

THREE AFFILIATED TRIBES
FORT BERTHOLD RESERVATION
NEW TOWN, NORTH DAKOTA

Regular Council
June 9, 1960

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MINUTES

Name of Tribal Organization: Tribal Business Council, Fort Berthold
Reservation, New Town, North Dakota

Place of Meeting: Conference Room, Nort Berthold Agency
New Town, North Dakota

Quorum Present: Yes Regular Council

Chairman James Hall called the meeting to order at 1:00 P.M. on June 9,
1960.

Present: Thomas Bluestone, Charles Fox, Guy Fox, James Hall, Leland Hall,
John Starr, John White, Valentine Wells, B. J. Youngbird and
Tribal Attorney Harry L. Malloy.

Tardy: John Wilkinson, Valentine Wells.

Chairman James Hall called on Mr. Runnels.

Mr. James Runnels asked the Council's permission to move on the recreation
area for consession, moving the barrel.

Mr. Guy Fox stated that at the last visit by the Army Engineers they
stated that Indian people or the Council was to work on it. Mr. Runnels,
how soon would you like to move in?

Mr. Runnels: I did contact the Army people at Riverdale and they informed
me that the Tribe has that under lease. I may later on have a few rides
for the children.

James Hall stated that we haven't as yet done anything on the grounds.
A.C.S. and the Army Engineers are to come down and help line it up.

Mr. Runnels stated that he is interested in having a lunch stand year around.

Guy Fox stated that the price is \$15.00 and \$30.00 per season.

Mr. Runnels stated that he had been informed by the Riverdale officials
that he must have a contract with the Tribal Council. He then must sent
the contract in for approval.

Chairman James Hall stated that the Recreation Committee be given power
to make contracts for the council and to look after the recreation problems.

Motion made to give Guy Fox and B. J. Youngbird authority to look after
Mr. Runnels' contract for the council. Second, motion carried.

Mr. Guy Fox stated that the Rodea dates have been changed to July 9 and
10, 1960. He stated that we should have our dances or any program with
the rodeo association. The rodeo committee will advertise for us. Time
is getting short and we need some money to improve our camping grounds.

Committee Reports

Land Committee: The Land Committee recommended that \$50,000.00 be used for land purchase program.

Mr. John Starr stated that the Health Committee requested \$5000.00 to be used for Health Program.

Mr. Hall stated that monies should be set aside after July 1960.

Motion made by Leland Hall that \$45,000.00 of the industry money could be used for purchase of lands. Motion seconded, motion carried.

B. J. Youngbird moved to amend the motion to use \$5000.00 for health and sanitation. \$45,000.00 for land acquisition from the Tribal monies. Second, motion carried.

B. J. Youngbird moved to rescind all previous motions pertaining to Industrial Development Program of the present \$50,000.00 now on hand. Second, motion carried.

Lee Hall: We have Fred Lone Bear's land transaction. There is a \$215.00 difference. He owes on the emergency loan and stated he could have the money transferred toward his indebtedness.

B. J. Youngbird moved that the Council request any monies that may come in to be used for Small Industrial purposes. Second, motion carried.

Chairman James Hall: Here is Frank Heart's land transaction. A Tribal Resolution for exchange of lands between the Tribe and Frank Heart and also the Tribe and Isabelle Good Bird.

Motion to approve the land exchange between Frank Heart and the Tribe and pay the difference in value by resolution 60-26. Second,

Remarks: John White: I object to paying the difference.

Vote: 8 for, 1 opposed, 0 abstentions, Chairman not voting. Motion carried.

Isabelle Good Bird's land exchange with the Tribe.

Leland Hall: The land committee approved or recommended the land exchanges.

John Wilkinson moved to approve the exchange of lands with the Tribe and Isabelle Good Bird by resolution 60-26. Second, Motion carried.

Remarks: They were to waive the difference.

Leland Hall: It would take too long for the appraisal again, it is ready to expire.

Motion made to approve Fred Lone Bear's land transaction and the Tribe to pay the difference. Second, motion carried.

Vote: 8 for, 1 abstention, 0 opposed. Chairman not voting.

Chairman James Hall: Here is a memorandum to the Chairman of the Tribal Land Committee. It is from the Branch of Realty, B. F. Kirkaldie. The subject is on the status of purchase of lands by minors using their treasury money and also the status of tribal purchases. All the appraisals are here now for tribal purchases and the values are known. It states in the memo it would be necessary to withhold the purchase of the tract from the heirs of White Calf Woman #3 until additional funds are available.

Of the \$52,452.58 available last December to purchase land, \$33,310.00 has been spent leaving a balance of \$19,142.58.

Appraisals in but not sent to the Area Office for approval of deeds amounts to \$20,238.00 or \$1095.42 more than what is available for the purchase of lands.

There was some discussion on the land transaction of White Calf Women #3 by the council members.

Leland Hall brought up the Ralph Baker property which the Tribe now owns. The following property is on the land. A well, house, barn, carrols etc.

Charles Fredericks offered or requested to rent the buildings etc.

There was some discussion. Light bill to be paid by Charles Fredericks.

Some suggestions were made.

Motion made to rent the buildings at \$12.00 per month and the land according to grazing regulations and that he be given 30 day notice of any of the enrolled members that make and application for exchange. Motion second, motion carried.

A letter to the Council by Mrs. Malnourie on land deal.

Motion to have the Tribe buy the land while we have funds.

Second

Remarks: The land lies or is located in 148-88. Motion carried.

Leland Hall: That is all the report we have by the Land Committee.

Chairman James Hall: Now, we will have the report from the Credit Committee.

Guy Fox: We have exhausted all our funds in the emergency loan. The committee is recommending to the Council to discontinue the loans and whatever is paid back be used for haying season.

Motion made to hold up all the loans until harvest time. Second, motion carried.

B. J. Youngbird: What about Albert White Calf's loan?

Chairman James Hall read a letter that Mr. White Calf wrote to the Council.

Leland Hall: The Credit Committee took up his application. Mr. Wilkinson can explain the business and discussion on his application.

John Wilkinson: I don't know whether we are doing right. This loan is not appropriated. We treat everyone alike. If the people live up to their payments. He wouldn't mortgage nothing, cattle. We had a time getting people to repay their loans, some of the applicants have been delinquent over a year.

Guy Fox stated that his machinery is about to be repossessed. Maybe that is why he would not use it for security.

John Starr: I know you are all on the standing committees. You should let the people know whether their loans are approved or disapproved so they won't be kept waiting.

Chairman James Hall: The Credit Committee is having a difficult time. They have to review all the applications, it is not any easy job.

B. J. Youngbird: How is this, about him getting only just so much when he requested more?

John Wilkinson: We approved \$190.00 on the loan. He had that much in the Finance Department.

Mr. White Calf asked why they gave him only \$190.00.

Discussion on the delinquencies.

Suggestion by B. J. Youngbird to have Mr. White Calf get a crop mortgage or a loan at harvest time it could be collected.

Leland Hall: A crop can be wiped out in a matter of minutes from hail.

John Wilkinson: I think we have been fair with Albert White Calf, We helped children too for graduation expenses, transportation, medical expenses and so on. We try to help all the people on their financial problems, we cannot cover everyone.

Motion made to table the Albert White Calf loan until Friday, June 10, 1960 to be present for discussion of his loan. Second motion carried.

Chairman James Hall presented a petition from the White Shield or East Segment and signed by the people of that area. Emmet, North Dakota, dated May 5, 1960; to the Tribal Council, Three Affiliated Tribes, New Town, North Dakota.

All monies for loaning to the Three Affiliated Tribes. We need to divide all monies for loaning to our people. Each segment should have an equal share of all monies according to population with each segment electing their own loan board. Signed by 64 persons.

Motion made to present this Eastern Segment petition to the Area Office.
Second

Chairman James Hall: You have heard the motion any remarks?

Guy Fox: You have heard about the petition now. This emergency loan is strictly for emergencies only and if we mishandle this fund, they will take it away from us. The funds are exhausted and all is loaned out right at this time. If we fool around, they may take it away from us.

Vote: 3 for, 5 opposed, 1 abstention, chairman not voting.

Chairman James Hall: There is a gentleman here, we'll give him the floor.

Mr. Ernest Weninger, New Town, North Dakota

Mr. Weninger: I spoke to Charley Fox on a trade for a John Deere model D tractor for a Minneapolis Moline tractor loader which belongs to the Tribe. My tractor the John Deere is a 1939 model.

Discussion by the Council.

H. L. Malloy investigated the Tribal tractor and informed the Council that the Tribal equipment was sold to Tex Davis of Sioux City, Iowa. Mr. Weninger was directed to contact Tex Davis for information.

Chairman James Hall stated that Ina Hall not paid to go to Vermillion, pay partial expense. What are you going to do, are you paying her expenses or what is your action?

Read an invitation to the Sixth Annual Conference of Indian Affairs, The Indian and State Government, State University of South Dakota, Institute of Indian Studies, Vermillion, South Dakota.

B. J. Youngbird moved that we request the Bismarck Office to pay Mrs. Hall's expenses to Vermillion, South Dakota on the Health Meeting. If they refuse, we will pay her expenses, after she sends in her expenses account to the Tribal Council. Second, motion carried.

The question I asked was how the schedule is going to run. Do we go to the Area Office first then on to Vermillion.

Chairman James Hall: Yes, that is the plans.

B. J. Youngbird: I move Mr. John White go with Guy Fox to Riverdale and contact the Corp of Engineers on the recreational area in B. J. Youngbird's place. Second, motion carried.

Chairman James Hall: Is there any more reports on health?

B. J. Youngbird: On the digger, we need a helper for the operator. We have to prepare or report as to progress etc.

Guy Fox: I am chairman on two types of welfare. Commodities, we have issued just about all the commodities. John Brave can tell you more about it.

John Brave: We have 800 balers of flour, 600 or 7000lbs of rice, 20 balers of cornmeal.

It was suggested if there is some more commodities left, to be issued out as soon as possible.

We have never received no complaints from Mr. Halliday. We never had no meetings or discussions etc.

Miss Yvonne Wells was called in to report on the commodities, what was left.

Yvonne Wells: People have been taking out commodities. There is some cards missing. It may cause some errors. We have to account for everything. We have 600 balers of flour just shipped in. I made some duplicates but that doesn't do any good.

Thomas Bluestone: I left my cards someplace or misplaced or they fell out of the car.

Guy Fox: This is about all on Welfare.

Chairman James Hall: Anything on Law & Order?

Leland Hall: I have. At the Water Chief Hall, the Chief Police stopped the dance at 1:00 A.M. Our permit for the dance was up to 2:00 A.M. Eighteen year olds were checked, they had no drivers license. There is no law for not having drivers license on the Reservation that I know of.

Some discussion on the above complaint.

B. J. Youngbird: I am not satisfied with this vehicle business. They have our Tribal equipment and are using it. Would it be replaced if they are worn out?

Chairman James Hall: I got the understanding that in the very near future they are turning back the vehicles.

Guy Fox: I want to make a motion to have our Attorney H. L. Malloy draft a resolution that there be no time limit on Indian dances.

There was some discussion on the time limit of Indian Dances.

H. L. Malloy: The governing body has the authority to issue such things. The judge has the authority to issue the permit, time, etc.

Motion died lack of a second,

John White, Employment Committee Chairman: On May 15, 1960 the Committee met and reviewed the applications for an operator on the Tribal cat. There were only three applicants, Bernard Chase, James Conklin, and August L. Soldier.

Bernard Chase was selected to operate the caterpillar, he had the best application, experience etc.

H. L. Malloy read his rough draft on the resolution 60-27. This concerning the recreational area to install facilities to provide service for persons using the area. \$200.00 for proper advertising to promote the recreational area, \$800.00 to provide electricity etc. At total of \$1000.00.

Motion made to approve the resolution 69-27. Second, motion carried.

Chairman James Hall: I have this justification of Carl Whitman's mileage.

H. L. Malloy read the justification.

1. In order for a complete audit, considerable time was necessary. It would have been completed sooner had not the Tribal Business Council found it necessary to detail other projects to be written, which were quite involved, and required considerable amount of study and time.
2. In total, up to date, actual computation reveals that 16,960 miles were traveled in the course of the audit. Rather than ask for the total sum, knowing that the Tribal Business Council does not have too much money any more, a modest sum of \$500.00 (less than 1/3 of the total was asked for as settlement).
3. Other auditors were allowed mileage, room and board in addition to the \$50.00 per day fee paid. While the fee asked and paid was \$25.04 per day. For this sum paid, the Tribe received in return a comprehensive audit with discrepancies amounting to som. \$8000.00. In other words, my audit was a profitable venture for the Council. It is for this reason also, that I felt, and will continue to feel, that I am entitled to a small settlement for mileage.
4. In addition, an Audit of this kind will tend to discourage any future mishandling of Tribal funds which will mean a saving in the future for the Three Affiliated Tribes.

/s/ Carl Whitman, Jr.

Leland Hall: The contract was only on his audit, no mileage.

B. J. Youngbird: I'll make my report on this Nixon deal.

H. L. Malloy read Vincent Malnouries letter to the Council.

B. J. Youngbird: You remember, the Council designated James Hall and myself to take care of this.

Motion made to turn the Vice President Nixon for President, Republican campaign committee, over to the regular dance society of White Shield.
Second, motion carried.

B. J. Youngbird: I have something else. I move that on the 9th to the 10th of July, 1960 the Council sponsor the Miss Fort Berthold Queen Contest.
Second, motion carried.

Chairman James Hall: We still have this contract of Carl Whitman for his audit service.

Superintendent Morken was called in to sit in on the meeting.

The Council discussed Carl Whitman's mileage, expenditure of \$500.00 which was to cover 1/3 of the mileage accumulated when he was auditing the Tribal Business Council accounts.

Mr. Morken: I know he made a number of trips. Telephone to get verifications sometimes to Minot.

B. J. Youngbird: We understand that, but does it say in his contract he is entitled to mileage.

Superintendent Morken: Illustrated, employees 9¢ a mile, per diem. Brought wage scale, grades of rating etc. This have been a haggling file. Have you had Carl Whitman before the Council?

Guy Fox: Yes, but not mileage.

More Discussion.

Guy Fox: He has 16,960 mileage, asking for \$500.00 for settlement.

H. L. Malloy suggest to have Carl come before the council.

Mr. Morken: If you should make this approval, draw up a resolution.

Motion made to approve Carl Whitman's \$500.00 request for mileage for services auditing Tribal accounts and by resolution. Second
Vote: 3 for, 4 opposed, 2 abstentions.

Uniforms for the Tribal police brought up.

H. L. Malloy read a resolution from the Western Segment.

B. J. Youngbird: There are no signatures on this resolution by the officers.

Leland Hall: I'll take it back. I brought it to present it to the council. I'll have the officials or whoever is concerned sign it.

H. L; Malloy was request to read the resolution 60-27 where the Soil Conservation Enterprise requested a loan of \$2000.00 from the General Council Fund. This loan to be repaid in the spring of 1961 upon receipt of Department of Agriculture Conservation payments obtained by assignment for conservation practiess completed for individual operators during 1960.

Motion made to adopt resolution 60-27. Second, motion carried.

Superintendent: The law & Order fund is going to be transferred to the Council funds. On the uniforms for the police two suits should be purchased that is my suggestion. The vehicles, equipment will be turned back to the Tribe.

Motion made to adjourn.
Second, motion carried.

/s/ Valentine Wells, Secretary
Tribal Business Council