

## **OGLALA LAKOTA COUNTY APPROVED MINUTES OF JANUARY 12, 2022**

The Oglala Lakota Board of County Commissioners met in regular session on January 12, 2022. Present: Ramon Bear Runner (via phone), Art Hopkins, Anna Takes the Shield (DuBray), Wendell Yellow Bull (via phone) and Sue Ganje, Auditor. Eugenio White Hawk was absent.

The meeting was called to order at 1:29 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 Bear Runner, seconded by Hopkins, 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 Hopkins, seconded by Bear Runner, to nominate Eugenio White Hawk as chairman.

Motion made by Bear Runner, seconded by Hopkins, to have nominations cease and cast a unanimous vote for White Hawk as chairman for 2022.

Motion made by Hopkins, seconded by Bear Runner, to nominate Takes the Shield (DuBray) as vice-chairwoman.

Motion made by Bear Runner, seconded by Yellow Bull, to have nominations cease and cast a unanimous vote for Takes the Shield (DuBray) as vice-chairwoman.

The meeting was turned back over to the vice-chair.

Motion made by Yellow Bull, seconded by Bear Runner, to designate the bulletin boards for legal notices in Hot Springs, Pine Ridge Post Office and Tribal Building, Kyle Post Office and Kyle Clinic.

Motion made by Yellow Bull, seconded by Hopkins, to approve the First Interstate Bank and the Black Hills Federal Credit Union as the official depositories for the county in 2022.

Motion made by Hopkins, seconded by Yellow Bull, to set the indigent burial rate at \$1,000.00 in 2022.

Motion made by Bear Runner, seconded by Hopkins, to approve the prisoner housing in Fall River County at \$85.00 per day and Meade County at \$65.00 per day in 2022.

Motion made by Yellow Bull, seconded by Hopkins, to not rehire any employee for a period of 6 months, if that employee has resigned and withdrawn their retirement funds, unless authorized by the commission.

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

**OGLALA LAKOTA COUNTY RESOLUTION #2022-01**

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 12<sup>th</sup> day of January, 2022

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

ATTEST:

/s/Sue Ganje  
Oglala Lakota County Auditor

Motion made by Bear Runner, seconded by Yellow Bull, to approve wages and salaries for 2022 as follows:

**OGLALA LAKOTA COUNTY PAYROLL 2022**

Arredondo, Jerlene	Veteran's Service Officer	\$17,580.00	per year
Bear Runner, Ramon	Commissioner	\$250.00 a month plus \$25.00 per attended meeting	
Bettelyoun, Lynx	Hwy Superintendent	\$50,067.96	per year
Engebretson, Melody	Register of Deeds	\$21,335.28	per year
Ganje, Sue	Auditor	\$21,335.28	per year
Heidebrink, Lillian	Director of Equalization	\$14,460.12	per year
Herman, Robert	Sheriff	\$52,286.76	per year
Hopkins, Artthur	Commissioner	\$250.00 a month plus \$25.00 per attended meeting	
Martinez, Audrey	Hwy Secretary	\$16.00	per hour
Merdanian, Logan	Hwy Department	\$16.42	per hour
Pullen, Teresa	Treasurer	\$21,335.28	per year
Russell, Lance	State's Attorney	\$29,160.12	per year

Starr, Ivan	Coroner	\$125.00 per call
Takes The Shield, Anna	Commissioner	\$250.00 a month plus \$25.00 per attended meeting
White Face, David	Hwy Department	\$20.54 per hour
White Hawk, Eugenio	Commissioner	\$250.00 a month plus \$25.00 per attended meeting
Yellowbull, Wendell	Commissioner	\$250.00 a month plus \$25.00 per attended meeting

**Paid out for Victim's Assistance**

Boche, Carol	State's Attorney's Office	\$3,000.00 per year
Two Bear, Lynn	State's Attorney's Office	\$3,000.00 per year

Motion made by Bear Runner, seconded by Hopkins, to appoint Bear Runner to the weed board.

Motion made by Bear Runner, seconded by Yellow Bull, to set the private road work hearing for February 9, 2022 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 #2022-02**

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 \$150.00; SUPERINTENDENTS OF EACH PRECINCT A FEE OF \$160.00; RESOLUTION, ABSENTEE AND PROVISIONAL BOARDS WILL BE SET AT \$10.00 PER HOUR, 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 12<sup>th</sup> day of January, 2021

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

ATTEST:

/s/Sue Ganje  
Oglala Lakota County Auditor

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

**OGLALA LAKOTA COUNTY RESOLUTION #2022-03**

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 2022 polling places be established as follows:

**COUNTY COMMISSIONER DISTRICT 1**

PORCUPINE PRECINCT – Christ The King Parish, Bill Pauly Hall, 490 Lourdes Ln, Porcupine, SD

**COUNTY COMMISSIONER DISTRICT 2**

OGLALA PRECINCT- Brother Renee Hall, 29128 US Hwy 18, Oglala, SD  
MANDERSON PRECINCT- St. Agnes Church Hall, 1886 BIA 33, Manderson, SD

**COUNTY COMMISSIONER DISTRICT 3**

CUNY TABLE PRECINCT- Red Shirt School, 38 Tatanka Numpa Rd, Red Shirt, SD  
KYLE PRECINCT- Little Wound School, 438 Main St, Kyle, SD  
ROCKYFORD PRECINCT- Singing Horse Trading Post, 7 mi. N. of Manderson, 1210 BIA 33, Manderson, SD

**COUNTY COMMISSIONER DISTRICT 4**

PINE RIDGE PRECINCT 3- Sacred Heart Catholic Church, 30238 US Hwy 18, Pine Ridge, SD

**COUNTY COMMISSIONER DISTRICT 5**

PINE RIDGE PRECINCT 1- Sacred Heart Catholic Church, 30238 US Hwy 18, Pine Ridge, SD  
BATESLAND PRECINCT- Oglala Lakota County School, Bill Conquering Bear Gymnasium, 409 3<sup>rd</sup> St, Batesland, SD

Dated this 12<sup>th</sup> day of January, 2022

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

ATTEST:

/s/Sue Ganje, Oglala Lakota County Auditor

Motion made by Bear Runner, seconded by Yellow Bull, to approve the December 30, 2021 minutes.

Motion made Bear Runner, seconded by Yellow Bull, 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 31st day of December 2021.

**Total Amount of Deposit in First Interstate Bank, HS:** \$ 301,355.38

**Total Amount of Cash:** \$ 556.10

**Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days:** \$ 472.30

**FIRST INTERSTATE SAVINGS**

First Interstate, HS: \$ 1,934,600.53

**CERTIFICATES OF DEPOSIT:**

First Interstate, HS: \$ 202,106.72

Black Hills Federal Credit Union, HS: \$ 50,000.00

First National Bank of Lead Checking \$ 1,000.00

First Nation Bank of Lead ICS Acct \$ 1,215,960.49

**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

Alpha One LLC 12/22/2021 \$ 70.00

**TOTAL \$ 3,706,411.52**

Dated This 31st Day of December.

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

/s/Teresa Pullen, County Treasurer of Oglala Lakota County

County Monies	\$	3,643,904.59
Held for other Entities	\$	22,939.14
Held in Trust	\$	39,567.79
<b>TOTAL</b>	<b>\$</b>	<b>3,706,411.52</b>

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 Hopkins, to accept the December 2021 Veteran's Service Officer report and place it on file.

Motion made by Hopkins, seconded by Yellow Bull, to appoint the Lakota Times as the legal newspaper for 2022.

Lynx Bettelyoun, Highway Superintendent, met with the board. Discussion was held on local operator training; the upcoming Federal requirements that will increase the cost of a CDL license up to \$5,000, effective February 7, 2022. The SD Local Transportation Assistance Program (LTAP) is looking into ways to assist in the training program. Bettelyoun advised that CDL training is currently offered at Western Dakota Tech in Rapid City. Additional discussion was held on the use of ARPA funds, and of a separate meeting for continued road plan discussions and use of ARP funds.

Fuel quotes were presented as follows:

1/6/2022 Fuel Quotes	550-Gal UnLead	1,200-Gal Diesel#1	400-Gal Propane
Westco	\$2.939/gallon	\$3.219/gallon	\$2.049/gallon
Nelson's	No Bid	No Bid	No Bid
Discount Fuels	No Bid	No Bid	No Bid
Lakota Plains	No Bid	No Bid	No Bid
Pine Ridge Oil	No Bid	No Bid	No Bid

Motion made by Yellow Bull, seconded by Bear Runner, to approve the low bid from Westco for 550 gallons of gasoline at \$2.939 per gallon, for a total of \$1,616.45, 1,200 gallons of diesel, at \$3.219 per gallon, for a total of \$3,862.80 and 400 gallons of propane, at \$2.049 per gallon, for a total of \$819.60.

Motion made by Yellow Bull, seconded by Hopkins, to approve the December 27, 2021 through January 2, 2022 sheriff fuel transfer to reimburse the highway for 30.0 gallons of fuel at \$2.855 per gallon, for a total of \$85.65.

Bettelyoun updated the board on snow removal, equipment maintenance, LED lights on the new motor grader and air purifiers.

Joe Herman, Sheriff, met with the board, to give a verbal report on activities including jurisdictional issues.

Motion made by Hopkins, seconded by Bear Runner, to table the possible hire approval for full-time or part-time employment at \$16.00 for certified or for \$14.00 for uncertified until the February 9, 2022 meeting.

Herman spoke of state training, staffing with ARP monies and need to attend the upcoming meeting with the Judge.

Teresa Pullen, Treasurer, met with the board. Motion made by Yellow Bull, seconded by Hopkins, to approve the removal of the uncollectable NSF from the Auditor's Account with the County Treasurer as follows:

Titus, Casey	10/26/2020	\$	75.00
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Public comment was heard by Toby Morris to update the board that the housing project was progressing for the Oglala Lakota County Schools. This project would benefit the Pine Ridge Community, noting initial expectations of 125 students and teachers, now up to 600 but are now planning for 1000. The request for use of a portion of the county's American Rescue Plan funds would be to assist in getting additional water needed to supplement the OSTRW allocation for the Wolf Creek School Campus by drilling wells and storage on the campus. Morris invited board members to visit the project. There is a 2 – 3-month deadline for the County to commit any funds to this project.

The 1<sup>st</sup> Reading to Ordinance 2021-01-Amended, to allow for Variance 2021-01A was held as advertised.

The 1<sup>st</sup> Reading to Ordinance 2022-01 for Commission Re-Districting was held as advertised.

Motion made by Bear Runner, seconded by Yellow Bull, to approve the 1<sup>st</sup> Reading of Ordinance 2021-01-Amended, to allow for Variance 2021-01A; and the first reading of Ordinance 2022-01, Commission Re-districting. The 2<sup>nd</sup> reading of the two Ordinances will be on January 19, 2022.

Sue Ganje, Auditor, met with the board to discuss the KnowInk Poll Pads to be used in Vote Centers. Vote Centers will allow all registered voters to be able to vote at any precinct in the county on Election Day. This would benefit the voters in the county. Motion made by Hopkins, seconded by Yellow Bull, to approve the KnowInk estimate and agreement, in the amount of \$27,083.91.

Ganje also spoke of the recent Safety Benefit recommendations for insurance purposes

which mainly require certain policies for the Sheriff Department. Sheriff Herman has been working with Fall River County Sheriff Evans.

The Board will consider a monetary incentive for vaccination for county employees at the February 19, 2022 meeting.

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

**GENERAL FUND**

BEHAVIOR MANAGEMENT SYSTEM	2022 ANNUAL ALLOCATION	\$3,000.00
TAKES THE SHIELD, ANNA	MILEAGE	\$41.16
FALL RIVER CO. SHERIFF	INMATE HOUSING	\$340.00
GOLDEN WEST	LOCAL PHONE/EMAIL/LONG DISTANCE	\$322.36
HOPKINS, ARTHUR L	MILEAGE	\$95.76
LAKOTA TIMES	PUBLICATION	\$165.90
MASTEL, BRUCE	WEB HOST/UPDATE/SERV	\$35.00
QUADIENT FINANCE USA, INC	POSTAGE	\$270.16
OGLALA SIOUX TRIBE	MONTH RENT FOR VET SERVICE OFFICER	\$100.00
SECRETARY OF STATE	PISTOL PERMITS	\$28.00
TREASURER - EXPENSES	TREASURERS OFFICE	\$14.00
	TOTAL FOR GENERAL FUND	\$4,412.34

**COUNTY ROAD & BRIDGE**

CULLIGAN	UTILITY	\$18.00
GREAT WESTERN TIRE INC.	SUPPLY	\$581.84
LACREEK ELECTRIC ASSOC	UTILITY/ELECTRIC	\$391.83
MARTIN AUTO PARTS	PARTS/SUPPLY	\$649.19
WESTCO	FUEL/UTILITIES	\$5,882.14
	TOTAL FOR COUNTY ROAD & BRIDGE	\$7,523.00
	TOTAL PAID BETWEEN 12/31/21 AND 1/12/22	\$11,935.34

No public comment was given. Motion made by Yellow Bull, seconded by Hopkins, to adjourn at 3:20 p.m.

/s/Anna Takes the Shield (DuBray)

Anna Takes the Shield (DuBray), Vice-Chairwoman  
Board of Oglala Lakota County Commissioners

ATTEST:

/s/Sue Ganje

Sue Ganje, Oglala Lakota County Auditor