

OGLALA LAKOTA COUNTY APPROVED MINUTES OF AUGUST 16, 2024

The Oglala Lakota Board of County Commissioners met in regular session on August 16, 2024. Present: Allyssa Comer, Art Hopkins, Wendell Yellow Bull and Stacy Schmidt, Deputy Auditor. Anna Takes the Shield (Dubray) was present via telephone. Ramon Bear Runner was absent

The meeting was called to order at 1:07 p.m. by Chairwoman Comer. 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.

Bear Runner entered the meeting via telephone at 1:13 p.m.

Motion made by Hopkins, seconded by Bear Runner, to approve the meeting minutes for July 8, 2024, with changes to reflect that the motion to pay the bills with noted exceptions was made by Hopkins and seconded by Bear Runner.

Motion made by Yellow Bull, seconded by Takes the Shield (Dubray), to approve the special meeting minutes for July 22, 2024.

Motion made by Takes the Shield (Dubray), seconded by Yellow Bull, to approve the Auditor's Account with the Treasurer for June 2024 and July 2024.

Sue Ganje, Auditor, entered the meeting at 1:19 p.m.

Motion made by Yellow Bull, seconded by Bear Runner, to approve travel for Teresa Pullen, Treasurer, Stacy Schmidt, Deputy Auditor, Allyssa Comer, Art Hopkins, Anna Takes the Shield (Dubray) and Wendell Yellow Bull, Commissioners to attend the SDACO 2024 Convention in Rapid City at the Ramkota Convention Center on September 17-18, 2024.

Motion made by Yellow Bull, seconded by Bear Runner, to surplus a broken Dell 27" monitor, asset tag #00428, Auditor's office, to junk.

Lynx Bettelyoun, Highway Superintendent, met with the Board. He presented a letter from Cliff Reuer, SDLTAP Technical Assistance Provider, regarding the request from Ryan Jumping Eagle, OST Medicine Root Councilman District, for the County take over maintenance of both North Route roads (aka BIA 25 beginning at BIA 2 north and ending at BIA 101 in the Medicine Creek area) and Waziyata Road from BIA 2 north and west to BIA 25. The letter questions the legality of the proposal. It also states that there would be immense preparation on the roads to make them maintainable. This would be quite costly to improve and to maintain. Bettelyoun provided an estimate for fixing both roads in the amount of \$2,334,050.

Motion made by Yellow Bull, seconded by Hopkins, to have Takes the Shield (Dubray) arrange a meeting with Bettelyoun, Comer and Hopkins to meet with the Tribal Land Committee regarding the BIA roads.

Bettelyoun presented the Highway 2025 Budget request for the Board's consideration.

Motion made by Yellow Bull, seconded by Hopkins, to approve the Private Road Maintenance

Agreement with Skyler Livermont for blading of road in the amount of \$90.00.

Motion made by Yellow Bull, seconded by Hopkins, to approve the Private Road Maintenance Agreement with Kaitlin McDowell for blading of road, laying out gravel and mowing in the amount of \$330.00.

Motion made by Yellow Bull, seconded by Hopkins, to approve the purchase of a 2025 255 Compact Track Loader w/ bucket and brush cutter, including a 48 month/2,000 extended warranty in the amount of \$92,766.37, to be purchased in 2025.

Motion made by Yellow Bull, seconded by Hopkins, to approve the purchase of a 2024 Caterpillar 150Joy-BR Motor Grader, including a 84 month/7,000 hour extended warranty, cost of \$437,809.29, less trade-in of the 1997 140H Caterpillar in the amount of \$42,300, total of 395,509.29, to be purchased in 2025.

Motion made by Yellow Bull, seconded by Hopkins, to approve the Sheriff Department fuel transfer to reimburse the Highway Department 123.3 gallons at \$3.2476/gallon totaling \$400.42.

Motion made by Yellow Bull, seconded by Hopkins, to accept the Highway Department's monthly report.

Edson Briggs, County resident, met with the Board via telephone, to discuss the request for removal of interest accrued on unpaid property taxes. Discussion occurred regarding the question of the status of the request with the Town of Batesland and Oglala Lakota County School District. The Town of Batesland determined that they would not waive the interest. Teresa Pullen, Treasurer, stated that she was certain that, if Batesland didn't waive the interest, the School District wouldn't either. Hopkins spoke of lack of compassion when someone needs help. Pullen will check with the County's Taxing software programmer to see if it would be possible to only waive the County's portion of the interest. She will report back to the Board. No action was taken.

Pullen then submitted the Treasurer's Office 2025 Budget request to the Board for their consideration.

Motion made by Yellow Bull, seconded by Hopkins, to approve using Public Surplus, an online auction site, to sell surplus property. New program that will not charge the county any fees to sell items.

Pullens requested a purchase of a new computer due to the upcoming new motor vehicle program. Motion made by Hopkins, seconded by Yellow Bull, to approve the purchase of a computer from Golden West Technologies in the amount of \$1,699.00.

Mark Mesteth, Sheriff, met with the Board to submit Sheriff and Jail 2025 Budget request for their consideration. He noted adding a line for blood draws. Mesteth also reviewed 2 applications for the deputy sheriff position with the board and discussed certification of a deputy if needed.

Mesteth then gave his monthly report. He will create a list of items to surplus. Mesteth spoke of working with OST Public safety on paper service, and OST Attorney General on other items. Advised the board of possible other items including cross deputization, jurisdictional issues criminal background histories for Concealed Carry Permits, etc.

Takes the Shield (Dubray) left the meeting at 2:58 p.m.

Motion made by Yellow Bull, seconded by Hopkins, to approve Sheriff Mesteth pursuing the needed training and certification, and to pursue cooperation with the OST DPS, and for Mesteth to meet with the DPS Chief.

Bear Runner left the meeting at 3:06 p.m.

Jerlene Arredondo, Veteran Service Officer, met with the Board.

Motion made by Yellow Bull, seconded by Hopkins, to approve advanced travel payment for Arredondo to attend the 2024 SDDVA Annual Workshop/Training in Sioux Falls September 2 through September 5, 2024, to include meal per diem totaling \$154.00 and \$486.01 for mileage. Lodging of \$321.00 will be paid by County credit card to insure tax exempt status.

Arredondo presented the VSO 2025 Budget request for the Board's consideration. She then presented the VSO monthly report. Discussion regarding the content of the report occurred. The Board would like the report to be more descriptive without violating any privacy laws. Arredondo said that she would try to come up with a format to provide the information that the Board is looking for.

Motion made by Hopkins, seconded by Yellow Bull, to accept the VSO monthly report and place it on file.

Sue Ganje, Auditor, met with the Board to present the 2025 Auditor and Election Budget requests for their consideration.

Lily Heidebrink, Director of Equalization, met with the Board to present the 2025 Director of Equalization Budget request for their consideration.

Melody Engebretson, Register of Deeds, met with the Board to present the 2025 Register of Deeds Budget request.

Stacey Martin, GIS Coordinator, met with the Board to present the 2025 GIS Budget request for their consideration.

Nathan Kehn, Badlands Conservation District, met with the Board to present the 2025 Budget request from the district for their consideration, and discussed possibilities for more awareness of their programs.

Lance Russell, State's Attorney, met with the Board to speak of the County Policy, with the salaries, leave time, etc, fine but spoke of the need for Alcohol and Drug testing at the Highway department, and presented the 2025 State's Attorney Budget request for their review.

Russell then reported his findings regarding meeting 2 times a month. With a Home Rule Charter, State Law says a Commission can meet a second time in a month. However, if the meeting is to take place at a location other than the normal location, that meeting notice would need to be published for 2 consecutive weeks in the official paper prior to the meeting. He then referred to SDCL 7-10-1 that says the Auditor is the clerk for the Commission. Nothing says that the Auditor must be physically at the meeting, however, to properly conduct a regular meeting, someone needs to take minutes, which can be via telephone or a designee of the Auditor in person. He explained to the Board that they do not need to adopt Robert's Rules according to the Charter. Lastly, he spoke regarding payment on Commissioner

travel to meetings. He would recommend the creation of a policy that expressly explains travel payment.

Motion by Yellow Bull, seconded by Hopkins to receive payment for travel to meetings to be from their point of origin (home) to meeting location, and back home.

Audrey Martinez, Coroner, met with the Board to present the 2025 Coroner’s Budget for their consideration.

The Auditor discussed advanced travel for commissioners, noting a question on advanced travel to meeting(s) and what happens if a meeting is not attended. No action was taken.

No break was taken.

Motion made by Yellow Bull, seconded by Hopkins, to approve the 2025 Provisional Budget for publication.

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

GENERAL FUND		
ARREDONDO, JERLENE	MEETING MILEAGE	\$65.50
ARREDONDO, JERLENE	VOID MILEAGE	-\$72.42
AT&T MOBILITY	WIRELESS PHONE SHER/	\$535.22
AUDRA HILL CONSULTING	VOID	-\$2,495.70
BEAR RUNNER, RAMON	TRAVEL REIMBURSEMENT	\$199.12
BEAR RUNNER, RAMON	VOID MILEAGE	-\$66.30
BEAR RUNNER, RAMON	VOID MILEAGE	-\$66.30
BEAR RUNNER, RAMON	VOID MILEAGE CHECK	-\$199.12
CENTURY BUSINESS	COPIER LEASE/METER	\$162.37
CENTURY BUSINESS	COPIER LEASE/METER	\$164.48
TAKES THE SHIELD, ANNA	MEETING MILEAGE	\$65.50
TAKES THE SHIELD, ANNA	VOID MILEAGE CHECK	-\$51.00
TAKES THE SHIELD, ANNA	VOID MILEAGE	-\$51.00
TAKES THE SHIELD, ANNA	VOID MILEAGE	-\$51.00
DOMSON, TRIG	LOST CHECK REIMBURSE	\$43.32
FALL RIVER CO. SHERIFF	INMATE HOUSING	\$2,785.00
GOLDEN WEST	INTERNET/PHONE	\$132.40
GOLDEN WEST	VOID APR DUP PMT	-\$204.24
GRIGGS, JEREMIE	CREDIT/OVER PAYMENT	\$150.00
HOPKINS, ARTHUR L	TRAVEL REIMBURSEMENT	\$682.51
HOPKINS, ARTHUR L	MEETING MILEAGE	\$138.86
LAKOTA TIMES	PUBLICATION	\$325.43
LYNN'S DAKOTA MART	MEETING SNACKS/WATER	\$24.98
MASTEL, BRUCE	WEB HOST/UPDATE/SERV	\$35.00
MASTEL, BRUCE	WEB HOST/UPDATE/SERV	\$35.00
MASTERCARD	COUNTY CREDIT CARD	\$82.00
MASTERCARD	COUNTY CREDIT CARD	\$398.57
MESTETH, MARK	REIMBURSEMENT	\$35.82
MILES, SASHA	BLOOD DRAW	\$150.00

QUADIENT FINANCE USA, INC	POSTAGE	\$234.16
OUR LADY OF SIOUX CHURCH	VOID WRONG VENDOR	-\$75.00
RELIANCE STANDARD LIFE	LIFE INSURANCE	\$46.00
SD DEPT OF HEALTH	LAB EXPENSE/BLD UA S	\$225.00
SD DEPT OF REVENUE	AUTO/MI STATE REMITT	\$120.00
SOFTWARE SERVICES	SOFTWARE COST SHARE	\$1,900.00
STURGIS RESPONDER SUPPLY	SUPPLY	\$195.97
THOMSON REUTERS - WEST	SUBSCRIPTION	\$308.84
THOMSON REUTERS - WEST	SUBSCRIPTION	\$155.40
TOWN OF BATESLAND	RADAR SPEED SIGNS	\$2,500.00
YELLOW BULL, WENDELL	TRAVEL REIMBURSEMENT	\$404.26
YELLOW BULL, WENDELL	MEETING MILEAGE	\$85.15
YELLOW BULL, WENDELL	VOID MILEAGE	-\$66.30
CATCHES, EVERETT	LOST CHECK REIMBURSE	\$20.00
COMER, ALLYSSA	TRAVEL REIMBURSEMENT	\$392.21
COMER, ALLYSSA	24 PRIMARY ELECTION	\$95.22
COMER, ALLYSSA	MEETING MILEAGE	\$95.63
COMER, ALLYSSA	TRAVEL REIMBURSEMENT	\$275.36
COMMISSION	WAGES & BENEFITS	\$2,917.33
ELECTION	WAGES & BENEFITS	\$151.27
ST ATTY	WAGES & BENEFITS	\$568.26
VET'S	WAGES & BENEFITS	\$3,769.67
SHERIFF	WAGES & BENEFITS	\$8,519.35
CORONER	WAGES & BENEFITS	\$1,582.34
	TOTAL FOR GENERAL FUND	\$27,374.12
COUNTY ROAD & BRIDGE		
AT&T MOBILITY	WIRELESS PHONE SHER/	\$95.18
BANNER ASSOCIATES, INC.	SERVICES	\$211.00
BLACK HILLS TRUCK	PART	\$483.91
LEE RANCH TRUCKING LLC	GRAVEL HAULING	\$40,000.00
BUTLER MACHINERY CO.	EQUIP/REPAIR	\$653.44
CULLIGAN	UTLITY/WATER DISPENS	\$20.85
BUCHE HARDWARE & LUMBER	VOID-ALREADY PAID CK	-\$36.98
GODFREY BRAKE SERVICE AND	SUPPLY	\$727.70
GREAT PLAINS COMMUNICATIO	LOCAL PHONE & INTERN	\$221.66
GREAT WESTERN TIRE INC.	TIRES	\$873.54
LACREEK ELECTRIC ASSOC	UTILITY/ELECTRIC	\$231.60
LACREEK ELECTRIC ASSOC	UTILITY/ELECTRIC	\$327.36
W.D. LARSON COMPANIES	PARTS	\$6,519.81
MARTIN AUTO PARTS	PARTS/SUPPLY	\$506.27
MASTERCARD	COUNTY CREDIT CARD	\$2.06
MCI COMM SERVICE	LONG DISTANCE	\$54.41
MENARDS	SUPPLY	\$673.88
RELIANCE STANDARD LIFE	LIFE INSURANCE	\$144.50
SUMMIT FIRE PROTECTION	FIRE EXTINGUISHER IN	\$593.40

VANWAY TROPHY & AWARD	SUPPLY	\$15.25
CRBR ADMIN	WAGES & BENEFITS	\$20,914.43
	TOTAL FOR COUNTY ROAD & BRIDGE	\$73,233.27
M & P RELIEF		
MICROFILM IMAGING SYSTEMS	SCANNING EQUIP LEASE	\$75.00
MICROFILM IMAGING SYSTEMS	SCANNING EQUIP LEASE	\$75.00
	TOTAL FOR M & P RELIEF	\$150.00
	TOTAL FOR BILLS PAID BETWEEN 07-09 AND 08-16-2024	\$100,757.39

Motion made by Yellow Bull, seconded by Hopkins, to adjourn the meeting at 4:33 p.m.

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

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