

OGLALA LAKOTA COUNTY APPROVED MINUTES OF FEBRUARY 9, 2022

The Oglala Lakota Board of County Commissioners met in regular session on February 9, 2022. Present: Ramon Bear Runner, Art Hopkins, Anna Takes the Shield (DuBray), Eugenio White Hawk, Wendell Yellow Bull and Sue Ganje, Auditor.

The meeting was called to order at 1:34 p.m. by Chairman White Hawk. The agenda was reviewed for conflicts. ALL MOTIONS RECORDED IN THESE MINUTES WERE PASSED BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED.

Motion made by Takes the Shield (DuBray), seconded by Bear Runner, to enter executive session as per SDCL 1-25-2 (1) for personal at 1:35 p.m.

Meeting resumed at 1:50 p.m.

Lance Russell, State's Attorney met with the Board and introduced Stacy Wickre, Seventh Circuit Court Judge for Fall River and Oglala Lakota Counties. Also present was Bob Evans, Fall River County Sheriff. Russell brought forth the issue of other states or jurisdictions that are not recognizing Orders related to child custody issued by the Oglala Sioux Tribe. The Commission members asked if there could be hearings in the 7th Circuit and /or County Commission meetings. Judge Wickre will research that question.

Motion made by Yellow Bull, seconded by Takes the Shield (DuBray), to approve the agenda as written.

Motion made by Takes the Shield (DuBray), seconded by Bear Runner, to approve the minutes of January 12 and January 19, 2022.

Motion made by Bear Runner, seconded by Yellow Bull, to approve the 2022 Combined Election agreement between Oglala Lakota County and the Oglala Lakota County School District for the June 7, 2022 Primary Election.

Motion made by Bear Runner, seconded by Yellow Bull, to accept the Veteran's Service Officer's Monthly Activity Report for January 2022.

Motion made by Takes the Shield (DuBray), seconded by Yellow Bull, to add First National Bank of Lead to the bank depositories list.

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

Oglala Lakota County RESOLUTION # 2022-04

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 41-20A-11;
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 (s) 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:

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

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

Eugenio White Hawk
COMMISSIONER
605 899-0014 (CELL) or 605 455-2293 (HOME)

Ramon Bear Runner
COMMISSIONER
605 441-5768 (CELL) or 605 867-2599 (HOME)

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

Dated this 9th day of February, 2022

/s/Eugenio White Hawk
CHAIRMAN
Oglala Lakota County Commission

Attest:
/s/Sue Ganje
AUDITOR
Oglala Lakota County

Joe Herman, Sheriff, met with the Board, to give a report on activities that included theft issues and a missing female. Discussion was held on the Sheriff doing a justification analysis for possible new hires in the Sheriff's Department with funding through the American Rescue Plan

Act and follow-up, the OST Law and Order Committee meeting and jurisdictional restrictions. The Board indicated their preference for a written report.

Motion made by Takes the Shield (DuBray), seconded by Yellow Bull, to table hire approval for full-time or part-time employment at \$16.00 for certified or \$14.00 for uncertified, and accept the Sheriff's verbal report.

Motion made by Hopkins, seconded by Takes the Shield (DuBray), to approve a Covid-19 Vaccine Incentive in the amount of \$1,000.00 for both vaccinations, with an additional \$500.00 for the booster, with copy of the vaccination card for Oglala Lakota County employees, including Commissioners. Contract employees are not eligible for this incentive.

Break was taken at 3:02 p.m. Meeting resumed at 3:10 p.m.

Lynx Bettelyoun, Highway Superintendent, met with the Board. Motion made by Takes the Shield (DuBray), seconded by Yellow Bull, to approve the January 10, 2022 through February 5, 2022 sheriff fuel transfer to reimburse the highway for 219.2 gallons of fuel at \$2.939 per gallon, for a total of \$644.23.

Motion made by Takes the Shield (DuBray), seconded by Hopkins, to approve the following resolution:

OGLALA LAKOTA COUNTY RESOLUTION #2022-05

WHEREAS, the Oglala Lakota County Board of Commissioners did adopt the following 2022 ANNUAL LOAD RESTRICTIONS:

Oglala Lakota County will impose load and speed limits as follows in coordination with the State of South Dakota Highway's Annual Load Restrictions:

All oil roads will be posted at 45 Ton and 45 mph.

All gravel roads will be posted at 10 ton and 45 mph.

NOW THEREFORE, BE IT RESOLVED this amendment was approved and passed on this 9th day of February, 2022.

/s/Eugenio White Hawk, Chairman

Oglala Lakota County Board of Commissioners

ATTEST:

/s/Sue Ganje

Oglala Lakota County Auditor

Discussion was held on enforcement of Load Limits. Bettelyoun advised it is best to continue having the SDDOT do the enforcement; CDL trainings can be done at established facilities or have local trainings in the county for CDL licenses, but to hire DOT Certified Trainers.

Takes the Shield (DuBray) exited the meeting at 3:19 p.m.

Bettelyoun answered the Board when questioned about drug tests, the County does not participate in the random test program but does require the tests if there has been an accident; physicals are only required if going across state lines. Updates were given – employees attended the MSHA training, maintenance was done on the 2008 Kenworth and 2012 F150, and snow removal on County Roads 15, 16, 11, 17 and 4 was done.

Hopkins questioned the progress on the County taking over maintenance on BIA 17. The tribe is rewriting their Resolution, which will then be submitted to SDDOT. It then can be added to the County Road System.

The Private Road Work Hearing was held as advertised. Motion made by Bear Runner, seconded by Yellow Bull, to approve the continuation of private road work as per SDCL 31-11-41 thru 45, with the following rates per hour:

Motor Grader	\$85.00
Dump Truck/Loader/Water Truck	\$65.00
Semi/Belly Dump	\$139.00
Pit Run Gravel	\$2.00
Mower Tractor	\$55.00

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

GENERAL FUND

AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$53.87
BEAR RUNNER, RAMON	MILEAGE	\$54.60
BEAM INSURANCE ADMIN. LLC	VISION PLAN	\$45.30
CENTURY BUSINESS	COPIER LEASE/METER	\$152.46
TAKES THE SHIELD, ANNA	MILEAGE	\$41.16
EFTPS	EFTPS PAYROLL TAXES	\$1,773.48
FALL RIVER CO. SHERIFF	INMATE HOUSING	\$425.00
GOLDEN WEST	LOCAL PHONE/EMAIL/LONG DISTANCE	\$294.39
HOPKINS, ARTHUR L	MILEAGE	\$95.76
KNOWINK, LLC	VOTE CENTER I-PADS	\$21,850.00
LAKOTA TIMES	PUBLICATION	\$782.69
LYNN'S DAKOTA MART	INMATE PHARMACY	\$550.79
MASTEL, BRUCE	WEB HOST/UPDATE/SERVER	\$35.00
MASTERCARD	COUNTY CREDIT CARD	\$864.99
MICROFILM IMAGING SYSTEMS	SCANNING EQUIP LEASE	\$17.50
QUADIENT FINANCE USA, INC	POSTAGE	\$293.13

OGDLALA SIOUX TRIBE	MONTH RENT FOR VET SERVICE OFFICER	\$100.00
QUALIFIED PRESORT SERVICE	SERVICE	\$313.16
RELIANCE STANDARD	LIFE INSURANCE	\$59.00
SD ASSN OF COUNTY COMM.	CATASTROPHIC LEGAL	\$41.00
SDACHS	2022 SHORT COURSE	\$100.00
SECRETARY OF STATE	PISTOL PERMITS	\$7.00
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$824.65
WHITE HAWK, EUGENIO	MILEAGE	\$78.12
YELLOW BULL, WENDELL	MILEAGE	\$53.76
COMMISSIONERS	JANUARY SALARIES	\$1,425.00
STATE'S ATTORNEY'S OFFICE	JANUARY SALARIES	\$500.00
VETERAN'S SERVICE OFFICE	JANUARY SALARIES	\$1,465.00
SHERIFF	JANUARY SALARIES	\$4,357.23
CORONER	JANUARY SALARIES	\$1,125.00
	TOTAL FOR GENERAL FUND	\$37,779.04
COUNTY ROAD & BRIDGE		
AT&T MOBILITY	WIRELESS PHONE SHERI	\$187.46
BEAM INSURANCE ADMIN. LLC	VISION PLAN	\$37.10
DELTA DENTAL OF SD	DENTAL PLAN	\$306.80
EFTPS	EFTPS PAYROLL TAXES	\$3,030.27
MARTIN AUTO PARTS	PARTS/SUPPLY	\$34.08
MASTERCARD	COUNTY CREDIT CARD	\$100.53
MCI COMM SERVICE	LONG DISTANCE	\$50.43
MENARDS	SUPPLY	\$151.48
RELIANCE STANDARD	LIFE INSURANCE	\$94.75
SDACHS	2022 SHORT COURSE	\$100.00
SD FEDERAL PROPERTY AGCY	SUPPLY	\$128.00
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,573.37
HIGHWAY DEPARTMENT	JANUARY SALARIES	\$12,513.45
HIGHWAY DEPARTMENT	OVERTIME	\$35.43
	TOTAL FOR COUNTY ROAD & BRIDGE	\$18,343.15
M & P RELIEF		
MICROFILM IMAGING SYSTEMS	SCANNING EQUIPMENT LEASE	\$165.00
	TOTAL FOR M & P RELIEF	\$165.00
	TOTAL PAID BETWEEN 1/20/22 AND 2/09/22	\$56,287.19

No public comment was given. Bear Runner noted that he turned his tablet back in to the County for non-use. Motion made by Yellow Bull, seconded by Hopkins, to adjourn at 3:46 p.m.

/s/Eugenio White Hawk
Eugenio White Hawk, Chairman
Board of Oglala Lakota County Commissioners

ATTEST:

/s/Sue Ganje

Sue Ganje, Oglala Lakota County Auditor