



# MANDAN, HIDATSA, & ARIKARA NATION

Three Affiliated Tribes • Fort Berthold Indian Reservation

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

## SPECIAL COUNCIL MEETING MINUTES

MAY 14, 1997, 3:30 P.M.

TRIBAL BUSINESS COUNCIL  
701-627-4781  
Fax 701-627-3805

01. **Call to Order, Roll Call, Prayer.** A Special Meeting of the Three Affiliated Tribes' Tribal Business Council was held on Wednesday, May 14, in the Tribal Council Chambers, for the purpose of decreasing the agenda for the regular-scheduled meeting on May 15. The meeting was called to order by Vice-Chairman Austin Gillette at 3:30 p.m. Members present were Mr. Gillette, Thomas Bird Bear, Mark Fox, Edwin Hall, and Daylon Spotted Bear. Quorum of five was established. Tribal Chairman Russell Mason Sr., and Mandaree representative Tex Hall were on official travel. A moment of silent prayer was held.
02. **R97-102, White Shield Arbor Repair.** Motion 1 was made by Daylon Spotted Bear, seconded by Mark Fox, to approve R97-102 which would provide for repair of the White Shield arbor up to the amount of \$25,000. Discussion by Mr. Gillette that a budget for the repairs was available. Treasurer Mark Fox asked if the other arbor repair requests (Twin Buttes and Little Shell) could be done in increments, which was agreed to. Vote on motion: 5 in favor, 2 absent. Carried.
03. **R97-103, Donation of \$12,000 to Each Segment for 1997 Cultural Activities.** Motion 2 was made by Daylon Spotted Bear, seconded by Thomas Bird Bear, to approve the amount of \$12,000 for each segment's planned cultural activities this summer. R97-103 was provided to record this. Vote on motion: 5 in favor, 2 absent. Carried.
04. **R97-104, Twin Buttes Arbor Repair.** Motion 3 was made by Daylon Spotted Bear, seconded by Edwin Hall, to approve R97-104 which would provide for repair of the Twin Buttes arbor up to the amount of \$25,000. Discussion that the arbor repair monies are to be used for refurbishing arbors and grounds only--not for additions to prize money. Vote on motion: 5 in favor, 2 absent. Carried.
05. **NDSU Extension Service Financial Request.** A letter was received from Polly Cummins Chase, NDSU Extension Agent/Youth, requesting FY97 financial support of \$15,000 to keep the reservation programs adequately funded. The request is due to federal budget cuts in this area. After discussion, Motion 4 was made by Mark Fox, seconded by Edwin Hall, to defer this request until the Tribes' FY98 Budget is prepared. Vote on motion: 5 in favor, 2 absent. Carried.
06. **Fort Berthold All-Star Basketball Team Financial Request.** A letter from the Fort Berthold All-Star Team requesting assistance to attend a basketball tournament in Denver, CO, on June 6-8, was brought to the table by Secretary Spotted Bear. The letter indicated the team had

Minutes of Special Meeting, 05/14/97, 2 of 3

raised approximately \$1,000 for their trip. Motion 5 was made by Mark Fox, seconded by Edwin Hall, to provide a grant of \$500. Vote on motion: 5 in favor, 2 absent. Carried.

07. **Four Bears Road Shop Discussion.** A discussion was held on why the Roads Department isn't utilizing the commodity warehouse south garage area for a roads shop. The building has two stalls and a hoist. It was decided to have Virgil Eagle and Harley Texx Lone Bear write up a report as to why this isn't being utilized, and address this further at a Natural Resources Committee meeting.
08. **R97-105, TAT Injury Prevention Program IHS Grant Applications.** A resolution to authorize the Injury Prevention Program to pursue grant funding from Indian Health Service for safety projects. Motion 6 to approve R97-105 was made by Mark Fox, seconded by Edwin Hall. Vote on motion: 5 in favor, 2 absent. Carried.
09. **R97-106, Livestock Carcass Burial Sites.** Motion 7 to approve R97-106 to confirm the action taken during the meeting of April 25 on locations of carcass burial sites was made by Edwin Hall and seconded by Mark Fox. Vote on motion: 5 in favor, 2 absent. Carried.
10. **R97-107, Addition of Two Tribal Housing Developments to BIA Roads Inventory.** Motion 8 to approve R97-107 to authorize the addition of two tribal housing developments, i.e., "Red Fox" addition and Van Hook, to the BIA Roads inventory system was made by Thomas Bird Bear and seconded by Edwin Hall. Vote on motion: 5 in favor, 2 absent.
11. **Proposed Appointment of At-large Member to MHA and KMHA Board of Directors.** Motion 9 to approve the appointment of Abigail Bingen as at-large member to the MHA and KMHA Board of Directors was made by Daylon Spotted Bear on behalf of Chairman Mason. No second. Denied.
12. **Motion to Add to Agenda.** Motion 10 was made by Edwin Hall, seconded by Mark Fox, to add a purchase order request to the agenda. Vote on motion: 5 in favor, 2 absent. Carried.
13. **Approval of Advance Payment to Eagle Ridge.** Councilman Hall said, during a meeting with Finance this morning, it was agreed to advance payment to Eagle Ridge in the amount of \$6,040, which was the cost of overrun by TKE Industries. The payment would be made and advanced to Eagle Ridge and TKE Industries would be billed for the amount. If they don't pay, the Tribe could deduct the amount from any future disbursements to TKE Industries. Discussion. Council approved process of purchase order.
14. **R97-108, \$500 Reward for Information on Vehicle Vandalism in Four Bears Area.** Motion 11 was made by Edwin Hall, seconded by Mark Fox, to approve R97-108, which authorizes a \$500 reward for information leading to the conviction of person(s) involved in the tire slashing incident of May 5 involving 53 tires on 19 vehicles. Vote on motion: 5 in favor, 2 absent. Carried.

15. **R97-109, Adoption of New and Updated Curfew Code.** Motion 12 to approve R97-109 providing for a revised curfew code was made by Edwin Hall and seconded by Thomas Bird Bear. Discussion. This curfew code is effective immediately and shall supersede and replace any and all other conflicting or inconsistent provisions included in the body of law of the Three Affiliated Tribes. Vote on motion: 5 in favor, 2 absent. Carried.
16. **R97-110, Adoption of Consumption Code.** Motion 13 by Thomas Bird Bear, seconded by Edwin Hall, to approve R97-110 to enact statutory provisions titled "Consumption of Alcoholic Beverage or Controlled Substance by Person Under Age of Eighteen (18) Years". Discussion. This consumption code is effective immediately and shall supersede and replace any and all other conflicting or inconsistent provisions included in the body of law of the Three Affiliated Tribes. Vote on motion: 4 in favor, 1 abstained, 2 absent. Carried.
17. **R97-111, 60-Day Adoption of "Criminal Street Gang" Code.** Motion 14 made and amended by Mark Fox to approve R97-111 adopting this code for 60 days as a "temporary, stop-gap measure". Second made and amended by Edwin Hall. Vote on motion: 5 in favor, 2 absent. R#97-111-DSB.
18. **Next Meeting.** Regular Meeting, May 15, 1997.
19. **Motion to Adjourn.** Motion 15 to adjourn was made by Edwin Hall and seconded by Daylon Spotted Bear. 4 in favor, 1 opposed, 2 absent. Meeting adjourned at 4:45 p.m.

#### CERTIFICATION OF MINUTES

I hereby certify that the Tribal Business Council is composed of seven members, of whom five members constitute a quorum. Six (6) members were present at a Special Meeting held on the 16th day of June 1997, whereupon the Special Council Meeting Minutes of May 14, 1997, were presented for approval by the Three Affiliated Tribes' Recorder. Said minutes were duly approved by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 1 member absent.

*for* Marian Spotted Bear, Recorder  
Daylon Spotted Bear, Executive Secretary  
Three Affiliated Tribes' Tribal Council

**ATTEST:**

Russell D. Mason, Sr.  
Russell D. Mason, Sr., Chairman