

## **OGLALA LAKOTA COUNTY APPROVED MINUTES OF JANUARY 11, 2023**

The Oglala Lakota Board of County Commissioners met in regular session on January 11, 2023. Present: Allyssa Comer, Art Hopkins, Anna Takes the Shield (DuBray), Wendell Yellow Bull and Sue Ganje, Auditor. Ramon Bear Runner was absent. The Oath of Office was taken for Comer and placed on file.

The meeting was called to order at 1:25 p.m. by Vice-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 Hopkins, seconded by Yellow Bull, 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 Chair. Motion made by Hopkins, seconded by Yellow Bull, to nominate Anna Takes the Shield (DuBray) as Chairwoman.

Motion made by Hopkins, seconded by Yellow Bull, to have nominations cease and cast a unanimous vote for Takes the Shield (DuBray) as Chairwoman for 2023.

The meeting was turned back over to the Chairwoman.

Motion made by Yellow Bull, seconded by Hopkins, to nominate Allyssa Comer as Vice-Chairwoman.

Motion made by Yellow Bull, seconded by Hopkins, to have nominations cease and cast a unanimous vote for Comer as vice-chairwoman for 2023.

Bear Runner entered the meeting at 1:30 p.m.

Motion made by Yellow Bull, seconded by Hopkins, 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 2023.

Motion made by Yellow Bull, seconded by Hopkins, to set the indigent burial rate at \$1,000.00 in 2023.

Motion made by Yellow Bull, seconded by Comer, to approve the prisoner housing in Fall River County at \$95.00 and \$120.00 per day and Pennington County at \$95.00 and \$120.00 per day in 2023.

Bear Runner and Hopkins exited the meeting to complete the Oath of Office at 1:34 p.m.

Motion made by Yellow Bull, seconded by Comer, to not rehire any employee for a period of 6 months, if that employee has resigned and withdrawn their retirement funds, unless authorized by the Commission.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 Yellow Bull, seconded by Comer, to meet the second Wednesday of every month, at 1:00 p.m.

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

**OGLALA LAKOTA COUNTY RESOLUTION #2023-01**

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 11<sup>th</sup> day of January, 2023

ATTEST:

/s/Sue Ganje

Oglala Lakota County Auditor

/s/Anna Takes the Shield (DuBray) Chair

Oglala Lakota County Board of Commissioners

Motion made by Yellow Bull, seconded by Comer, to approve wages and salaries for 2023 as follows:

**OGLALA LAKOTA COUNTY PAYROLL 2023**

Arredondo, Jerlene	Veteran's Service Officer	\$38,272.00	per year
Bear Runner, Ramon	Commissioner	\$250.00 a month	plus \$25.00 per attended meeting
Bettelyoun, Lynx	Hwy Superintendent	\$51,570.00	per year
Brodkorb, Blake	Hwy Department	\$14.00	per hour
Comer, Allyssa	Commissioner	\$250.00 a month	plus \$25.00 per attended meeting
Engebretson, Melody	Register of Deeds	\$21,335.25	per year
Ferguson, Doreen	Hwy Department	\$15.00	per hour
Ganje, Sue	Auditor	\$21,335.25	per year

Heidebrink, Lillian	Director of Equalization	\$14,460.00	per year
Herman, Robert	Sheriff	\$52,287.00	per year
Hopkins, Arthur	Commissioner	\$250.00 a month	plus \$25.00 per attended meeting
Martinez, Audrey	Hwy Secretary	\$16.48	per hour
Martinez, Audrey	Coroner	\$175.00	per call
Plume, Vanessa	Deputy Sheriff	\$19.60	per hour
Pullen, Teresa	Treasurer	\$21,335.25	per year
Russell, Lance	State's Attorney	\$29,160.00	per year
Takes the Shield, Anna	Commissioner	\$250.00 a month	plus \$25.00 per attended meeting
White Face, David	Hwy Department	\$21.16	per hour
Yellow Bull, 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 Yellow Bull, seconded by Comer, to appoint Comer to the weed board.

Motion made by Yellow Bull, seconded by Comer, to set the private road work hearing for February 8, 2023 meeting as per SDCL 31-11-41 through 31-11-45 at 1:30 p.m.

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

**OGLALA LAKOTA COUNTY RESOLUTION #2023-02**

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 \$.51 per mile for the transporting of ballots and ballot boxes by the precinct superintendent.

Dated this 11<sup>th</sup> day of January, 2022

/s/Anna Takes the Shield (DuBray)  
Chair

Oglala Lakota County Board of Commissioners

ATTEST:

/s/Sue Ganje

Oglala Lakota County Auditor

Bear Runner returned from getting sworn in at 1:38 p.m. and his oath was placed on file.

Motion made by Yellow Bull, seconded by Bear Runner, to approve the December 29, 2022 minutes. With Comer abstaining, all others voting yes, motion carried.

Motion made by Yellow Bull, seconded by Comer, to table the Auditor's Account with the Treasurer for December 2022.

Motion made by Yellow Bull, seconded by Comer, to appoint the Lakota Times as the legal newspaper for 2023.

Lynx Bettelyoun, Highway Superintendent, met with the Board. Motion made by Yellow Bull, seconded by Comer, to approve the Snocrete Snow Blower 948D model, in the amount of \$162,318.00.

Motion made by Yellow Bull, seconded by Bear Runner, to approve the December 29, 2022 through January 2, 2023 sheriff fuel transfer to reimburse the highway for 97.2 gallons of fuel at \$3.315 per gallon, for a total of \$322.22.

Hopkins returned from getting sworn in at 1:42 p.m. and his oath was placed on file.

Discussion was held on the contract with Banner and getting 40 tons of gravel. Motion made by Hopkins, seconded by Bear Runner, to approve the 2023 Oglala Lakota County Aggregate Production Project with Banner and authorize the Chairwoman to sign.

Bettelyoun updated the Board that they have been moving snow.

Lyle Norton, Fall River County Sheriff, reported to the Board that in the last year, Sheriff Herman has called 50 – 60 times to at least let someone know where he is; this is sometimes common with sheriffs. Further discussion was held on the possibility of coming up with an agreement between the counties to use Fall River County's dispatch services. Norton will speak with the Fall River County Commissioners and Herman to work out details; he'll return to the Oglala Lakota County Commissioner meeting in February with further details.

Joe Herman, Sheriff, reported to the Board about the new patrol vehicle and radios for digital upgrades for the radios to be installed after programming. Herman also assisted with adverse weather where possible, 18 search and rescue assistance incidents with OST Emergency Management, 2 assault and battery, 2 trespass and 2 livestock related disputes.

Motion made by Yellow Bull, seconded by Hopkins, to approve hiring Scott “Gunny” Davis, Deputy, \$19.60 per hour, full time, to fill vacancy, contingent upon background check.

Discussion was held on prior monthly reports, side by sides and policies for the Sheriff’s department.

Motion made by Comer, seconded by Hopkins, to approve cell phones and necessary items for the deputies.

Motion made by Yellow Bull, seconded by Hopkins, to approve the sheriff’s monthly report and place it on file.

The 2023 Oglala Lakota/Fall River Contract was reviewed. Discussion was held on the possibility of designating one employee in each of the contracted offices as an Oglala Lakota employee or going to Oglala Lakota County once a week for services. Concerns were raised about certain wording in the contract with the possibility of building employee performances into the contract.

Motion made by Yellow Bull, seconded by Bear Runner, to waive the conflict of interest for State’s Attorney Russell, regarding the 2023 Oglala Lakota/Fall River Contract.

Further discussion was held on filing complaints against State Senators and Representatives, as well as lemon car issues.

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

**GENERAL FUND**

BEAR RUNNER, RAMON	MILEAGE	\$66.30
CENTURY BUSINESS	COPIER LEASE/METER	\$171.12
TAKES THE SHIELD, ANNA	MILEAGE	\$330.30
GOLDEN WEST	LOCAL PHONE/EMAIL/LONG DISTANCE	\$305.54
HOPKINS, ARTHUR L	MILEAGE	\$336.42
KENNY’S BODY SHOP	CAR REPAIR	\$4,003.85
LAKOTA TIMES	PUBLICATION	\$320.97
MASTEL, BRUCE	WEB HOST/UPDATE/SERV	\$35.00
MASTERCARD	COUNTY CREDIT CARD	\$1,190.69
QUADIENT FINANCE USA, INC	POSTAGE	\$275.42
OGLALA SIOUX TRIBE	MONTH RENT FOR VET S	\$100.00
RELIANCE STANDARD	LIFE INSRUANCE	\$89.00
SD ASSN OF CO OFFICIALS	2023 COUNTY WEBSITE	\$150.00
SD SHERIFF’S ASSOCIATION	2023 MEMBERSHIP DUES	\$910.16
WHITE HAWK, EUGENIO	MILEAGE	\$248.70
YELLOW BULL, WENDELL	MILEAGE	\$338.46
COMER, ALYSSA	MILEAGE	\$341.52
	TOTAL FOR GENERAL FUND	\$9,213.45

**COUNTY ROAD & BRIDGE**

A & B WELDING SUPPLY	5 YR RENEWAL AGREEMENT	\$78.25
CULLIGAN	UTILITY	\$13.00
BUCHE HARDWARE & LUMBER	SUPPLIES	\$30.92
LACREEK ELECTRIC ASSOC	UTILITY/ELECTRIC	\$695.66
MASTERCARD	COUNTY CREDIT CARD	\$583.32
RELIANCE STANDARD	LIFE INSURANCE	\$117.75
WESTCO	PROPANE	\$999.30
	TOTAL FOR COUNTY ROAD & BRIDGE	\$2,518.20

**AMERICAN RESCUE PLAN**

WESTERN COMMUNICATIONS	RADIO PROGRAMMING	\$1,200.00
	TOTAL FOR AMERICAN RESUCE PLAN	\$1,200.00
	TOTAL PAID BETWEEN 12/30/22 AND 1/11/23	\$12,931.65

No public comment was given. Motion made by Yellow Bull, seconded by Hopkins, to adjourn at 3:47 p.m.

/s/Anna Takes the Shield (DuBray)

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

ATTEST:

/s/Sue Ganje

Sue Ganje, Oglala Lakota County Auditor