

ONGLALA LAKOTA COUNTY APPROVED MINUTES OF MARCH 9, 2022

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

The meeting was called to order at 1:35 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 Hopkins, seconded by Yellow Bull, to approve the agenda with the addition of changing a polling place location for Rockyford Precinct.

Motion made by Hopkins, seconded by Yellow Bull, to approve the minutes of February 9, 2022.

Motion made by Yellow Bull, seconded by Hopkins, 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 January 2022.

Total Amount of Deposit in First Interstate Bank, HS:	\$ 190,364.95
Total Amount of Cash:	\$ 1,561.40
Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days:	\$ 9,378.24
FIRST INTERSTATE SAVINGS	
First Interstate, HS:	\$ 2,124,549.35
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	\$ 1,216,271.03

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:

TOTAL \$ 3,795,446.69

Dated This 31st Day of January 2022

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

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

County Monies	\$	3,727,733.42
Held for other Entities	\$	29,274.44
Held in Trust	\$	38,438.83
TOTAL	\$	3,795,446.69

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 Yellow Bull, seconded by Hopkins, to have the Veteran’s Service Officer attend commissioner meetings.

Motion made by Yellow Bull, seconded by Hopkins, to table the VSO Monthly Activity Report for February 2022 until the next meeting.

Takes the Shield joined the meeting via phone at 1:41 p.m.

Motion made by Yellow Bull, seconded by Hopkins, to approve the Sacred Heart Church in Pine Ridge as the 2022 Satellite Early Vote Site for the Primary and General Elections. The polling location for Rockyford Precinct will now be the Wakan Tipspa #12 Community Building, 112 Steele Place, Porcupine, SD 57772, rather than the Singing Horse Trading Post.

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

Oglala Lakota County Proclamation
A proclamation designating March 29, 2022 as “Welcome Home Veteran’s Day”

Whereas, the Vietnam War was fought in Vietnam from 1961 to 1975, and involved North Vietnam and the Viet Cong in conflict with the United States Armed Forces and South Vietnam; and

Whereas, the United States became involved in Vietnam because policymakers in the United States believed that if South Vietnam fell to a Communist government then Communism would spread throughout the rest of Southeast Asia; and

Whereas, members of the United States Armed Forces began serving in an advisory role in the South Vietnamese in 1961; and

Whereas, as a result of the Gulf of Tonkin incidents on August 2, 1964, and August 4, 1964, Congress overwhelmingly passed the Gulf of Tonkin Resolution, on August 7, 1964, which effectively handed over war-making powers to President Johnson until such time as “peace and security” had returned to Vietnam; and

Whereas, in 1965, United States Armed Forces ground combat units arrived in Vietnam; and

Whereas, by the end of 1965, there were 80,000 United States troops in Vietnam, and by 1969 a peak of approximately 543,000 troops was reached; and

Whereas, on January 27, 1973, the Treaty of Paris was signed, which required the release of all United States prisoners-of-war held in North Vietnam and the withdrawal of all United States Armed Forces from South Vietnam; and

Whereas, on March 29, 1973, the United States Armed Forces completed the withdrawal of combat troops from Vietnam; and

Whereas, more than 58,000 members of the United States Armed Forces lost their lives in Vietnam and more than 300,000 members of the Armed Forces were wounded; and

Whereas, members of the United States Armed Forces, who served bravely and faithfully for the United States during the Vietnam War, were caught upon their return home in the crossfire of public debate about the involvement of the United States in the Vietnam War; and

Whereas, it was also the first time in history America failed to welcome its veterans back as heroes; and

Whereas, the establishment of a “Welcome Home Vietnam Veterans Day” would be an appropriate way to honor those members of the United States Armed Forces who served in Vietnam during the Vietnam War; and

Now, therefore be it resolved that the Oglala Lakota County Commissioners do hereby recognize March 29, 2022 as “Welcome Home Vietnam Veterans Day”. The Oglala Lakota County Commissioners further honors and recognizes the contributions of veterans of the Armed Forces who served in Vietnam.

Dated this 9th day of March, 2022.

/s/Eugenio White Hawk, Chairman
Oglala Lakota County Commission

Attest:

/s/Sue Ganje, County Auditor

The Board requested the proclamation be put in the paper, adding local Vietnam veterans if allowable.

Toby Morris, Collier Securities, along with William Clifford and Chuck Jacobs, OST Rural Water System; Dana Foreman, KLJ Properties and Darrell Eagle Bull, Wolf Creek School, met with the Board to update them on progress on the Wolf Creek School Campus project, and note their request for ARPA funds. Morris noted that additional water storage at the school would benefit other users of the OST Rural Water System. Morris advised that the State DENR will match ARPA money from the county, if agreed. Of the approximate \$2 million dollar project, the school board is funding 50% of the project.

Motion made by Yellow Bull, seconded by Hopkins, to discuss the use of ARPA funds for Oglala Lakota County School teachers housing project at the next meeting and decide at that time.

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

2/23/2022 Fuel Quotes	550-Gal Gasoline	1,000-Gal Diesel	600-Gal Propane
Westco	\$3.365/gallon	\$3.669/gallon	\$2.249/gallon
Pine Ridge Oil	No Bid	No Bid	No Bid
Discount Fuel	No Bid	No Bid	No Bid
Lakota Plains	No Bid	No Bid	No Bid
Nelson's	No Bid	No Bid	No Bid

Motion made by Yellow Bull, seconded by Takes the Shield (DuBray), to approve the low and only bid from Westco for 550 gallons of gasoline at \$3.365 per gallon, for a total of \$1,850.75, 1,000 gallons of diesel, at \$3.669 per gallon, for a total of \$3,669.00 and 600 gallons of propane, at \$2.249 per gallon, for a total of \$1,349.40.

Motion made by Yellow Bull, seconded by Takes the Shield (DuBray), to approve the February 10, 2022 through February 22, 2022 sheriff fuel transfer to reimburse the highway for 120 gallons of fuel at \$2.939 per gallon, for a total of \$352.68.

Motion made by Yellow Bull, seconded by Takes the Shield (DuBray), to approve the Time Equipment Rental & Sales, Inc. quote for a Western MVP3 Big Box (V-plov), in the amount of \$9,543.18.

Motion made by Yellow Bull, seconded by Takes the Shield (DuBray), to approve travel for Bettelyoun and Commissioner Hopkins to attend the 2022 Short Course in Deadwood on March 22 through March 24, 2022.

Discussion was held on the possibility of all Commissioners attending the Short Course next year.

Bettelyoun gave updates that the Highway Department bladed County Roads 2, 16, 7, 4, 15, 6 and 11; removed snow from all County Roads and hauled 550 tons of gravel to County Road 11. Maintenance was performed on the 2013 140M2, the 1980 950 Cat loader, the 1996 Peterbilt

Semi and 2009 Peterbilt Semi. The department attended Equipment and Maintenance training at Butler Machinery in Rapid City. Logan Merdanian now has his CDL. Brief discussions were held on why the Highway Department purchases sampling kits for equipment and use of ARPA funds for the Highway Department and County. Bettelyoun noted the need for a resolution for the road the County acquired from the Tribe and reported on an accident where a car hit one of the county motor graders while the employee was blading. Bettelyoun and the Commissioners discussed installing road signs noting highway equipment on the roads.

Takes the Shield (DuBray) exited the meeting at 3:00 p.m.

Lily Heidebrink, Director of Equalization, met with the board. Motion made by Yellow Bull, seconded by Hopkins, to approve the following abatements:

Phyllis Littau, parcel #90000-01999-00010, Mobile home on leased site: 1999 28 X 74 mobile home, vin #MMS991187288, for pay 2022, \$992.98. Re: Mobile home sold to tribal member.

Bernard and Carol Reitz, parcel #80000-00000-00999, Mobile home on leased site: 1988 highland stone haven 16 X 76, serial #HC1424, for pay 2021, \$183.06. Re: Mobile home sold to the school.

Phyllis L. Clifford-Pourier, et-al, parcel #52000-04144-25410, N1/2 of Govt. lot 10 less the SW1/4NE1/4 of Govt Lot 10, Sec 25, Twp 41, Rg 44 (17.50 A), for pay 2019, \$476.03; pay 2020, \$470.05; pay 2021, \$465.71, and pay 2022, \$459.37, for a total of \$1,871.16. Re: House is Tribal Housing, should not have been taxed.

USA in Trust for Oglala Sioux Tribe, parcel #16000-03648-12210, Undivided Interest 1/81: W1/2 in Sec 12 & W1/2 in Sec 13, Twp 36, Rg 48 (total acres 640), for pay 2021, \$12.52. Re: Property went into trust, 11 months abated.

Motion made by Yellow Bull, seconded by Hopkins, to set the equalization board meeting for April 13, 2022 after regular county business.

Teresa Pullen, Treasurer, met with the Board. Motion made by Hopkins, seconded by Yellow Bull, to allow Pullen to proceed forward with trying to collect taxes by any means possible and to pursue land possibilities for a future courthouse.

Discussion was held on the continuation of administrative leave for employees testing positive for COVID-19 or who have had exposure. No changes will be made at this time.

Joe Herman, Sheriff, reported to the Board that he hasn't finished the justification of possible deputies yet and Audrey Martinez is helping with policies.

Motion made by Yellow Bull, seconded by Hopkins, to attend the Spring Sheriff Conference, Deadwood, SD, April 19 – 21, 2022.

Sheriff Herman also updated the Board about drug related arrests, things that are not enforceable and cases that he assisted on. Further discussion was held on ARPA funds and achieving things together.

Motion made by Yellow Bull, seconded by Hopkins, to have a repeat session on the use of ARPA funds and have a working session next month.

Commissioner Hopkins spoke of HB 1151, with the hope of having State’s Attorney Russell doing further research.

Discussion was held with Lance Russell, State’s Attorney, about who is allowed on the reservation, exercising rights of tribal members, holding people accountable and admissions of guilt when people are fleeing to the reservation.

Motion made by Yellow Bull, seconded by Hopkins, to hire a grant writer to help with future funding.

Discussion was held on inviting the Badlands Soil Conservation to a future meeting.

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

GENERAL FUND

AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$53.87
AT&T TELECONFERENCE	TELECONFERENCE	\$85.72
BEAM INSURANCE ADMIN. LLC	VISION PLAN	\$45.30
EFTPS	EFTPS PAYROLL TAXES	\$4,098.16
FALL RIVER CO. SHERIFF	INMATE HOUSING	\$850.00
FALL RIVER CO. TREASURER	SUPPLY	\$218.29
GOLDEN WEST	LOCAL PHONE/EMAIL/LONG DISTANCE	\$122.42
HOPKINS, ARTHUR L	MILEAGE	\$95.76
LAKOTA TIMES	PUBLICATION	\$1,389.40
MASTERCARD	MASTERCARD	\$1,333.64
OGLALA SIOUX TRIBE	MONTH RENT FOR VET SERVICE OFFICER	\$100.00
PENNINGTON COUNTY JAIL	INMATE HOUSING	\$170.00
RELIANCE STANDARD	LIFE INSURANCE	\$59.00
SANFORD HEALTH	AUTOPSY	\$2,340.00
SDAAO	2022 MEMBERSHIP	\$75.00
SECRETARY OF STATE	PISTOL PERMITS	\$87.00
OL COUNTY TREASURER	SALES TAX	\$6.33
BADLANDS CONSERVATION	2022 BUDGET ALLOTMENT	\$2,500.00
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$997.16
WHITE HAWK, EUGENIO	MILEAGE	\$78.12
YELLOW BULL, WENDELL	MILEAGE	\$53.76
COMMISSIONERS	FEBRUARY SALARIES	\$8,875.00

STATE'S ATTORNEY'S OFFICE	FEBRUARY SALARIES	\$500.00
VETERAN'S SERVICE OFFICE	FEBRUARY SALARIES	\$2,965.00
SHERIFF	FEBRUARY SALARIES	\$5,857.23
	TOTAL FOR GENERAL FUND	\$32,956.16
COUNTY ROAD & BRIDGE		
AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$136.31
BEAM INSURANCE ADMIN. LLC	VISION PLAN	\$37.10
BIG STATE IND SUPPLY INC.	SUPPLY	\$400.25
BLACK HILLS TRUCK	SUPPLY	\$25.03
BUTLER MACHINERY CO.	EQUIP/REPAIR	\$613.65
DELTA DENTAL OF SD	DENTAL PLAN	\$306.80
EFTPS	EFTPS PAYROLL TAXES	\$3,150.09
GREAT PLAINS COMMUNICATION	LOCAL PHONE & INTERNET	\$182.22
LACREEK ELECTRIC ASSOC	UTILITY/ELECTRIC	\$1,185.94
LAKOTA TIMES	PUBLICATION	\$24.96
W.D. LARSON COMPANIES	PARTS	\$2,909.14
MARTIN AUTO PARTS	PARTS/SUPPLY	\$535.29
MASTERCARD	MASTERCARD	\$143.71
MCI COMM SERVICE	LONG DISTANCE	\$50.98
RELIANCE STANDARD	LIFE INSURANCE	\$94.75
SDACHS	2022 MEMBERSHIP DUES	\$350.00
OL COUNTY TREASURER	LICENSE PLATES/SALES TAX	\$20.44
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,613.22
WESTCO	FUEL/UTILITES	\$6,688.86
WESTERN COMMUNICATIONS	PARTS	\$361.47
HIGHWAY DEPARTMENT	FEBRUARY SALARIES	\$13,361.99
HIGHWAY DEPARTMENT	OVERTIME	\$81.64
	TOTAL FOR COUNTY ROAD & BRIDGE	\$32,273.84
M & P RELIEF		
NEWMAN SIGNS, INC	MILE MARKERS	\$5,820.90
	TOTAL FOR M & P RELIEF	\$5,820.90
	TOTAL PAID BETWEEN 2/10/22 AND 3/09/22	\$71,050.90

No public comment was given. Motion made by Yellow Bull, seconded by Hopkins, to adjourn at 4:35 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