

**OGLALA LAKOTA COUNTY APPROVED MINUTES OF SEPTEMBER 7, 2022**

The Oglala Lakota Board of County Commissioners met in regular session on September 7, 2022. Present: Ramon Bear Runner (via phone), Art Hopkins, Eugenio White Hawk, Wendell Yellow Bull and Sue Ganje, Auditor. Anna Takes the Shield (DuBray) was absent.

The meeting was called to order at 1:25 p.m. by Chairman White Hawk and the pledge was given. The agenda was reviewed for conflicts; none were noted. ALL MOTIONS RECORDED IN THESE MINUTES WERE PASSED BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED.

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

Motion made by Yellow Bull, seconded by Hopkins, to approve the minutes of August 10, 2022.

Motion made by Yellow Bull, seconded by Bear Runner, to approve the July 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 July 2022.

<b>Total Amount of Deposit in First Interstate Bank, HS:</b>	\$1,479,874.59
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<b>Total Amount of Cash:</b>	\$ 916.10
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<b>Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days:</b>	\$ 766.96
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**FIRST INTERSTATE SAVINGS**

First Interstate, HS:	\$1,549,527.75
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**CERTIFICATES OF DEPOSIT:**

First Interstate, HS:	\$ 202,257.05
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	\$2,551,063.12

**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:**

Deaton, Tyler	\$	110.10
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**TOTAL \$5,835,730.67**

Dated This 31st Day of July 2022.

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

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

County Monies	\$	5,775,344.77
Held for other Entities	\$	14,893.56
Held in Trust	\$	45,492.34
<b>TOTAL</b>	<b>\$</b>	<b>5,835,730.67</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.

Bear Runner exited the meeting via phone at 1:45 p.m.

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

**OGLALA LAKOTA COUNTY RESOLUTION #2022-06 REVISED**

WHEREAS, SDCL 12-14-17 allows for the establishment of vote centers in each County; and NOW THEREFORE, BE IT RESOLVED, that the Oglala Lakota County 2022 vote centers be established as follows:

**COUNTY COMMISSIONER DISTRICT 1**

VOTE CENTER #8, PORCUPINE – Christ The King Parish, Bill Pauly Hall, 490 Lourdes Ln, Porcupine, SD

**COUNTY COMMISSIONER DISTRICT 2**

VOTE CENTER #5, OGLALA - Brother Renee Hall, 29126 US Hwy 18, Oglala, SD

VOTE CENTER #4, MANDERSON - St. Agnes Church Hall, 1886 BIA 33, Manderson, SD

**COUNTY COMMISSIONER DISTRICT 3**

VOTE CENTER #2, CUNY TABLE - Red Shirt School, 38 Tatanka Numpa Rd, Red Shirt, SD

VOTE CENTER #3, KYLE - Little Wound School, 438 Main St, Kyle, SD

VOTE CENTER #9, ROCKYFORD - Wakan Tipspa #12 Community Building, 112 Steele Place, Porcupine, SD

**COUNTY COMMISSIONER DISTRICT 4**

VOTE CENTER #7, PINE RIDGE 3 – Prue Ecoffey Gymnasium, 155 Thorpe Lp., Pine Ridge, SD

**COUNTY COMMISSIONER DISTRICT 5**

VOTE CENTER #6, PINE RIDGE 1 – Prue Ecoffey Gymnasium, 155 Thorpe Lp., Pine Ridge, SD

VOTE CENTER #1, BATESLAND - Oglala Lakota County School, Bill Conquering Bear Gymnasium, 409 3<sup>rd</sup> St, Batesland, SD

Dated this 7<sup>th</sup> day of September, 2022

/s/Eugenio White Hawk, Chairman

Oglala Lakota County Board of Commissioners

ATTEST:

/s/Sue Ganje, Oglala Lakota County Auditor

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

**OGLALA LAKOTA COUNTY RESOLUTION #2022-11**

WHEREAS, Oglala Lakota County follows rates set by the State of South Dakota for mileage, meals and lodging; and

WHEREAS, new rates have been set as follows:

**Mileage:** \$0.51 per mile; \$0.28 per mile if a fleet vehicle is available but the employee opts to use a private vehicle;

**In-state meal rates of:**

\$6.00 if the employee leaves before 5:31 AM and returns after 7:59 AM;  
\$14.00 if the employee leaves before 11:31 AM and returns after 12:59PM;  
\$20.00 if the employee leaves before 5:31 PM and returns after 7:59 PM;  
\$40.00 Total

**Out-of-state meal rates of:**

\$10.00 if the employee leaves before 5:31 AM and returns after 7:59 AM;  
\$18.00 if the employee leaves before 11:31 AM and returns after 12:59 PM;  
\$28.00 if the employee leaves before 5:31 PM and returns after 7:59 PM;  
\$56.00 Total

**Lodging In-state:**

Up to \$150.00 plus tax a day from check-in

**Lodging Out-of-state:**

\$175.00 plus tax a day from check-in

NOW THEREFORE BE IT RESOLVED that the above rates are effective September 12, 2022.

Passed and approved this 7<sup>th</sup> day of September, 2022

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

ATTEST:

/s/Sue Ganje  
Oglala Lakota County Auditor

Motion made by Hopkins, seconded by Yellow Bull, to approve the Sharp EL-1750V Calculator, Auditor's Office, in the amount of \$51.29 and Sharp EL 1197PIII Heavy Duty Color Printing Calculator, Auditor's Office, in the amount of \$77.86, for a total of \$129.15.

Motion made by Yellow Bull, seconded by Hopkins, to approve hiring Arrow Bettelyoun and Mark Donovan at \$15.00 per hour, Agnes Westover (translator) and someone to be determined at \$14.00 per hour for Early Vote Site.

Motion made by Yellow Bull, seconded by Hopkins, to approve travel for the commissioners to attend a Meth Summits Conference, November 10, 2022 at the Law Enforcement Training Center in Pierre.

Motion made by Yellow Bull, seconded by Hopkins, to table the travel until confirmation could be made about changing their commissioner meeting to allow for the 2022 General Election Canvass.

Motion made by Yellow Bull, seconded by Hopkins, to table the request of use of ARPA Funds for Wounded Knee Seven Generations waterline replacement project.

Lynx Bettelyoun, Highway Superintendent, met with the Board. Motion made by Yellow Bull, seconded by Hopkins, to approve the August 4 – September 2, 2022 sheriff fuel transfer to reimburse the highway for 258.3 gallons of fuel at \$4.398 per gallon, for a total of \$1,136.00.

Fuel quotes were presented as follows:

8/31/2022 Fuel Quotes	550-Gal Gasoline	2,000-Gal Diesel
Westco	\$3.949/gallon	\$4.469/gallon
Pine Ridge Oil	No Bid	No Bid
Discount Fuel	No Bid	No Bid
Nelson's	No Bid	No Bid

Motion made by Yellow Bull, seconded by Hopkins, to approve the low and only bid from Westco for 550 gallons of gasoline at \$3.949 per gallon, for a total of \$2,171.95 and 2,000 gallons of diesel, at \$4.469 per gallon, for a total of \$8,938.00.

Bear Runner joined the meeting at 2:14 p.m.

Bettelyoun updated the Board that they have bladed roads 27, 6, and 2, reshaped 6, put mile marker signs on 16A, 16, 2, and 4, mowed 17, 9, 4, 13, 15L, 24, 16A, and 16 and replaced the alternator on the water truck.

Motion made by Yellow Bull, seconded by Hopkins, to change the meeting for the 2022 General Election Canvass from November 10 to November 14, 2022, to allow for Travel to the Meth Summits Conference on November 10, 2022.

Motion made by Yellow Bull, seconded by Hopkins, to approve travel for Sheriff Joe Herman to attend South Dakota Sheriff's Association Fall Conference, October 10 through October 13, 2022, at Best Western Ramkota Hotel & Convention, in Aberdeen.

Motion made by Yellow Bull, seconded by Hopkins, to table the discussion on a possible trade-in for Dodge Charger until the next meeting, when Sheriff Herman could be in attendance.

Motion made by Yellow Bull, seconded by Hopkins, to table the discussion on essential pay until the next meeting.

Takes the Shield (DuBray) joined the meeting via phone at 3:09 p.m.

Yellow Bull rescinded the motion on essential pay.

Discussion was held on the possibility of giving additional essential pay to full time employees since they are still dealing with the public on a daily basis and what the amount would be. More discussion will be held at the next meeting.

Lance Russell, State's Attorney, reported to the Board about jurisdiction issues due to the Supreme Court ruling. There has always been issues with non-tribal members and Russell would like to continue to allow the Tribe to determine jurisdiction. Further discussion was held on the

possibility of the Tribal Council approving extradition, possible political statements, a possible memorandum of understanding and tribal sovereignty.

Takes the Shield (DuBray) exited the meeting via phone at 3:47 p.m.

Discussion was held on the Quaker Act, when it was repealed and religious entities. Russell stated he has not found anything in research about the Quaker Act dealing with the Tribe and religion but will continue to look.

Discussion was held on delinquent taxes, what would qualify if interest can be waved and how to proceed forward if a policy is made. The Board would like to have Russell's assistance and guidance with this.

Hopkins noted the Hunka ceremony being Lakota tradition, with the hope of maybe adding this to the funeral leave portion of the policy the County is working on and the possibility of a building that may be available for purchase in Kyle.

Discussion was held on the possibility of a deputy for the State's Attorney's office; Russell is looking for possible grant monies to pay for one.

Hopkins exited the meeting at 4:20 p.m.

No public comment was heard.

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

**GENERAL FUND**

ARREDONDO, JERLENE	TRAVEL REIMBURSEMENT	\$278.80
AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$54.38
BEAR RUNNER, RAMON	TRAVEL REIMBURSEMENT	\$270.00
BEAM INSURANCE ADMIN. LLC	VISION PLAN	\$45.30
CENTURY BUSINESS	COPIER LEASE/METER	\$160.70
TAKES THE SHIELD, ANNA	TRAVEL REIMBURSEMENT	\$288.36
EFTPS	EFTPS PAYROLL TAXES	\$2,138.08
FALL RIVER CO. SHERIFF	INMATE HOUSING	\$170.00
BUCHE HARDWARE & LUMBER	SUPPLIES	\$130.51
GOLDEN WEST	LOCAL PHONE/EMAIL/LONG DISTANCE	\$488.67
HOPKINS, ARTHUR L	MILEAGE + TRAVEL REIMBURSEMENT	\$399.96
LAKOTA TIMES	PUBLICATION	\$219.55
MARTIN AUTO PARTS	PARTS/SUPPLY	\$8.31
MARTINEZ, AUDREY	CORONER MILEAGE	\$67.62
MASTEL, BRUCE	WEB HOST/UPDATE/SERVER	\$35.00
MASTERCARD	MASTERCARD	\$550.70
MCLEOD'S OFFICE SUPPLY	SUPPLY	\$162.85
QUADIENT FINANCE USA, INC	POSTAGE	\$314.48

OGLALA SIOUX TRIBE	MONTH RENT FOR VET SERVICE OFFICER	\$100.00
RAMKOTA HOTEL	HOTEL/VSO CONFERENCE	\$164.00
RELIANCE STANDARD	LIFE INSURANCE	\$59.00
SIOUX FUNERAL HOME	SUPPLY	\$708.27
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,169.88
WHITE HAWK, EUGENIO	MILEAGE + TRAVEL REIMBURSEMENT	\$332.82
YELLOW BULL, WENDELL	MILEAGE + TRAVEL REIMBURSEMENT	\$402.72
COMMISSIONERS	AUGUST SALARIES	\$1,350.00
STATE'S ATTORNEY'S OFFICE	AUGUST SALARIES	\$500.00
VETERAN'S SERVICE OFFICE	AUGUST SALARIES	\$3,189.33
SHERIFF ARPA	AUGUST SALARIES	\$1,568.00
SHERIFF	AUGUST SALARIES	\$4,357.23
CORONER	AUGUST SALARIES	\$500.00
	TOTAL FOR GENERAL FUND	\$20,184.52

#### **COUNTY ROAD & BRIDGE**

AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$94.42
BEAM INSURANCE ADMIN. LLC	VISION PLAN	\$29.68
BUTLER MACHINERY CO.	EQUIPMENT/REPAIR	\$2,513.70
CULLIGAN	UTILITY	\$45.50
DELTA DENTAL OF SD	DENTAL PLAN	\$306.80
EFTPS	EFTPS PAYROLL TAXES	\$3,708.64
BUCHER HARDWARE & LUMBER	SUPPLIES	\$9.99
GREAT PLAINS COMMUNICATIO	LOCAL PHONE & INTERNET	\$221.62
LACREEK ELECTRIC ASSOC	UTILITY/ELECTRIC	\$289.14
MARTIN AUTO PARTS	PARTS/SUPPLY	\$452.44
MASTERCARD	MASTERCARD	\$10.00
MCI COMM SERVICE	LONG DISTANCE	\$54.01
MENARDS	SUPPLY	\$63.93
RELIANCE STANDARD	LIFE INSURANCE	\$94.75
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,500.26
WESTCO	FUEL/UTILITES	\$9,370.45
HIGHWAY DEPARTMENT	AUGUST SALARIES	\$15,568.74
HIGHWAY DEPARTMENT	OVERTIME	\$546.86
	TOTAL FOR COUNTY ROAD & BRIDGE	\$34,880.93

#### **M & P RELIEF**

MICROFILM IMAGING SYSTEMS	SCANNING EQUIPMENT LEASE	\$75.00
	TOTAL FOR M & P RELIEF	\$75.00

#### **AMERICAN RESCUE PLAN**

EFTPS	EFTPS PAYROLL TAXES	\$239.92
MASTERCARD	MASTERCARD	\$1,284.33
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$250.88
	TOTAL FOR AMERICAN RESCUE PLAN	\$1,775.13
	TOTAL PAID BETWEEN 8/11/22 AND 9/7/22	\$56,915.58

The 2023 Provisional budget hearing was held. Motion made by Yellow Bull, seconded by Bear Runner, to approve the 2023 annual budget and resolution as follows:

**General Fund:**

Auditor from \$68,304 to \$72,780; Treasurer from \$86,154 to \$90,630; Director of Equalization from \$38,867 to \$46,413; Register of Deeds from \$43,483 to \$50,688; Total General Government from \$429,210 to \$452,913; Total Expenditure Appropriations from \$718,957 to \$742,660; Total Appropriations from \$718,957 to \$742,660; Cash Balance Applied from \$168,367 to \$190,823; Subtotal from \$681,117 to \$703,573; Less 5% from (\$37,840) to (\$39,087); Net Means of Finance from \$718,957 to \$742,660; Total Appropriations from \$718,957 to \$742,660

**County Road and Bridge Fund:**

Highways, Roads, & Bridges from \$1,097,162 to \$1,126,400; Total Expenditure Appropriations from \$1,097,162 to \$1,126,400; Total Appropriations from \$1,097,162 to \$1,126,400; Cash Balance Applied from \$179,782 to \$209,020; Subtotal from \$1,097,162 to \$1,126,400; Net Means of Finance from \$1,097,162 to \$1,126,400; Total Appropriations from \$1,097,162 to \$1,126,400

**Appendix D4: Adopted Budget Levies & Resolution  
ANNUAL BUDGET FOR OGLALA LAKOTA COUNTY, SD  
For the Year January 1, 2023 to December 31, 2023**

COUNTY TAX LEVIES	Dollars	\$'s/1,000
WITHIN LIMITED LEVY:		
* General County Purposes (10-12-9)	322,600.00	5.282
Library		
LIMITED LEVY (10-12-21) - SUB TOTAL		
OUTSIDE LIMITED LEVY:	322,600.00	5.282
County Snow Removal Fund (34-5-2)		
County Road and Bridge (10-12-13)		
Courthouse, Jail, etc., Bldg. (7-25-1)		
Bond Interest Sinking (7-24-18)		
Ag Building (7-27-1)		

**ADOPTION OF ANNUAL BUDGET FOR OGLALA LAKOTA  
County, South Dakota**

Whereas, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and, Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, elimination's and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, That such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR OGLALA LAKOTA County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2023 and ending December 31, 2023 and the same is hereby approved and adopted by the Board of County Commissioners of Oglala Lakota County, South Dakota, this 7th day of September, 2022. The Annual Budget so adopted is available for public inspection during normal business hours at the office of the county auditor Fall River, County, South Dakota. The accompanying taxes are levied by Oglala Lakota County for the year



UNLIMITED LEVY - SUB TOTAL	-	-
LIMITED AND UNLIMITED LEVY - SUB-TOTAL	322,600.00	5.282
OTHER SPECIAL LEVIES		
Secondary Road (Unorg. PT-76) (31-12-27)		
Fire Protection (34-31-3)	6,075.00	0.100
TOTAL TAXES LEVIED BY COUNTY	328,375.00	5.382

January 1, 2023 through December 31, 2023.

BOARD OF COUNTY COMMISSIONERS OF  
Oglala Lakota, South Dakota

/s/Eugenio White Hawk Chairman

/s/Anna Takes the Shield (DuBray) Commissioner

/s/Wendell Yellow Bull Commissioner

/s/Ramon Bear Runner Commissioner

/s/Arthur Hopkins Commissioner

/s/ ATTEST Sue Ganje County Auditor

\* These Amounts include the 25% to be distributed to cities.

As of 09/07/2022 these levies have not been approved by the Department of Revenue

Motion made by Yellow Bull, seconded by Bear Runner, to table the employee policy, with the addition of funeral leave and discussion on employee assistance program for county employees until the next meeting.

Motion made by Yellow Bull, seconded by Bear Runner, to adjourn at 4:48 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