

SPECIAL MEETING

Name of Organization: Tribal Business Council
Three Affiliated Tribes

Place of Meeting: Four Bears Motor Lodge
February 18, 1977
2:04 o'clock PM

PRESENT: Rose Crow Flies High, Chairperson, Sam Little Owl, Vice-Chairman,
Roy Bird Bear, Treasurer, Hazel Blake, Secretary, Larry Rush,
Wayne Packineau, Sam Little Owl, Tom Eagle, Austin Gillette,
Ralph Bird Bear, John Stone.

OTHERS: Ardin Fisher, Acting Superintendent, Larry Burr, Realty, Bureau
of Indian Affairs, Linda Baker, Tribal Comptroller.

Meeting called to order.
Roll call - Full Council

Opening prayer given by Bill Lockwood, Chaplain.

Treasurer's Report:

Roy gave his report on what Linda Baker has been doing since she began working as the Tribal Comptroller. Ron Reichart suggested to Linda that she not write checks on any accounts that do not have money in them. The Tribe did borrow \$15,000, but that was put into General Administration and was utilized for those accounts that ran short of funds and their checks were made good.

Roy went on to explain that any money coming out of the Tribal Account has to be by resolution and has to be approved by the Council. The Chairman can't disburse money from the Tribal Account without resolution and Council approval.

Roy also stated that the Tribe had an approved budget of \$155,000 in August, and the Council was only supposed to spend \$38,000, but has spent \$64,000, which is over the budget.

Austin inquires as to the status of bonding. Roy stated that Bob Gorder was willing to insure the Tribe through an insurance company out of Minneapolis, Minnesota, and that Mr. Gorder will be sending out applications to the various individuals that need bonding. Roy suggests that a meeting be set up with Bob Gorder to decide which Tribal property needs insuring. Roy stated that Reed & Johnson, which was the insurance company for the past Council, did not want to continue insuring the Tribe.

Report from Linda Baker, Tribal Comptroller.

Linda stated that the reason she was at the meeting today was because Adult Education had gone into their 1977 budget in the amount of \$9,000. She states that taxes are coming up and are in the amount of \$907.20 and that there is only \$544 left in the account.

Ardin Fisher, Acting Superintendent informs the Council that the last voucher he has is from August-September. He also states that he saw one voucher that came out for 1977, which he wasn't aware of, but it was for reimbursements on the \$9,000 advance. He hopes that the voucher he submitted today will be back in two weeks. This voucher went in without getting the reports from the Adult Education Director.

Minutes for January 26, 1977, Special Meeting were read for approval.

Sam Little Owl makes one correction in regard to the fifteen slots that DINAP is picking up. He had made a motion on the January 26th meeting and would like to rescind that motion at this time.

The minutes also state that Larry Rush read a report from F.H.A., that should read , "Larry Burr."

Austin Gillette also has a correction in regard to the minutes where it states he was asked to leave the meeting. He requested that this be included in these minutes as follows: "On that part where I got kicked out of the meeting, I pointed to Dale. He was standing behind Eva. I said, 'One of the reasons why you want to do away with the C.A.A. is because after the bonding company that bonded this guy, when they had trouble over at CAP.' I didn't say, "embezzling."

Another correction that Austin has is on the vote on the motion to suspend him. He stated that the vote was wrong, since he didn't get to vote and it stated six in favor.

Austin also stated that the minutes didn't show where Rose asked the Sergeant at arms to take him out of the meeting.

Wayne Packineau moves that the minutes be approved with corrections. Larry Rush seconds motion. Vote on Motion. Roll call vote: Larry Rush, yes, Wayne Packineau, yes, Sam Little Owl, yes, Roy Bird Bear, yes, Tom Eagle, yes, Austin Gillette, abstain, Ralph Bird Bear, yes, John Stone, yes, Hazel Blake, yes. All in favor, one abstention, Chairperson not voting, motion carried.

Committee Reports:

Larry Rush reports that he met with the Acting Superintendent. Also at the meeting were Roy Bird Bear, Hazel Blake, and Ralph Bird Bear. He reported that they would take into consideration Homer White Buffalo and Eugene Brugh's applications. Larry reports that the Aberdeen Area Office does not acknowledge Eugene Brugh's application. Larry said that the Tribal Council has the right to upgrade his position to a GS-9. Larry reports that his Committee has not heard from the Aberdeen Area Office as to Eugene Brugh's application.

Natural Resources:

Ralph Bird Bear reported that they have taken care of all the land exchanges and sales. Sam Little Owl also reported that they approved the home site of Roberta High Elk. The minutes from that Committee meeting were typed up and approved. Wayne adds that Sam should include the lease rates set for Tribal farming land. Sam states that Twin Buttes was set at \$10.00 an acre, Mandaree, \$11.00 an acre, Shell Creek and New Town, \$12.00 an acre, Parshall

was set at \$13.00, and White Shield, \$14.00, an acre.

Rose wants all Council Committee Chairmen to present their minutes at the General Council meetings.

Human Resources:

Hazel reported that her Committee met with the JOM Committee of New Town. She informed the JOM Committee that they were supposed to have an election for new officers before February 1st. She was informed that this was already done and that they were following the Federal regulations. Hazel stated that she hasn't met with the Twin Buttes JOM Committee. Hazel also reported that the CHR's have inquired as to what the Council intends to do with their automobiles. The Aberdeen Area Office informed the CHR's that the Area Office was no longer going to keep up the maintenance of their automobiles.

Hazel reported that in regard to CAP, the new Board has been set up and Rose Crow Flies High was appointed as the temporary Chairman.

Eva arrived at meeting at 2:45 PM

Hazel states that Eva was appointed as the Secretary and that she will present her minutes at this time.

Eva reports that she met with Mr. Lonnevick, Social Services, Area Office and that they met in regard to assistance for the cattle operators. She was informed that Social Services was following Federal guidelines and that they weren't allowed to provide assistance for anyone except people who were unemployed or without income.

Mr. Fisher stated to the Council that he was informed by Mr. Lonnevick that he might possibly rescind an Area memo that went out concerning this, and that Mr. Fisher has now been informed that that Area Directive was rescinded. Mr. Fisher thinks that this will enable Social Services to assist the farmers and ranchers if they fall within Welfare guidelines.

Hazel stated that she hasn't met with the Veterans, but that she intends to set up a meeting with them and would like all area Veterans to attend this meeting when it is set up.

Sam asked Hazel if single people could be employed under TWEPE.

Mr. Fisher was asked if he could give an answer to that and he informed the Council that the TWEPE Program is a 638 contract and that this might require a change in the contract wording. Mr. Fisher suggested that the Human Resources Committee meet with Mr. Beechie and Barbara Bird Bear and see what is in the contract. He stated that perhaps an amendment could be made.

Eva read her minutes from the C.A.A. Board.

Hazel moved to approve the minutes from the C.A.A. Board. Sam seconded motion. Vote on motion. Roll call vote: Larry Rush, yes, Wayne Packineau, yes, Sam Little Owl, yes, Roy Bird Bear, yes, Tom Eagle, yes, Austin

Gillette, abstain, Ralph Bird Bear, yes, John Stone, abstain, Eva Beaks, yes. Six in favor, two abstentions, motion carried. Chairperson not voting.

Material Resources:

Eva reported that her Committee attended a credit meeting in Aberdeen. She reported to Aberdeen that she thought that Council members shouldn't be on this credit committee because it caused hard feelings when they were unable to help someone who did not qualify for a loan.

Mr. Fisher was asked to speak on the housing problems that Mr. Kellar, Executive Director of the Housing Authority was facing. The main problem had to do with eviction notices. Mr. Kellar had talked with Mr. Fisher and had stated that he didn't think the Process Server should be serving these eviction notices, that they should be served by an officer of the law. Legal Services also was hindering evictions. Mr. Fisher was told by Mr. Kellar of one very serious case in Twin Buttes where a house was sustaining damage of up to fifty dollars a day. It was agreed that this was a serious problem and that it was hard to evict people in the winter.

Legal Aid was discussed. Austin reported that it was a State-chartered organization and received Federal funds and the Council couldn't do anything with them, because, the Council did not sign off on any of Legal Aid's monies. Larry Burr explained how they were established on the Reservation. Larry Burr stated that Legal Aid was in more of a position to fight cases brought by the Tribal Prosecutor because they were here full time and could prepare their cases better. The Tribal Prosecutor only comes down to the Reservation twice a month and sometimes is not even aware of cases until the day he arrives.

Austin stated that we have to stick behind the laws that the Tribal Council passes.

Resolution No. 77-99 was read by the Tribal Secretary. Eva moved that Resolution No. 77-99 be passed. Sam Little Owl seconds motion. Vote on motion. Roll call vote: Larry Rush, yes, Wayne Packineau, yes, Sam Little Owl, yes, Roy Bird Bear, no, Tom Eagle, no, Austin Gillette, abstain, Ralph Bird Bear, yes, John Stone, yes, Eva Beaks, yes, Hazel Blake, yes. Seven in favor, two opposing, one abstention, motion carried.

Resolution No. 77-100 was read by the Tribal Secretary. Hazel read a newspaper clipping from the Dickinson Press pertaining to Resolution No. 77-100.

Motion made by Wayne Packineau to pass Resolution No. 77-100. Second by Sam Little Owl. Vote on motion. Roll call vote: Tom Eagle, yes, Austin Gillette, yes, Ralph Bird Bear, yes, John Stone, yes, Eva Beaks, yes, Hazel Blake, yes, Roy Bird Bear, yes, Sam Little Owl, yes, Wayne Packineau, yes, Larry Rush, yes. All in favor, Chairperson not voting, motion carried.

Presentation of plans for utilization of 93-638 Planning Grant.

Dale McGrady explained the breakdown and procedural guidelines for Self-Determination grants. Dale reported that the Tribe received an indirect cost determination of 9.87, and that we are dealing with a seven-month

period. Dale reported that this plan came up with a 15.82 proposed indirect cost. The Bureau came up with the 9.87. Dale stated that his plan was put on nine-month period, and that they might have to modify.

Tom Eagle stated that in your planning grant, you cannot duplicate your program the next year.

Jerry Nagel also reported to the Council continuing from what Dale had been discussing. Jerry stated the need to identify particular areas where management is needed. He stated that he would like to see this grant spread over a wide range.

Roy wanted to know if the Tribe would be reimbursed for the money they paid out to Jerry and Dale since November. Jerry stated that there's a retroactive clause in the grant. He stated that Dale would be taken care of through Title X. Jerry stated that there's a strong possibility that his would be taken care of through a cost reimbursement.

Eva wanted to know if all grants were based on population. She stated that a reservation the size of Pine Ridge would receive more than a reservation like Fort Berthold. Dale stated that this was based on a formula utilizing a declining per capita share based on the service population.

Austin Gillette and Roy Bird Bear presented a plan for the Planning Grant. This is based on a seven-month period. Austin's plan would provide for five positions.

After lengthy discussion on both plans, Wayne Packineau states that even the 93-638 experts don't understand these grants. Eva stated that she had requested that the Aberdeen Area 638 Team come up to Fort Berthold to explain this grant on the 9th of March, and that this was done in motion form and passed. Wayne then made a motion that the Tribal Council wait until the 9th of March to make a decision on this. Eva Beaks seconds motion. Vote on motion. Roll call vote: Tom Eagle, yes, Ralph Bird Bear, yes, Austin Gillette, yes, John Stone, yes, Eva Beaks, yes, Hazel Blake, yes, Larry Rush, yes, Wayne Packineau, yes, Roy Bird Bear, yes, Sam Little Owl, yes, Chairperson votes no. Ten in favor, Chairperson opposing, motion carried.

Sam asked to be excused from the meeting because of his son was ill. Wayne made a motion that the meeting be adjourned since the Vice-Chairman had to leave. Motion was seconded by John Stone. Dale informed the Chairperson that there was a resolution that needed action pertaining to the Federal Regional Council. Motion was rescinded.

Resolution 77-101 was read by the Tribal Secretary. Sam Little Owl moved for approval. Second by Eva Beaks. Vote on motion. Roll call vote: Tom Eagle, yes, Austin Gillette, yes, Ralph Bird Bear, yes, John Stone, yes, Eva Beaks, yes, Hazel Blake, yes, Larry Rush, yes, Wayne Packineau, yes, Sam Little Owl, yes, Roy Bird Bear, yes. All in favor, Chairperson not voting, motion carried.

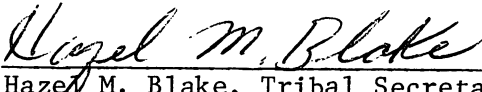
Resolution No. 77-102 was read by the Tribal Secretary. Tom Eagle moved for approval. Eva seconds motion. Vote on motion. Roll call vote:

Tom Eagle, yes, Austin Gillette, yes, Ralph Bird Bear, yes, John Stone, yes, Eva Beaks, yes, Larry Rush, yes, Wayne Packineau, yes, Sam Little Owl, yes, Roy Bird Bear, yes. All in favor, Chairperson not voting, motion carried.

Rose stated that she had been requested by Mr. Fisher to discuss the Special Officer position. Larry Rush moved that the Tribal Council approve Homer White Buffalo, since he was the only qualified applicant. Tom seconds motion. Vote on motion. Roll call vote: Tom Eagle, yes, Austin Gillette, yes, Ralph Bird Bear, abstain, John Stone, yes, Eva Beaks, abstain, Hazel Blake, no, Larry Rush, yes, Wayne Packineau, abstain, Sam Little Owl, no, Roy Bird Bear, no, Chairperson no. Four in favor, four opposed, three abstentions, tie vote.

There being no further matters before the Council, meeting adjourned.

ATTEST:



Hazel M. Blake, Tribal Secretary