

OGLALA LAKOTA COUNTY APPROVED MINUTES OF OCTOBER 12, 2022

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

The meeting was called to order at 1:30 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 Takes the Shield (DuBray), seconded by Hopkins, to approve the agenda as written.

Motion made by Takes the Shield (DuBray), seconded by Yellow Bull, to approve the minutes of September 7, 2022.

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

Total Amount of Deposit in First Interstate Bank, HS:	\$ 237,780.16
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Total Amount of Cash:	\$ 715.85
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Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days:	\$ 1,379.80
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FIRST INTERSTATE SAVINGS

First Interstate, HS:	\$ 2,658,020.17
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CERTIFICATES OF DEPOSIT:

First Interstate, HS:	\$ 202,257.05
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Black Hills Federal Credit Union, HS:	\$ 50,000.00
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First National Bank of Lead Checking	\$ 1,000.00
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First Nation Bank of Lead ICS Acct	\$ 2,551,713.11
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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 \$ 5,703,191.24

Dated This 31st Day of August 2022.

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

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

County Monies	\$	5,640,976.32
Held for other Entities	\$	13,938.73
Held in Trust	\$	48,276.19
TOTAL	\$	5,703,191.24

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 Takes the Shield (DuBray), seconded by Hopkins, to approve setting a supplement and contingency hearing for November 14, 2022 at 1:10 p.m.

Motion made by Takes the Shield (DuBray), seconded by Hopkins, to approve the South Dakota Opioid Settlement Memorandum of Agreement.

Motion made by Hopkins, seconded by Takes the Shield (DuBray) to approve the transfer of ARPA Funds to the General Fund in the amount of \$1,123,351.15.

Lynx Bettelyoun, Highway Superintendent, met with the Board. Motion made by Takes the Shield (DuBray) seconded by Yellow Bull, to approve the September 8 – September 29, 2022 sheriff fuel transfer to reimburse the highway for 329.5 gallons of fuel at \$3.949 per gallon, for a total of \$1,301.20.

Fuel quotes were presented as follows:

8/31/2022 Fuel Quotes	550-Gal Gasoline	700-Gal Diesel
Westco	\$3.699/gallon	\$4.169/gallon
Pine Ridge Oil	No Bid	No Bid
Discount Fuel	No Bid	No Bid
Nelson's	No Bid	No Bid

Motion made by Takes the Shield (DuBray), seconded by Hopkins, to approve the low and only bid from Westco for 550 gallons of gasoline at \$3.699 per gallon, for a total of \$2,034.45 and 700 gallons of diesel, at \$4.169 per gallon, for a total of \$2,918.30.

Motion made by Takes the Shield (DuBray), seconded by Hopkins, to approve the TrueNorth Steel Quote for 5,700-gallon fuel tank in the amount of \$30,895.00.

Motion made by Takes the Shield (DuBray), seconded by Yellow Bull, to approve the Letter of Contract with Banner for Oglala Lakota County Aggregate Production for 45,000 tons of gravel crushing.

Yellow Bull was present for the meeting at 1:52 p.m.

Motion made by Takes the Shield, seconded by Yellow Bull, to approve hiring Doreen Ferguson, full-time, \$14.00 to \$15.00, effective October 17, 2022.

Bettelyoun updated the Board about repairs that have been made to equipment, putting a culvert in on County Road 13, gravel on 16A and 13, road groomed 7 and 16, grades 16A, 4, and 11, reshaped 6, mowed 7, 16, 16A, 11, 2, 15 and 26.

Bear Runner joined the meeting via phone at 2:18 p.m.

Discussion was held on exercise equipment for the highway and sheriff employees in the future.

Bear Runner exited the meeting at 2:22 p.m.

Bear Runner and Rick Weible joined the meeting via phone at 2:25 p.m.

Motion made by Takes the Shield (DuBray), seconded by Hopkins, to table the items for Sheriff Herman until the next meeting.

Motion made by Takes the Shield (DuBray), seconded by Yellow Bull, to approve the following abatements:

USA in Trust for Gillespie, c/o Wilmer Afraid of His Horse, parcel #24000-03748-23200, Undivided Interest 2/3: NW1/4, Sec 23, Twp 37, Rg 48 (Total Acres 160), for pay 2015, \$112.76. Re: Should have been in Tribal Trust in 2014.

Heirs of Grace Olmstead Pawnee, c/o Nylatis Davis, parcel #18000-03742-13420, Undivided Interest 1/96: SE1/4, Sec 13, Twp 37, Rg 42 (Total Acres 160), for pay 2015, \$2.06, for pay 2016, \$2.20, for pay 2017, \$2.26, for pay 2018, \$2.18, for pay 2019, \$2.79, for pay 2020, \$2.75, for pay 2021, \$2.93, for pay 2022, \$2.93, for a total of \$20.10. Re: Tribal owned (in Tribal Trust) and should not have been valued from 2014 – 2021.

Heirs of DT Gillispie, c/o Wilmer Afraid of His Horse, parcel #24000-03748-13210, Undivided Interest 1155/21166: W1/2, Sec 13, Twp 37, Rg 48 (Total Acres 320), for pay 2012,

\$22.32, for pay 2013, \$22.13, for pay 2014, \$20.40, for pay 2015, \$19.61, for pay 2016, \$21.08, for pay 2017, \$20.25, for pay 2018, \$18.62, for pay 2019, \$29.34, for pay 2020, \$29.02, for pay 2021, \$30.13, for pay 2022, \$30.09, for a total of \$262.99. Re: Tribal owned (in Tribal Trust) and should not have been valued from 2011 – 2021.

Teresa Pullen, Treasurer, reported to the Board about possible guidelines for delinquent tax agreements and the possibility of waiving interest. Possible guidelines could be making sure the individual makes monthly payments of agreed upon sum, plan is only to be used for back taxes, must be 3 years behind in taxes, timelines to pay the plan off, for the individual's home only, must be an owner occupied home and proof of falling under the federal poverty guidelines.

Jessica Pollema joined the meeting via phone at 2:34 p.m.

Motion made by Yellow Bull, seconded by Takes the Shield (DuBray), to table the delinquent tax agreement and waiving of interest policy until the next meeting.

Motion made by Yellow Bull, seconded by Takes the Shield (Dubray), to table the discussion on the Quaker Act and/or religious treaties with State's Attorney Russell.

Bear Runner left the meeting and break was taken at 2:59. The meeting resumed at 3:13 p.m.

No public comment was heard.

Bruce Whalen spoke with the Board about cast voting records and wanting to hand count, rather than use the tabulator machine. Discussion was held with Weible and Pollema on integrity of voting and machines. Auditor Ganje spoke of hand counting versus machines and how the machines worked. Motion made by Yellow Bull, seconded by Takes the Shield (DuBray), to require that Whalen, Pollema and Weible to attend the public test of the tabulator on October 31, 2022 at 10:00 a.m.

Sue Ganje, Auditor, met with the Board. Motion made by Takes the Shield (DuBray), seconded by Yellow Bull, to approve applying for the Local Assistance and Tribal Consistency Fund, in the amount of \$50,000.00.

Eugenio White Hawk, Commissioner, met with the Board. Motion made by Yellow Bull, seconded by Takes the Shield (DuBray) to approve the request from Wounded Knee District School for sump pump and additional materials, in the amount of \$12,650.00, using ARPA funds.

Discussion was held on essential pay. Motion made by Yellow Bull, seconded by Takes the Shield (DuBray), to approve \$5,000.00 of essential pay for all current and continuing Oglala Lakota County employees as of the current payroll and \$1,500.00 for administrative personnel, contingent on Fall River County.

Motion made by Yellow Bull, seconded by Takes the Shield (DuBray), to approve \$1,000.00 incentive for the 3rd booster, with proof.

Discussion was held on the employee policy manual. Motion made by Yellow Bull,

seconded by Takes the Shield (DuBray), to table the employee policy, with the addition of funeral leave and discussion on employee assistance program for county employees until after the election to allow for a better time frame to work on it and figure out more logistics.

Motion made by Yellow Bull, seconded by Takes the Shield (DuBray), to approve bills as follows:

GENERAL FUND

AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$54.38
AT&T TELECONFERENCE	TELECONFERENCE SERVICE	\$53.65
BEAR RUNNER, RAMON	MILEAGE	\$54.60
BEAM INSURANCE ADMIN. LLC	VISION PLAN	\$45.30
BH BUSINESS SOURCE	OFFICE FURNITURE	\$259.00
CAMERON, GEORGE	COURT REPORTER	\$15.20
CENTURY BUSINESS	COPIER LEASE	\$137.07
DENISON, FRANCES	TRAVEL REIMBURSEMENT	\$200.00
TAKES THE SHIELD, ANNA	MILEAGE	\$41.16
ELECTION SYSTEMS & SOFT	ELECTION SUPPLY	\$2,429.29
EFTPS	EFTPS PAYROLL TAXES	\$2,182.04
FARRELL, FARRELL & GINSBACH	CAAF	\$4,162.52
SCHMIDT, STACY	TRAVEL REIMBURSEMENT	\$60.00
GOLDEN WEST	LOCAL PHONE/EMAIL/LONG DISTANCE	\$447.31
GOVERNOR'S INN	LODGING	\$1,131.00
HOPKINS, ARTHUR L	MILEAGE	\$89.04
JANIS, BOBBIE	REIMBURSEMENT	\$65.28
LAKOTA TIMES	PUBLICATION	\$189.15
MARTIN AUTO PARTS	PARTS/SUPPLY	\$152.05
MARTINEZ, AUDREY	CORONER MILEAGE	\$165.06
MASTEL, BRUCE	WEB HOST/UPDATE/SERVER	\$35.00
MENARD'S	SUPPLY	\$5.49
QUADIENT FINANCE USA, INC	POSTAGE	\$296.57
OGLALA SIOUX TRIBE	MONTH RENT FOR VET S	\$100.00
PULLEN, TERESA	TRAVEL REIMBURSEMENT	\$60.00
RAMKOTA HOTEL	HOTEL	\$475.00
RAPID CITY POLICE DEPT.	BLOOD DRAW ANALYSIS	\$40.00
RELIANCE STANDARD	LIFE INSURANCE	\$151.00
SD SHERIFF'S ASSOCIATION	2022 SHERIFF FALL CO	\$115.00
OL COUNTY TREASURER	SALES TAX	\$7.95
SIEDSCHLAW, JON	CORONER CALLS	\$900.00
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,199.88
WHITE HAWK, EUGENIO	MILEAGE	\$78.12
YELLOW BULL, WENDELL	MILEAGE	\$53.76
BETTELYOUN, ARROW	MILEAGE	\$107.10
SANTOS, DEREK	MILEAGE	\$54.06

DONOVAN, MARK	MILEAGE	\$137.70
COMMISSIONERS	SEPTEMBER SALARIES	\$1,375.00
STATE'S ATTORNEY'S OFFICE	SEPTEMBER SALARIES	\$500.00
VETERAN'S SERVICE OFFICE	SEPTEMBER SALARIES	\$3,189.33
SHERIFF ARPA	SEPTEMBER SALARIES	\$9,564.80
SHERIFF	SEPTEMBER SALARIES	\$4,357.23
CORONER	SEPTEMBER SALARIES	\$1,000.00
	TOTAL FOR GENERAL FUND	\$35,736.09

COUNTY ROAD & BRIDGE

AT&T MOBILITY	WIRELESS PHONE SHERIFF	\$94.42
BEAM INSURANCE ADMIN. LLC	VISION PLAN	\$29.68
CULLIGAN	UTILITY	\$26.00
DELTA DENTAL OF SD	DENTAL PLAN	\$306.80
EFTPS	EFTPS PAYROLL TAXES	\$3,849.09
BUCHE HARDWARE & LUMBER	SUPPLIES	\$45.31
GREAT PLAINS COMMUNICATION	LOCAL PHONE & INTERNET	\$221.62
GREAT WESTERN TIRE INC.	SUPPLY	\$3,053.12
HUSKER AUTO PARTS	AUTO PARTS/SUPPLIES	\$61.33
LACREEK ELECTRIC ASSOC	UTILITY/ELECTRIC	\$218.93
W.D. LARSON COMPANIES	REPAIR	\$3,412.88
LYCOX ENTERPRISES INC	PACKER EQUIPMENT	\$23,050.00
MARTIN AUTO PARTS	PARTS/SUPPLY	\$252.22
MCI COMM SERVICE	LONG DISTANCE	\$53.74
MENARD'S	SUPPLY	\$235.34
RELIANCE STANDARD	LIFE INSURANCE	\$345.75
SAFETY BENEFITS, INC.	2022 SAFETY BENEFIT	\$75.00
OL COUNTY TREASURER	SALES TAX	\$3.90
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,602.44
WESTCO	FUEL/UTILITES	\$6,103.24
HIGHWAY DEPARTMENT	SEPTEMBER SALARIES	\$16,546.17
HIGHWAY DEPARTMENT	OVERTIME	\$226.44
	TOTAL FOR COUNTY ROAD & BRIDGE	\$59,813.42

AMERICAN RESCUE PLAN

BEAM INSURANCE ADMIN. LLC	VISION PLAN	\$39.32
DELTA DENTAL OF SD	DENTAL PLAN	\$219.40
EFTPS	EFTPS PAYROLL TAXES	\$1,797.48
FALL RIVER CO. TREASURER	REIMBURSEMENT	\$235.98
RELIANCE STANDARD	LIFE INSURANCE	\$110.00
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,530.36
	TOTAL FOR AMERICAN RESCUE PLAN	\$3,932.54
	TOTAL PAID BETWEEN 9/8/22 AND 10/12/22	\$99,482.05

Motion made by Yellow Bull, seconded by Takes the Shield (DuBray), 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