

MANDAN, HIDATSA, & ARIKARA NATION

Three Affiliated Tribes • Fort Berthold Indian Reservation

HC3 Box 2 • New Town, North Dakota 58763-9402

REGULAR COUNCIL MEETING MINUTES

JANUARY 13, 1997

JANUARY 16, 1997

TRIBAL BUSINESS COUNCIL
701-627-4781
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01. **CALL TO ORDER AND OPENING PRAYER.** A Regular Meeting of the Three Affiliated Tribes' Tribal Business Council was called to order by Chairman Russell D. Mason, Sr. at 1:45 p.m. in the Tribal Council Chambers. A moment of silent prayer was held for the many Tribal members who have passed away recently.
02. **ROLL CALL.** Secretary Spotted Bear called roll. All members present. Quorum established.
03. **CHAIRMAN'S ANNOUNCEMENTS.** President Clinton declared North Dakota a disaster area over the weekend due to the extreme weather conditions that are being experienced here. Today's meeting will focus primarily on our emergency situation needs--all other items will be deferred.
04. **EMERGENCY SITUATION ISSUES.**
 - A. Motion to authorize purchase of communications equipment. Motion was made by Ed Hall to authorize roads department to purchase emergency communications equipment for operators. Second by Austin Gillette. Vote 7 in favor. Motion carried.
 - B. Motion to appoint roads supervisor. Recommendation by Chairman Mason to appoint Ted Danks as roads supervisor during the current crisis situation. Motion by Ed Hall to put Ted Danks in charge of the roads department for 60 days. Second by Mark Fox. Mr. Fox stated that he had concerns with the ability of roads department staff to assist the tribal members in the Lucky Mound area with snow removal. Staff from White Shield must come to Parshall and also take care of the White Shield segment. Vote: 4 in favor, 3 opposed. Motion carried.
 - C. Motion to use monies for fuel assistance. Motion by Tex Hall to use the \$10,691 from State of North Dakota to use for fuel assistance. Second by Mark Fox. Vote: 7 in favor. Motion carried. John Danks stated Aberdeen area has yet to allocate Fort Berthold a portion of the money that has been received from the federal government for the emergency situation that is taking place now. This fuel assistance money is for eligible applicants only.
 - D. Motion to amend R#96-254 DSB. Motion by Tex Hall to amend Resolution #96-254 DSB, Item #4, to eliminate "TAT will execute feed lien" and replace with "trust income assignment and/or a voluntary wage assignment and any other tribal security documents necessary". Also

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applicants with delinquent loans will be eligible to receive a lesser amount of dollars per head. Upon securing, the Tribe will make available more money for emergency hay. Second by Austin Gillette. Vote: 7 in favor. Motion carried. R#96-254-DSB amended.

E. Motion for temporary hires. Motion by Mark Fox to authorize Ed Lone Fight to hire temporary operators during the crisis situation upon approval of respective council representatives. Second by Ed Hall. Vote: 7 in Favor. Motion carried.

NOTE: 10 minute break taken. Meeting reconvened at 4:55 p.m.

F. Motion to hire alternate oil pumper worker. Motion by Austin Gillette to authorize Natural Resources Department to hire the alternate oil pumper as previously selected by council--if he is not available, then Natural Resources may seek and hire a qualified oil pumper to work temporarily. Second by Daylon Spotted Bear. Vote: 4 in Favor. 3 opposed. Carried.

G. Motion to clean up oil spill. Motion by Austin Gillette to authorize Mr. LeBeau and Mr. Danks to hire temporarily a crew to clean up oil spill in the east segment (limited to 4 people) and also MR&I to utilize the back hoe, and Solid waste staff be available to assist with removing contaminated materials. Second by Tom Bird Bear. Vote: 6 in favor. 1 opposed. Motion carried.

05. OTHER BUSINESS

A. Motion to keep Jerry Nagel on at the Business Development Office. Motion by Tex Hall to keep Jerry Nagel at the Business Development Office until September 30, 1997, the day on which his contract expires. Second by Daylon Spotted Bear. Vote: 2 in favor. 3 opposed. 2 abstentions. Motion denied.

B. R#97-01-DSB. Motion to approve resolution on National Gambling Impact Study Commission. Motion by Austin Gillette to approve resolution recommending Mark N. Fox as a member of the National Gambling Impact Study Commission. Second by Ed Hall. Vote: 7 in favor. Motion passed.

C. R#97-02 DSB. Motion to approve detention center resolution. Motion by Mark Fox to approve resolution that authorizes Tribe to continue to authorize representatives to pursue securing funding and help to build a new detention center on Fort Berthold. Second by Ed Hall. Vote: 7 in favor. Motion carried.

D. R#97-03-DSB. Motion to approve \$735.00 payment for census. Motion by Mark Fox to approve resolution that authorizes payment of \$735.00 to help pay for a census in the Parshall district which will help the enrolled members in Parshall elect a member to the school board from a

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district that has a majority of enrolled members. Second by Ed Hall. Vote: 7 in Favor. Motion carried.

E. Motion to hire Marlien Gillette. Motion by Ed Hall to approve hiring of Marlien Gillette to administer the grant for the expansion of the Twin Buttes Memorial Hall. Second by Mark Fox. Vote: 6 in favor. 0 opposed. 1 abstention. Motion carried.

F. Motion to allow Mr. Spotted Bear to submit application. Motion by Mark Fox to approve Daylon Spotted Bear to submit an application to BIA for housing. Second by Ed Hall. Vote: 6 in favor. 1 opposed. Motion carried.

G. Motion to release financial figures. Motion to authorize Roy Galyean to release numbers and figures to North Dakota Indian Gaming Association, as this is general information, nothing business secretive, employment figures etc. Second by Ed Hall. Vote: 7 in favor. Motion carried.

H. Motion to approve \$500 request from Social Services. Motion by Ed Hall to approve \$500 to the Social Services Department to sponsor a Depression/Stress workshop. Second by Tex Hall. Vote: 7 in favor. Motion carried.

I. Motion to approve reorganization of segment workers. Motion by Ed Hall to authorize him to reorganize his segment workers. Second by Mark Fox. Austin Gillette questioned the status of Kari Dukart. Ed Hall stated that Kari is working on a part-time status researching the constitution and the possibility of getting more councilmen in place, also the code of ethics and separation of powers. She has researched through other Tribes and the State. Ed will make a presentation to the council on Kari's research. She will be laid off Friday now that her work is complete. Vote: 6 in favor. 1 not present. Motion carried.

J. Ed Hall requested authorization to use insurance money from his tribal car to purchase another car. This issue will be revisited Thursday after Treasurer can review the available finances.

K. Mark Fox asked when community Docket monies will be available. Treasurer Bird Bear stated that as soon as the requests were received the dockets would be distributed.

L. Ed Hall requested that something be done about the commodity workers sharing office space with his segment workers. Motion to move commodity workers. Motion by Ed Hall to move commodity staff from the Four Bears segment office to the commodity building. Second by Austin Gillette. Vote: 6 in favor. 1 abstention. Motion carried.

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M. Motion to pay difference in salaries. Tex Hall requested that Ed Hale be paid operators salary for emergency snow removal work. Motion by Tex Hall to pay segment workers who work on snow removal during an emergency an operators salary if funds are available from the Tribe and FEMA. No overtime will be paid. Compensatory time will be given for extra hours. Second by Austin Gillette. Vote: 4 in favor. 2 opposed. 1 abstention.

N. Artist Jim Blue Bear presented a piece of art work to the Tribe for purchase. No action Taken.

06. **RECESS.** Meeting recessed at 7:35 p.m. until Thursday, January 16th at 10:00 a.m.

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07. **RECONVENEMENT.** The January 13, 1997 Regular Meeting was reconvened on Thursday, January 16, 1997, at 2:45 p.m. by Chairman Mason, with all members present.

08. **WEATHER EMERGENCY DISCUSSION & REPORT.** Chairman Mason stated that he felt the councilman and Three Affiliated Staff had done an excellent job on handling the emergency situations due to the weather conditions. He stated he felt the Tribal Business Council and TAT staff had some influence on North Dakota being declared a disaster area. Chairman Mason stated at no time has the Bureau of Indian Affairs nor the Indian Health Service gotten in touch with the Three Affiliated Tribes to ask what they could do. An emergency response effort was not in place by either agency until our congressional delegation got on them. John Danks gave a briefing on the roads problems faced by the Tribe and thought they had been fairly well coordinated and handled.

The hay/feed situation was discussed and council decided to follow the procedure of all applications going through the office of Treasurer Bird Bear. Each district representative is to check with their operators to see how much cattle they have lost. In order to speed up the process, it was decided the promissory notes can be typed out with the amount inserted at a later date.

09. **ADDITIONAL ANNOUNCEMENTS.** Chairman Mason, Austin Gillette, Edwin Hall and Mark Fox attended a meeting on Welfare Reform. There are going to be some major changes and this is a big issue that the Tribe will have to deal with. Also, the Tribe has to be updating their law and order codes and making revisions to them. The Tribe may hire a law student temporary/full-time to begin working on this and other issues. Another Welfare Reform Meeting will be held on Feb 5 in Turtle Mountain. (Mr. Edward Lone Fight has the details on this.)

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10. **AGENDA APPROVAL.** After additions, deletions, and changes to agenda, Motion was made by Mark Fox to approve the agenda. Motion seconded by Edwin Hall. Vote: 6 in favor, Mr. Spotted Bear not present during vote.
11. **JUSTIFICATION OF ADDITIONAL FEED GRAIN PER ANIMAL (BIA Emergency Feed Program).** Bill Ferris, Extension Service, and Ronald Reum, FBCC, addressed the council, at Councilman Edwin Hall's request, concerning the amount of feed grain being allotted by BIA per cow per day. After discussion, a motion was made by Austin Gillette that, after consultation with the community college staff and extension service, the Tribal Business Council has determined that 8 pounds of feed grain should be made available to the eligible ranchers on Fort Berthold. Motion seconded by Edwin Hall. After discussion, motion was amended to include a letter to the Bureau from the Chairman, indicating Bill Ferris and Ron Reun as representatives of the council to present justification at the agency. Vote: 7 for. Carried.

(10 min recess)

12. **CHANGES TO AGENDA.** Motion to approve agenda with additions, deletions and changes, was made by Mark Fox and seconded by Edwin Hall. Vote: 6 in favor. Mr. Spotted Bear not present during vote. Carried.
13. **STUDENT JUSTIN DEEGAN REQUEST FOR AIR TRAVEL TO WASHINGTON, D.C.** Justin asked for assistance to help him get started in his U. S. Senate internship with Senator Kent Conrad's office in Washington, D. C. A motion was made by Mark N. Fox to provide \$300 for Justin. After further discussion, Mr. Fox amended his motion to provide \$500 in assistance for Justin. Motion was seconded by Thomas Bird Bear. Vote: 7 in favor. Carried.
14. **ENROLLMENT RELINQUISHMENTS (R#97-004-DSB, 005, 006, 007, 008, 009, and 010, respectively.)**
- 97-004. Motion to approve relinquishment request of Delsie Marie Gayton made by Daylon Spotted Bear. Second, Edwin Hall. Vote: 5 in favor, 1 opposed, Mr. Gillette not present during vote. Carried.
- 97-005. Motion to approve relinquishment request of Harold F. Brooks made by Tex G. Hall. Second, Thomas Bird Bear. Vote: 5 in favor, 1 opposed, Mr. Gillette not present during vote. Carried.
- 97-006. Motion to approve relinquishment request of Hillard Donald Howard, Jr. made by Edwin Hall. Second, Thomas Bird Bear. Vote: 5 in favor, 1 opposed, Mr. Gillette not present during vote. Carried.
- 97-007. Motion to approve relinquishment request of Dustin R. Lawrence made by Edwin Hall. Second, Thomas Bird Bear. Vote: 5 in favor, 2 opposed. Carried.

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97-008. Motion to approve relinquishment request of Beau Medicine Crow made by Thomas Bird Bear. Second, Edwin Hall. Vote: 4 in favor, 3 opposed. Carried.

97-009. Motion to approve relinquishment request of Leah Ann Walker made by Thomas Bird Bear. Second, Edwin Hall. Vote: 4 in favor, 3 opposed. Carried.

97-010. Motion to approve relinquishment request of Adrian D. Johnson made by Daylon Spotted Bear. Second, Edwin Hall. Vote: 4 in favor, 3 opposed. Carried.

Discussion by council that the Enrollment Officer is to provide the TAT Executive Secretary with copies of requests for relinquishment of enrollment, or review such requests with Executive Secretary, before action is requested from Tribal Council. Also, a public notice was requested to be issued by the Secretary and/or Enrollment Officer on relinquishment and/or re-enrollment requirements, i.e., once an individual receives benefits from another tribe, they cannot be enrolled here.

NOTE: Meeting recessed at 3:45 p.m. and reconvened at 4:10 p.m.

15. **MOTION TO ADD TO AGENDA.** A motion was made by Tex G. Hall to add a student request and an update on the oil spill to the agenda, seconded by Thomas Bird Bear. Vote: 6 for, Chairman Mason not present during vote. Carried.
16. **R#97-011-DSB, FOUR BEARS BRIDGE RESOLUTION.** Resolution requesting the United States Congress to authorize and appropriate sufficient funds for the construction of a new bridge to replace Four Bears Bridge as soon as possible. Austin Gillette requested that another "Be it further resolved" be added to the resolution stating that the Tribal Business Council requests a joint resolution of support from the state legislature. Motion to approve was made by Tex G. Hall and seconded by Edwin Hall. Acting Chairman Gillette then called for the vote: 6 in favor. Chairman Mason not present during vote. Carried.
17. **TEX LONE BEAR, MR&I PHASE 2, NEEDS ASSESSMENT REPORT.** A motion supporting the executive summary which summarizes the tribal program overall was requested by Tex Lone Bear. The Tribe is asking for approximately 100 million dollars to construct a water distribution line through the entire reservation. Mr. Lone Bear said this is a comprehensive plan of 40 years growth through the population of the reservation and how we're going to meet their water needs of the future. A motion to approve the executive summary presented by Mr. Lone Bear was made by Mark Fox, seconded by Tex G. Hall. Vote: 7 in favor. Carried.

18. **NRD/ENVIRONMENTAL NON-POINT SOURCE COORDINATOR JIM HECKMAN, REPORT ON OIL SPILL.** Mr. Heckman said the oil spill will be cleaned up today (01/16/97); he doesn't know what led up to it, since he just got back from Dickinson. The Oil and Gas Commission has been involved, but he does not expect the Environmental Protection Agency to become involved. A motion was made by Mark N. Fox for the Natural Resource Department to prepare written documentation with an explanation of the situation on the oil spill. Motion was seconded by Edwin Hall. Motion amended to include documentation be provided to the Natural Resources Committee by noon on Tuesday, January 21. Vote on motion: 6 in favor, Austin Gillette not present during vote. Carried.
19. **R#97-012-DSB, SUPPLEMENT TO R#96-250-DSB FOR PURCHASE OF ROAD EQUIPMENT.** Resolution presented by Staff Attorney Diane J. Avery, who stated R#96-250 did not contain the legal language required by federal Indian law, and the terms and conditions in the lease agreement that was submitted to the Legal Department for approval made the Tribe subject to state law and state court, and gave an unlimited waiver of the Tribe's sovereign immunity. Therefore, 97-012 includes the legal requirements and is being proposed as a supplement to 96-250. After discussion, a motion to approve the supplemental resolution was made by Austin Gillette and seconded by Mark N. Fox. Vote on motion: 7 in favor. Carried.
20. **DIRECTIVE TO ALL DEPARTMENTS. ANY AND ALL contractual agreements, memoranda of understandings, memoranda of agreements, etcetera, are to be routed through the TAT Legal Department for review, PRIOR TO presentation to the Tribal Business Council.** At the request of Supervising Attorney Christopher D. Quale, a motion was made by Edwin Hall, seconded by Austin Gillette, that all contractual agreements be reviewed by legal before being submitted to the council for review; and, in addition, that reasonable time be given to the Legal for the review. Vote on motion: 7 in favor. Carried. Note: S/A Quale was asked to draft a memo to this effect.
21. **RE-ESTABLISHMENT OF TAT GAMING COMMITTEE.** Discussion by Mark Fox that a gaming committee is needed, as there are a lot of regulatory issues that have to be addressed continuously. The corporate board will oversee the day-to-day business operations of the casino; the gaming commission is a regulatory agency and regulates the establishment of tribal code, the state compact and IGRA; the gaming committee would serve as an advisory committee, provide regulatory oversight and assist the gaming commission in getting things done. A motion was made by Austin Gillette to establish the council committee on gaming, with 5 members--3 councilmembers and 2 at large members, Indian or non-Indian; once established, the Legal Department would work with a designated committee to establish the operating scope of authority and responsibilities. Motion was seconded by Mark Fox. After discussion, the motion was amended to compose the gaming committee of 7 members. Vote: 7 in favor. Carried.

22. **SELECTION OF COUNCIL GAMING COMMITTEE MEMBERS.** A motion was made by Edwin Hall and seconded by Austin Gillette for Mark Fox to chair the gaming committee. Vote: 7 in favor. Carried. Motion by Austin Gillette, second by Edwin Hall, for Russell D. Mason, Sr., to serve on gaming committee. Vote: 6 in favor, 1 not voting. Carried. Motion by Mark Fox, second by Thomas Bird Bear, for Edwin Hall to serve on gaming committee. Vote: 6 in favor, 1 not voting. Carried. Motion by Thomas Bird Bear, second by Austin Gillette, for Tex G. Hall to serve on gaming committee. Vote: 6 in favor, 1 not voting. Carried.
23. **MOTION FOR LEGAL DEPARTMENT TO CLARIFY REQUIREMENTS FOR BUSINESS LICENSES.** Mr. Fox made a motion for the TAT Legal Department to prepare a resolution that declares and clarifies the requirements that an entity must follow in order to do business on the reservation. Motion was seconded by Edwin Hall. Vote: 7 in favor. Carried.
24. **R#97-013-DSB, TRANSFER OF USDA/RECD and BIA/SBA TBIC NETWORK GRANT FROM FBCC TO TAT.** These are economic development grant monies that have been under the direction of Gerald Nagel. It is felt these funds can be better served by the TAT Comprehensive Management Program. Motion was made by Edwin Hall and seconded by Austin Gillette to approve the resolution to transfer the grant to TAT. Disc. Vote: 4 in favor, 1 opposed, 2 abstained. Carried.
- NOTE: After above action, Mr. Gillette noted, for the record, that Mr. Gerald Nagle was invited to the meeting and said he would be here. Mr. Edwin Hall noted, for the record, that the contract ran out, was evaluated, and it was felt this action would be in the best interest of the tribe.
25. **FINANCE OVERVIEW.** Treasurer Bird Bear gave an overview of finance and stated that he, John Danks, and Dave Brendsel were preparing a report for the council. He stated the council needs to hire someone for the comptroller position and this is a pressing issue. He requested that the council take action on this position today. After discussion, a motion was made by Thomas Bird Bear to include in the agenda for personnel, the selection of a comptroller. Motion was seconded by Austin Gillette. Vote: 7 in favor. Carried.
26. **ALYCE SPOTTED BEAR EDUCATION ASSISTANCE REQUEST.** Ms. Spotted Bear is at Dartmouth College for the Winter as a visiting scholar/lecturer with the Native American Studies Program. She is requesting an educational loan or grant in the amount of \$2,500. After discussion as to possibilities of a graduate scholarship or other educational grant assistance, Austin Gillette made a motion to authorize a \$1,000 loan for Ms. Spotted Bear. Motion was seconded by Mark Fox. Discussion: Terms on the loan will be on the same basis as a small loan, with a reasonable pay-back schedule. Daylon Spotted Bear is authorized to complete the paperwork on her behalf. Vote: 6 in favor, 1 abstained. Carried.

27. **TAT GRADUATE SCHOLARSHIP REQUESTS.** A letter was received from law student Tyra Wilkinson requesting \$1000 in education assistance for the Spring Semester. It was noted by council that Ms. Wilkinson received \$1000 in October 1996 from the graduate scholarship docket funds which are for medical, engineer and law students. There was discussion as to whether the \$1000 is for the whole school year, and whether the student is entitled to another \$1000 from the new docket funds which have just come in. Motion by Mark Fox, seconded by Edwin Hall, to approve \$500 from docket funds for Tyra Wilkinson. Motion defeated. In order to find out what would need to be retained for the 1997 Fall Semester, Treasurer Bird Bear made a motion to divide the total amount available from the graduate funds between the 1997 Spring Semester and the 1997 Fall Semester, providing up to \$750 per semester per student. Motion was seconded by Austin Gillette. Vote: 3 in favor, 3 opposed, Mr. Spotted Bear not present during vote. Tie vote. Motion denied.

Motion by Mark Fox that the graduate docket fund students be granted an annual amount of \$1500 and that \$1500 be the standardized amount. Second by Edwin Hall. Vote: 3 in favor, 3 opposed, Mr. Spotted Bear not present during vote. Tie vote. Motion denied.

Motion by Mark Fox to grant \$1000 to law student Tom Harwood from the special graduate docket fund. Second by Edwin Hall. Vote: 4 in favor, 1 abstained, Mr. Gillette and Mr. Spotted Bear not present during vote. Carried.

28. **UNDERGRADUATE EDUCATION REQUEST.** Motion by Tex G. Hall to provide \$250 education grant to Jay Hale. Second by Mark Fox. Discussion that Jay Hale is to send acceptance and enrollment information back from SIPI immediately--within the next 10 days; if this isn't done, then this shall become a loan. Vote: 7 in favor. Carried.

Note: 10-minute break taken from 7:15 to 7:25 p.m.

29. **PERSONNEL SELECTIONS.**

Social Worker. Motion by Edwin Hall to select Hugh Baker. Second by Mark Fox. Vote: 7 in favor. Carried.

Deputy Clerk of Court. Out of 12 applicants, Clarinda Baker and Catherine Smith met the minimum qualifications and were the only two that were rated. Florence Brady said there was no preference indicated by the Acting Court Administrator. Motion by Mark N. Fox for Ron Foote. Second by Edwin Hall. Vote: 2 in favor, 5 opposed. Defeated. Motion by Edwin Hall for Clarinda Baker. Second by Tex G. Hall. Vote: 6 in favor, 1 opposed. Carried.

Water Operator. Motion to hire Pat Malnourie by Mark N. Fox, seconded by Austin Gillette. Vote: 7 in favor. Carried.

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Motion by Mark Fox to direct Edward Lone Fight and John Danks to consider employing Matthew Foolish Bear as an extra crew member within the next 60 days. Seconded by Edwin Hall. Vote: 7 in favor. Carried.

Financial Manager. 17 applications. 7 rated. Motion by Thomas Bird Bear to hire Dennis Maddox. Second by Edwin Hall. Vote: 5 in favor, 2 opposed. Carried.

Social Services Receptionist. Motion to select Eunice Lone Bear was made by Tex G. Hall, seconded by Thomas Bird Bear. Vote: 6 in favor, 1 abstained. Carried.

JTPA Community Service Worker. Motion by Edwin Hall to select Marlys Grotberg, second by Austin Gillette. Vote: 7 in favor. Carried.

Commodity Warehouse Worker. Motion by Edwin Hall for Wilfred Lockwood, seconded by Mark Fox. Vote: 5 in favor, 1 opposed, 1 abstention. Carried. Motion by Mark Fox to select Kevin Bearstail as alternate, seconded by Tex G. Hall. Vote: 6 in favor, 1 abstention. Carried. Discussion by Personnel Director that individuals must have drivers license. None have drivers license. Motion by Austin Gillette to hold hiring in abeyance until verification of drivers license as required by job description. Second by Thomas Bird Bear. Vote: 7 in favor. Carried.

Head Start Bus Driver. Motion by Austin Gillette to authorize the hire of Royce Heart as Tiny Tots Bus Driver, second by Thomas Bird Bear. Discussion that Marlyn Grundy will remain in position until Mr. Heart obtains CDL. Vote: 5 in favor, 2 abstained. Carried.

Head Start Cook. Tiny Tots Cook, Head Start, Debbie Danks. Motion to approve, Mark Fox. Second, Edwin Hall. Vote: 7 in favor. Carried.

Head Start Teacher Aide. Motion by Austin Gillette, second by Edwin Hall, to select Maude Star as Head Start teacher-aide at Little Plume for a period of 90 days, effective today. Vote: 7 in favor. Carried.

NRD Environmental Program. Motion by Austin Gillette to accept the recommendation of Supervisor Jim Heckman regarding Eric Morning Star, due to documentation provided to council. Second by Edwin Hall. Vote: 5 in favor, 2 abstained. Carried.

Temporary Hire, Parshall Survey. Motion by Mark Fox, second by Edwin Hall, to appoint Byron Young Bird and Annie Dixon temporarily for two weeks to assist in Parshall School Survey. NTE 80 hours per person. Vote: 6 in favor, Chairman Mason not present during vote. Carried.

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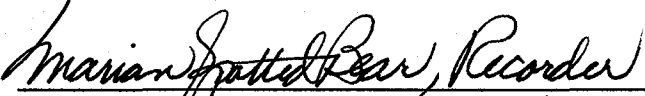
Leave for Delvin Driver. Motion by Mark Fox that if Delvin Driver receives less than 80 hours this pay period, Personnel be allowed to grant him that full amount. Second by Edwin Hall. Vote: 6 in favor, Chairman Mason not present during vote. Carried.

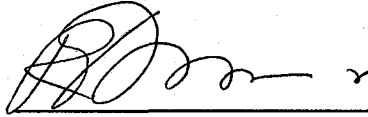
30. **AUTHORIZATION TO PURCHASE NEW VEHICLES FOR NEW TOWN AND FOUR BEARS REPRESENTATIVES.** Motion by Mark Fox that Edwin Hall have an opportunity with the insurance proceeds to get a new vehicle and have Thomas Bird Bear go ahead and get a new vehicle. Second by Edwin Hall. Vote: 5 in favor, 1 opposed, 1 abstained. Carried.
31. **APPROVAL OF NRD RADON CONSULTANTS.** Motion by Austin Gillette to approve all radon consultants submitted by Natural Resources Department. Second by Mark Fox. Vote: 7 in favor. Carried.
32. **APPROVAL OF SMALL BUSINESS LOAN FOR VEHICLE REPAIRS.** Motion by Austin Gillette that Chairman Mason and Treasurer Bird Bear be authorized to use business development funds to cover the cost of repairs for both vehicles belonging to Bill Wells Construction (NTE \$2500) and that this loan be paid directly to the shop(s). Second by Thomas Bird Bear. Vote: 7 in favor. Carried.
33. **APPROVAL TO LEASE A PLOW FOR PARSHALL/LUCKY MOUND.** Motion by Austin Gillette that Treasurer Bird Bear and Chairman Mason be authorized to sign the lease with the Road Department to lease a plow for the Parshall area. Second by Mark Fox. Vote: 7 in favor. Carried.
34. **MOTION TO ADJOURN.** Motion by Thomas Bird Bear to adjourn, seconded by Daylon Spotted Bear. Vote: 7 in favor. Meeting adjourned at 8:45 p.m.

CERTIFICATION OF MINUTES

As Executive Secretary of the Tribal Business Council of the Mandan Hidatsa Arikara Nation, Three Affiliated Tribes of Fort Berthold Reservation, I hereby certify that 7 members were present at a Regular Meeting held on the 12th day of February 1997, whereupon the Regular Council Meeting Minutes of January 1997 were presented for approval by the Tribal Council Recorder. Said minutes were duly approved, with changes, by the affirmative vote of 7 members; 0 members opposed, 0 members abstained, 0 members absent.

MINUTES OF JANUARY 13 & 16, 1997 ARE HEREBY APPROVED AND CERTIFIED.


Daylon Spotted Bear, Executive Secretary
Three Affiliated Tribes' Tribal Council


Russell D. Mason, Sr., Chairman
Tribal Business Council