

OGLALA LAKOTA COUNTY UNAPPROVED MINUTES OF AUGUST 9, 2023

The Oglala Lakota Board of County Commissioners met in regular session on August 9, 2023. Present: Ramon Bear Runner, Allyssa Comer, Art Hopkins, Wendell Yellow Bull and Sue Ganje, Auditor.

The Pledge of Allegiance was given and meeting was called to order at 1:06 p.m. by Allyssa Comer, Vice-Chairwoman. The agenda was reviewed for conflicts. ALL MOTIONS RECORDED IN THESE MINUTES WERE PASSED BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED.

Anna Takes the Shield, Chairwoman, called in at 1:10 p.m. but asked that Comer continue chairing the meeting.

Motion made by Yellow Bull, seconded by Hopkins, to approve the agenda with amendments changing the word surplus to restricted scheduled at 1:40 pm and change assigned to restricted on the second Resolution scheduled at 1:50.

Motion made by Yellow Bull, seconded by Hopkins, to approve the agenda with amendments.

Motion made by Yellow Bull, seconded by Takes the Shield (Dubray), to approve the meeting minutes from July 21, 2023 and August 3, 2023.

Motion made by Yellow Bull, seconded by Hopkins, to approve the Auditor's Account with the Treasurer for July, 2023 as follows:

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 2023.

Total Amount of Deposit in First Interstate Bank, HS:	\$ 634,615.50
Total Amount of Cash:	\$ 507.40
Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days:	\$ 2,989.06
FIRST INTERSTATE SAVINGS	
First Interstate, HS:	\$ 3,201,924.99
CERTIFICATES OF DEPOSIT:	
Schwab 2 year	\$ 16,217.51
Schwab 2 year	\$ 2,050,781.25

Itemized list of all items, checks and drafts that have been in the Treasurer's possession over three days:

Election Petty Cash: \$ 15.00

RETURNED CHECKS:

Deaton, Tyler \$ 110.10

Lewis,
Harold/Carole \$ 220.20

TOTAL: \$ 5,907,381.01

Dated This 31st Day of July 2023.

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

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

County Monies \$ 5,845,297.62
Held for other
Entities \$ 15,232.43
Held in Trust \$ 46,850.96
TOTAL \$ 5,907,381.01

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 Takes the Shield (Dubray) for Allyssa Comer, Art Hopkins, Anna Takes the Shield (Dubray) and Wendell Yellow Bull to attend the State Tribal Opioid and Methamphetamine Prevention Summit on October 3, 2023 in Pierre.

Al Schaefer, SD State Legislative Audit, met with the Board to submit his report of the County Audit for 2020 and 2021. There were no written comments, but did comment on 2 funds with a negative balance on December 31, 2021. It is recommended that the County transfer funds to cover the deficit in the Emergency Management fund, which has since been discontinued. 2 Time sheets

were not signed by the employee and the supervisor, and 1 employee was overpaid 4 hours of overtime. The auditor noted that she would like some sort of electronic timeclock for employees. It is recommended that care be taken when figuring time worked for the calculation of wages due. One other item noted was that the County did not transmit to the State's Unclaimed Property Fund any outstanding checks that were older than one year, with Schaefer noting there are two laws pertaining to this in the codified laws, and the county is actively working on a resolution for approval.

Motion made by Bear Runner, seconded by Hopkins, to authorize Vice-Chairwoman Comer to sign the Audit Exit Letter.

Motion made by Yellow Bull, seconded by Hopkins, to table the request for funding in the amount of \$10,000.00 for the Oglala Lakota Nation Fair and Rodeo Pow Wow from Tyler Yellow Boy, Chairman of 2023 Oglala Lakota Nation Fair and Rodeo until he is present via telephone.

Anna Takes the Shield (Dubray) left the meeting at 1:44 pm.

Lynx Bettelyoun, Highway Superintendent, met with the Board to discuss the purchase of a snowblower that attaches to a front-end loader that had previously been approved but had been backordered. There was also discussion regarding the reimbursement that was received from the State and from FEMA. Approximate amounts equaled \$9,611.78 for both.

Motion made by Bear Runner, seconded by Yellow Bull, to approve payment to Fair Manufacturing for Snocrete model 948D snow blower in the amount of \$162,318.00 and \$1,000.00 for freight to ship to Batesland.

Discussion continued with Bettelyoun regarding a plan for construction of a new Highway Shop to also be used by the County Sheriff and the Veteran Service Office. Having a feasibility study done was recommended to help start the planning process, with Yellow Bull suggested contacting the SD School of Mines and Technology to see if the Engineering students could do it pro-bono as part of their college credits. Bear Runner suggested that Bettelyoun go to Morton Buildings to inquire about drafting plans for the proposed building.

Motion made by Yellow Bull, seconded by Bear Runner, to go to Morton Buildings in Rapid City to have them sketch out a proposed Highway Building.

Bettelyoun provided updates to the Board, which included blading, mowing and servicing equipment. Yellow Bull asked that the 13 miles of Grass Creek Rd be put back on the County System for families with school aged kids to use. Bettelyoun will bring back estimated costs to do so at the next meeting.

Takes the Shield (Dubray) re-entered the meeting via telephone at 2:15.

Motion made by Takes the Shield (Dubray), seconded by Bear Runner, to go into executive session for personnel at 2:23 pm with Anna Takes the Shield (Dubray) then leaving the meeting at 2:27 pm.

Comer, Vice-Chairwoman, declared the board be out of executive session at 2:39 pm.

Motion made by Bear Runner, seconded by Yellow Bull, to approve travel for Jerlene Arredondo, Veteran Service Officer, to attend the Annual Veteran Service Officer Conference in Sioux Falls, September 5th – 7th, 2023.

The board also reviewed the VSO report. Motion made by Bear Runner, seconded by Yellow Bull, to accept the VSO report for July 2023 and place on file.

Motion made by Bear Runner, seconded by Yellow Bull, to move discussion on HB3372, opposing heavier trucks requested by GoRail, to the next meeting.

Motion made by Bear Runner, seconded by Yellow Bull, to use assigned funds on improvements at the site of the Highway Department in Batesland to include Highway maintenance area, room for Sheriff and VSO, and to include a large meeting room.

Hopkins noted that he would like to see Department Heads attending the Commissioner meetings, especially when they have a report or a request for travel. A notice should go out regarding this issue.

Motion made by Hopkins, seconded by Bear Runner, to accept Resolution #2023-07 with the change of “General Fund monies at a total cumulative amount up to” instead of the word “of”, to read as follows:

OGLALA LAKOTA COUNTY RESOLUTION #2023-07

WHEREAS, the County desires to have a one-time only cap to funding requests from the General Fund monies at a total cumulative amount up to \$20,000.00 to assist public service-related organizations as outside sources, and;

WHEREAS, the County desires to only provide funding to businesses and/or non-profit organizations that provide public-service related services to residents of Oglala Lakota County, and;

WHEREAS, the County wants to preserve the funding for County purposes, and;

WHEREAS, the Oglala Lakota County Board of Commissioners is authorized to enact such limit;

NOW THEREFORE, BE IT RESOLVED, that the Board of Oglala Lakota County Commissioners will cap the funding to outside entities at a one-time only use of General Fund monies up to \$20,000.00 cumulative total; and that the Board of Oglala Lakota County Commissioners will only provide funding to businesses and/or non-profit organizations that provide public-service related services to residents of Oglala Lakota County.

Dated this 9th day of August, 2023

/S/ Allyssa Comer

Allyssa Comer, Vice-Chairwoman
Oglala Lakota County Board of Commissioners

ATTEST:
/S/ Sue Ganje

Sue Ganje

Oglala Lakota County Auditor

Motion made by Bear Runner, seconded by Hopkins to accept Resolution 2023-08, with the change of the word “assign” to “restrict” to read as follows:

OGLALA LAKOTA COUNTY RESOLUTION #2023-08

WHEREAS, the County wants to restrict \$1,000,000.00 of the General Fund surplus cash for the improvements to the County Highway Shop in Batesland, and;

WHEREAS, the County desires to retain these funds for only the specific purpose of enhancing the building and area used for administration of the Highway and Sheriff departments and the housing of County machinery used by the Highway Department of Oglala Lakota County, and;

WHEREAS, the County wants to preserve the funding for County and local government purposes, and;

NOW THEREFORE, BE IT RESOLVED, that the Board of Oglala Lakota County Commissioners will restrict \$1,000,000.00 of the Restricted General Fund surplus cash for use on improving the County Highway Shop in Batesland.

Dated this 9th day of August, 2023

/S/ Allyssa Comer

Allyssa Comer, Vice-Chairwoman

Oglala Lakota County Board of Commissioners

ATTEST:

/S/ Sue Ganje

Sue Ganje

Oglala Lakota County Auditor

Bear Runner addressed the Board to speak on behalf of the Oglala Lakota Housing Authority regarding a change that OLHA would like to make by entering into an MOU with Behavior Management Systems regarding services to low income families. BMS sent them a proposal to assist with this. OLHA is requesting that the County contribute \$100,000.00 for the first year to help get things started. Bear Runner will bring this back to the next meeting with a presentation along with BMS. Discussion on some possible alternatives occurred.

Teresa Pullen, Treasurer, met with the Board do discuss Delinquent Property Tax payment plans, and Pullen requested they now be called Delinquent Tax Assistance. She provided samples of applications for individuals to fill out and recommended that the County follow the same guidelines as they do for County Assistance, which is based on the Federal Income Poverty level each year. She also was asking for guidance from the Board about certain criteria for being eligible for applying, including residing requirements, limits to the amount owed on back taxes, requirements on if the assistance should be for houses only or include vacant land, and time limits get the delinquent taxes current, noting that current taxes need to be kept current for the payment plan to remain in place. After discussion with the Board, Pullen noted the suggestions and will come to the next meeting with a proposed application form for them to review for approval.

Sue Ganje, Auditor, met with the Board to review the 2024 Provisional budget.

Motion made by Yellow Bull, seconded by Hopkins, to approve the 2024 Provisional budget. With discussion following. Yellow Bull asked for a 1-year only increase to the amount for attending the meetings, from \$25.00 to \$35.00. He also asked that the Commission salary be figured at \$500.00 per month in the '24 budget.

The Commissioners provided a brief report from the Human Trafficking workshop in Pierre. They attended the first day.

Vanessa Plume, Sheriff, met with the Board to provide her report from the entire training on the Human Trafficking workshop in Pierre. She stated that the information that was presented regarding the Dark Web was very informative. Social Media, code words, and other items were also discussed.

The Memorandum of Agreement between Prairie Wind Casino of the Oglala Sioux Tribe on the Pine Ridge Indian Reservation and Oglala Lakota County was discussed. State's Attorney Russell and Plume had gone through it and a few changes were made. The Board wants it to go back to the Tribe to be signed. Then Plume will bring it back for the Commissioner's signature.

There was discussion regarding jurisdiction between Tribal Law Enforcement and County Law Enforcement. Plume is still actively looking for a deputy. She also asked the Commissioners for their endorsement for her to talk to Tribal Law Enforcement to better work together and provide continuity in law enforcement.

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

GENERAL FUND		
AT&T MOBILITY	WIRELESS PHONE SHERI	\$103.84
BEAR RUNNER, RAMON	MILEAGE	\$66.30
BEAM INSURANCE ADMIN. LLC	VISION PLAN	\$40.89
DELTA DENTAL OF SD	DENTAL PLAN	\$114.50
TAKES THE SHIELD, ANNA	MILEAGE	\$51.00
EFTPS	EFTPS PAYROLL TAXES	\$1,697.19
FALL RIVER CO. SHERIFF	INMATE HOUSING	\$1,140.00
FALL RIVER HEALTH SERVICE	INMATE MEDICAL	\$1,982.02
GOLDEN WEST	LOCAL PHONE/EMAIL/LO	\$125.26
HOPKINS, ARTHUR L	MILEAGE	\$108.12
LAKOTA TIMES	PUBLICATION	\$268.92
LYNN'S DAKOTA MART	MEETING SNACKS/WATER	\$54.43
LYNN'S DAKOTA MART	INMATE PHARMACY	\$45.55
MASTERCARD	SUPPLY	\$47.09
OGDLA SIOUX TRIBE	MONTHLY RENT/VSO OFF	\$100.00
RELIANCE STANDARD LIFE	LIFE INSRUANCE	\$32.00
RUSSELL, LANCE	TRAVEL REIMBURSEMENT	\$35.84

SD DEPT OF HEALTH	BLOOD ANALYSIS	\$40.00
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,062.09
STURGIS RESPONDER SUPPLY	UNIFORM	\$91.98
THOMSEN REUTERS - WEST	ONLINE LAW SUBSCRIPT	\$148.00
TOMLINSON, JULIE	SUPPLY	\$19.91
YELLOW BULL, WENDELL	MILEAGE	\$66.30
COMER, ALLYSSA	MILEAGE	\$97.92
COMMISSIONERS	JULY SALARIES	\$1,425.00
STATE'S ATTORNEY'S OFFICE	JULY SALARIES	\$500.00
VETERAN'S SERVICE OFFICE	JULY SALARIES	\$3,189.33
SHERIFF	JULY SALARIES	\$3,726.92
CORONER	JULY SALARIES	\$350.00
	TOTAL FOR GENERAL FUND	\$16,730.40
COUNTY ROAD & BRIDGE		
AT&T MOBILITY	WIRELESS PHONE SHERI	\$94.31
BEAM INSURANCE ADMIN. LLC	VISION PLAN	\$30.56
BUTLER MACHINERY CO.	EQUIP/REPAIR	\$991.51
CULLIGAN	UTILITY	\$26.00
DELTA DENTAL OF SD	DENTAL PLAN	\$274.70
EFTPS	EFTPS PAYROLL TAXES	\$3,640.89
FAIR MANUFACTURING, INC.	EQUIPMENT/SNOW BLOWE	\$162,318.00
HUSKER AUTO PARTS	SUPPLY/INVENTORY	\$1,190.06
LACREEK ELECTRIC ASSOC	UTILITY/ELECTRIC	\$255.40
MCI COMM SERVICE	LONG DISTANCE	\$51.65
RELIANCE STANDARD LIFE	LIFE INSURANCE	\$140.75
SD STATE RETIREMENT	SDRS CONTRIBUTIONS	\$1,780.17
CRBR ADMIN HOURS	JULY SALARIES	\$16,512.69
	TOTAL FOR ROAD & BRIDGE	\$187,306.69
	TOTAL PAID BETWEEN 07/22 AND 08/09/2023	\$204,037.09

Motion made by Bear Runner, seconded by Hopkins, to adjourn at 4:45 pm.

/s/ Allyssa Comer
Allyssa Comer, Vice Chairwoman
Board of Oglala Lakota County Commissioners

ATTEST:
/s/Sue Ganje
Sue Ganje, Oglala Lakota County Auditor