Association of County Commissioners and Officials Meeting on May 14, 2021 at Prairie Wind Casino that Oglala Lakota County is hosting.

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

GENERAL FUND

APPLIED CONCEPTS, INC.	PARTS	\$50.00
AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$54.08
AT&T TELECONFERENCE	TELECONFERENCE	\$140.15
BEAR RUNNER, RAMON	MILEAGE	\$53.76
BEAM INSURANCE ADMIN. LLC	DENTAL/VISION PLANS	\$125.14
CENTURY BUSINESS	COPIER LEASE	\$170.79
EFTPS	EFTPS PAYROLL TAXES	\$1,539.60
FALL RIVER CO. SHERIFF	INMATE HOUSING	\$765.00
CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$439.82
GOLDEN WEST	LOCAL PHONE/EMAIL/LONG DISTANCE	\$320.57
HOPKINS, ARTHUR L	TRAVEL REIMBURSEMENT/MILEAGE	\$350.48
LAKOTA TIMES	PUBLICATION	\$1,576.20
MASTEL, BRUCE	WEB HOST/UPDATE/SERVER	\$35.00
MASTERCARD	COUNTY CREDIT CARD	\$162.44
MICROFILM IMAGING SYSTEMS	SCANNING EQUIPMENT LEASE	\$17.50
QUADIENT FINANCE USA, INC	POSTAGE	\$593.58
OGLALA SIOUX TRIBE	MONTH RENT FOR VETERAN'S SERVICE OFFICER	\$100.00
RAMKOTA HOTEL	CONFERENCE HOTEL ROOM	\$606.00
RELIANCE STANDARD	LIFE INSURANCE	\$59.00
SD ASSN OF CO OFFICIALS	2021 SPRING WORKSHOP	\$185.00
SDAAO	REGISTRATION ANNUAL	\$200.00
SDACHS	2021 SHORT COURSE	\$100.00
SECRETARY OF STATE	PISTOL PERMITS	\$91.00
OL COUNTY TREASURER	SALES TAX	\$25.21
SOFTWARE SERVICES	SOFTWARE SERVICES	\$1,200.00
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$701.68
WENDELL'S GARAGE	SERVICE	\$58.77
WESTERN COMMUNICATIONS	PARTS/SERVICE	\$84.05
WHITE HAWK, EUGENIO	MILEAGE	\$75.60
YELLOW BULL, WENDELL	MILEAGE	\$53.76
FAST HORSE, KRISTOPHER	PISTOL PERMIT REFUND	\$10.00
JANIS, EDWARD	PISTOL PERMIT REFUND	\$10.00
COMMISSION	MARCH SALARIES	\$1,350.00
STATE'S ATTORNEY'S OFFICE	MARCH SALARIES	\$500.00

VETERAN'S SERVICE OFFICE	MARCH SALARIES	\$1,291.67
SHERIFF	MARCH SALARIES	\$4,350.56
	TOTAL FOR GENERAL FUND	\$17,446.41
COUNTY ROAD & BRIDGE		
AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$85.71
BANNER ASSOCIATES, INC.	PROFESSIONAL SERVICE	\$1,656.50
BEAM INSURANCE ADMIN. LLC	DENTAL/VISION PLANS	\$380.02
BLUE CROSS/BLUE SHIELD	HEALTH INSURANCE PREMIUM	\$1,876.98
BOOT BARN INC.	CLOTHING ALLOWANCE	\$589.13
CULLIGAN	UTILITY	\$18.00
EFTPS	EFTPS PAYROLL TAXES	\$2,791.01
GREAT PLAINS COMMUNICATION	LOCAL PHONE & INTERNET	\$183.74
GREAT WESTERN TIRE INC.	SUPPLY	\$1,122.85
HUSKER AUTO PARTS	AUTO PARTS/SUPPLIES	\$1,983.48
LACREEK ELECTRIC ASSOC	UTILITY/ELECTRIC	\$434.09
LAKOTA TIMES	PUBLICATION	\$91.00
MARTIN AUTO PARTS	PARTS/SUPPLY	\$957.58
MASTERCARD	COUNTY CREDIT CARD	\$402.49
MCI COMM SERVICE	LONG DISTANCE	\$51.55
PACIFIC STEEL & SIDING	SUPPLY	\$56.41
RELIANCE STANDARD	LIFE INSURANCE	\$111.25
SD DEPT OF REVENUE	TRAILER TAGS	\$21.20
SDACHS	2021 ASSOCIATION MEMBERSHIP	\$350.00
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,441.82
WESTCO	FUEL/UTILITES	\$4,703.7
HIGHWAY DEPARTMENT	MARCH SALARIES	\$12,155.29
HIGHWAY DEPARTMENT	OVERTIME	\$356.68
	TOTAL FOR COUNTY ROAD & BRIDGE	\$31,820.48
	TOTAL PAID BETWEEN 3/11/21 AND 4/14/21	\$49,266.89

No public comment was given. Motion made by White Hawk, seconded by Yellow Bull, to adjourn as a Board of County Commissioners and reconvene as a County Board of Equalization at 5:00 p.m.

The County Board of Equalization was called to order at 5:01 p.m. Director of Equalization Hayes reviewed the responsibilities of the board and the oath of office was taken by board members and given to the Auditor.

Motion made by Yellow Bull, seconded by Bear Runner, to accept the local meeting minutes from the Town of Batesland.

Motion made by Bear Runner, seconded by Yellow Bull, to approve the 2021 exempt list.

Motion made by Yellow Bull, seconded by Bear Runner, to approve the new application

of Potters House Chinle Christian Center, 100%, to the 2021 exempt list.

Motion made by Yellow Bull, seconded by White Hawk, to remove Knife Chief Buffalo Nation Society from the 2021 exempt list, as no application was received.

Motion made by Yellow Bull, seconded by White Hawk, to approve stipulation #2021-1 for Loren K. and Eva J. McMillan, parcel number 09000-03641-02110.

Motion made by Yellow Bull, seconded by Bear Runner to adjourn at 5:09 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