

REGULAR MEETING

Name or Organization: Tribal Business Council
Three Affiliated Tribes

Place of Meeting : Four Bears Motor Lodge
New Town, ND 58763
August 11, 1977

PRESENT: Rose Crow Flies High, Chairperson; Ronald Little Owl, Vice-chairman; Roy Bird Bear, Treasurer; Eva Beaks, Council Member; Theodore Bird Bear, Council Member; John Stone, Sr., Council Member; Thomas Eagle, Jr., Council Member and Larry Rush, Council Member.

TARDY : Hazel Blake, Secretary; Wayne Packineau, Council Member and Austin Gillette, Council Member.

OTHERS : Donald Morgan, Superintendent, Dale McGrady, Tribal Planner, Wilbur Wilkinson, Credit Dept.; Lillian Holen, Health Planner; Bernadine Yellow Wolf, Health Coordinator; Harley Good Bear, CAP Director; Linda Baker, Tribal Comptroller; Frank White Owl, Sr., Ron Reichert, Tribal Attorney; Ellis Ross, FHA; Mr. & Mrs. Tom Bluestone; Dave Chambers, Larry Burr, Realty Dept.; Ben Kirkaldie, Land Specialist; Robert Bell, Fish & Game Director; Ronald Spratt, In-House Attorney; Glen Snow Bird, Jerry Nagel, Tribal Operations Officer; Leonard Driver, DINAP Planner; Tom Gunderson, Legal Services Representative; Ralph and Willard Little Owl, Evan Burr, Jr., Legal Services Representative; Carl Whitman, EDA Director and Matthew Mason.

The meeting came to order at 10:45 AM.
Roll call - Quorum present.
Opening prayer by Rose Crow Flies High.

Hazel arrived at 10:55 AM.

FHA resolution was discussed.

Eva moved to accept the resolution as read, correct the mistake by FHA as stated in the resolution. Second by Larry. Roll call vote: Thomas, John, Theodore, Roy, Ronald, Eva and Larry - yes. Hazel - abstain. Seven in favor, none opposed, one abstention. Chairperson not voting. Motion carried.

Thomas commented that FHA should not tell us how much to deal on land purchase, because we pay the interest on the loan. Mr. Ellis Ross cannot explain

the issues concerning the regulations as to Tom's comment. This was discussed at length.

Rose stated that we set a date for this later.

Secretary read a letter from Linda on Ron Spratt's raise in pay. The question was raised on his contract of employment. Eva stated that Jerry was to draw up a contract later.

Thomas moved that this be tabled until he presents his contract. Second by John. Roll call vote: Thomas, John, Theodore, Roy, Hazel, Eva - yes. Ronald and Larry - abstain. Six in favor, none opposed, two abstentions. Chairperson not voting. Motion carried.

Letter explaining the schedules of work for council members was presented by the Comptroller. This is on indirect cost budget. This was discussed at length.

Larry moved if a member should be late for a meeting he doesn't have to attend, if he's there at 1:00 PM, he gets paid for one meeting. After so much discussion, Larry moved to rescind his motion.

Larry moved to approve this letter from the Tribal Comptroller by resolution form effective August 3, 1977. Motion dead due to lack of a second.

Ronald moved to approve this letter effective next week, beginning Monday and notices sent to members that are not present. Second by Hazel. Roll call vote: Thomas, John, Theodore, Roy, Ronald, Hazel, Eva - yes. Larry - no. Seven in favor, one opposed. Chairperson not voting. Motion carried.

Ronald moved that all those committee meetings held this week be paid. Second by Eva. Roll call vote: Thomas, John, Theodore, Ronald, Hazel, Eva and Larry - yes. Roy - no. Seven in favor, one opposed. Chairperson not voting. Motion carried.

Thomas moved we go on with further business. Second by Eva. Roll call vote: Thomas, John, Theodore, Roy, Ronald, Hazel, Eva and Larry - yes. Eight in favor, none opposed. Chairperson not voting. Motion carried.

The chairperson requests authorization from council to send telegrams to various Senators in support of Roland R. Mora for Deputy Assistance position.

Larry moved to approve this. Second by Theodore. Roll call vote: Thomas, John, Theodore, Roy, Ronald, Hazel, Eva, Larry - yes. Eight in favor, none opposed. Chairperson not voting. Motion carried.

Tom Bluestone was granted the floor. He requests to the council to approve his loan from the Small Loan. His grandchild was going back to school and needs money. This was referred to the superintendent. He will meet with Mr. Bluestone at 1:00 PM.

When Frank White Olw, Sr., also, requests to the council that his loan was passed but Wilbur paid it to the Housing Authority. This was discussed at length on the resolution that was passed by the council on credit. Roy stated that the wording was wrong in that resolution. Hazel moved that the resolution be rescinded since its worded wrong. Second by Larry. Roll

call vote: Hazel, Larry, Eva - yes. Thomas, John, Theodore, Roy - no. Ronald - abstain. Three in favor, four opposed, one abstention. Chairperson not voting. Motion defeated.

Hazel moved to go over the resolution and fix it. Second by Thomas. Roll call vote: Hazel, Larry, Eva, Thomas, John, Theodore, Roy, Ronald - yes. Eight in favor, none opposed. Chairperson not voting. Motion carried.

Resolution on request to BIA funds on T&TA to contract services of IMPAC out of Minneapolis, Minnesota.

Thomas moved to approve. Second by Eva. Roll call vote: Thomas, John, Theodore, Roy, Ronald, Hazel, Eva, Larry - yes. Eight in favor, none opposed. Chairperson not voting. Motion carried. This is Resolution No. 77-249.

Lunch Break

Meeting reconvened at 1:00 PM.

Ron Reichert was granted the floor. He reported to the council on election law suit and on the status of water code. Discussion on his report was had by all council members.

The secretary read a memo from Comptroller on In-House lawyer's salary. Rose recommends that this be tabled until we see the contract of employment.

The McCaleb contract was discussed. Jerry explained that this contract will be on 638 contract. Thomas moved for approval on the McCaleb Contract. Second by John. Roll call vote: Wayne, Thomas, John, Theodore, Roy, Ronald, Hazel, Eva, Larry - yes. Nine in favor, none opposed. Chairperson not voting. Motion carried.

Austin arrived at 1:45 PM.

Secretary read the appeal on grazing lease of Viola Schettler. Thomas made the motion that leasers be notified of their appeal rights by the Superintendent, Chairperson or Land Committee Chairman as to when the appeals will originate and end. Larry second the motion. Roll call vote: Thomas, Austin, John, Theodore, Roy, Ronald, Hazel, Larry - yes. Eight in favor, none opposed. Chairperson not voting. Motion carried.

John presented a resolution pertaining to John Fredericks be appointed as voting delegate on Indian Cattlement's Credit Consortium Board of Directors.

John moved to approve the resolution. Second by Thomas. Roll call vote: Thomas, Austin, John, Roy - yes. Hazel, Larry - no. Theodore, Ronald - abstain. Four in favor, two opposed, two abstentions. Chairperson not voting. Motion carried. This is Resolution No. 77-250.

Tom Gunderson and Evan Burr, Jr. presenting Ralph and Willard Little Owl, requests to council to release the money to them on Mahto Bay deal.

Thomas moved that the money in this account and this year's lease be distributed by the BIA to their respective IIM accounts. Transfer that money from the bank to the BIA and have them distribute it. Second by Austin.

Roll call vote: Thomas, Austin, John, Theodore, Roy, Ronald, Hazel, Eva, Larry - yes. Nine in favor, none opposed. Chairperson not voting. Motion carried.

Resolution on Land Purchase Program. Single ownership be given higher priority. Thomas moved for approval. Second by Ronald. Roll call vote: Thomas, Austin, John, Theodore, Roy, Ronald - yes. Eva - no. Hazel, Larry - abstain. Six in favor, one opposed, two abstentions. Chairperson not voting. Motion carried. This is Resolution No. 77-251.

Resolution on Four Bears Park.

Ronald moved for approval. Second by Larry. Roll call vote: Thomas, Austin, John, Theodore, Roy, Ronald, Hazel, Eva, Larry - yes. Nine in favor, none opposed. Chairperson not voting. Motion carried. This is Resolution No. 77-252.

Resolution No. 77-253 CERT (Coalition of Energy Resource Tribes). Tribes withdraws from CERT.

Ronald moved for approval. Second by Hazel. Roll call vote: Ronald - yes. Thomas, Austin, John, Theodore, Roy, Hazel - no. Larry - abstain. One in favor, seven opposed, one abstention. Chairperson voting. Motion defeated.

Super value of Garrison, owner, Mr. Jake Aldinger arrived. He presented to the Tribe, a bill of \$279.76 worth of beef purchased by Claryca Schettler for Anson Baker's farewell party at White Shield.

Larry moved by resolution form, since ONAP is under the tribe, that we pay Mr. Aldinger this bill of \$279.76. Second by Ronald. Roll call vote: Thomas, Austin, Theodore, Roy, Ronald, Hazel, Eva, Larry - yes. Nine in favor, none opposed. Chairperson not voting. Motion carried.

Larry stated that anything like this, have a letter from the Tribal Council.

Ernest Snow Bird was granted the floor. He explained his situation to the council about making a loan for farming.

Thomas moved that the Superintendent, Ronald Spratt and the Credit Committee sit down and work this out for Ernest. Second by John. Roll call vote: Thomas, Austin, John, Theodore, Roy, Ronald, Hazel, Eva, Larry - yes. Nine in favor, none opposed. Chairperson not voting. Motion carried.

Ronald Spratt introduced Mr. Jim Britton, U.S. Attorney from Fargo, North Dakota. He emphasized enforcement of Fish & Game Laws by the Tribe. This was discussed by the council and decision to set up a workshop in the near future.

Austin made a motion that the Fort Berthold Reservation participate in a workshop on Federal Game and Fish Laws and invite the other reservations in the state and the state game and fish department and the bureau, at the Four Bears Motor Lodge. Larry second the motion. Roll call vote: Thomas, Austin, John, Theodore, Roy, Ronald, Eva, Larry - yes. Hazel - abstain. Motion carried.

John Whiteman's land sale, with FHA funds. Austin moved for approval. Second by Ronald. Roll call vote: Thomas, Austin, John, Theodore, Roy, Ronald, Hazel, Eva, Larry - yes. Nine in favor, none opposed. Chairperson not voting. Motion carried. This is Resolution No. 77-254.

Larry Burr explained the condemnation proceedings on Little Owl's land. He requests to the tribe to step in as there is Tribal land involved in this court case.

Austin moved that the Tribe will not allow easements for Mahto Bay tribally owned land for public roads but will allow private easement to those cabin owners and provided a satisfactory agreement is reached between all parties involved, landowners, cottage owners and the tribe. Second by Thomas. Roll call vote: Thomas, Austin, John, Theodore, Roy, Ronald, Hazel, Eva, Larry - yes. Nine in favor, none opposed. Chairperson not voting. Motion carried.

Natural Resource Committee adoption of Oil and Gas Ordinance. A geologist from NARV in Denver, Mr. Dave Chambers explains the situation on oil and gas. The ordinance was explained to the council by Ronald Spratt.

Ronald moved that the oil and gas ordinance as presented by Ronald Spratt be approved subject to a provision that a Comptroller or Accountant position be created to keep oil and gas revenue separate from other tribal revenue. Second by Eva. Roll call vote: Thomas, John, Theodore, Roy, Ronald, Hazel, Eva, Larry - yes. Eight in favor, none opposed. Chairperson not voting. Motion carried.

Resolution on Three Tribes Human Resource Committee. Eva moved to approve. Second by Austin. Roll call vote: Thomas, Austin, John, Theodore, Roy, Ronald, Hazel, Eva, Larry - yes. Nine in favor, none opposed. Chairperson not voting. Motion carried. This is Resolution No. 77-255.

Resolution on removal of James Danks. Thomas moved to disapprove. Second by Austin. Roll call vote: Thomas, Austin, John, Roy - yes. Ronald, Hazel, Larry - no. Theodore, Eva - abstain. Four in favor, three opposed, two abstentions. Chairperson not voting. Motion carried.

Secretary read two petitions from Western Segment. One supporting removal of James Danks and the other abolish the Mandaree Sub-agency. No action was taken on these matters.

Austin moved that we have a meeting at Mandaree on these petitions because there's a lot of people in the Western Segment and only 88 names on the petition. Second by Thomas. Roll call vote: Thomas, Austin, John, Theodore, Roy, Ronald, Hazel, Eva, Larry - yes. Nine in favor, none opposed. Chairperson not voting. Motion carried.

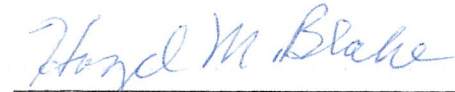
Next was the selection of Program Development Specialist's position.

Eva moved to accept all applications. Second by Austin. Roll call vote: Thomas, Austin, John, Theodore, Roy, Ronald, Hazel, Eva, Larry - yes. Nine in favor, none opposed. Chairperson not voting. Motion carried.

Applicants are: Burton Bell, Mary Benson, Adrian Bird Bear, Delaine Nagel, Thomas Paulson and Clarence Tall Bull. A vote by secret ballot was taken. Clarence Tall Bull-one, Burton Bell-two, Delaine Nagel-three and Adrian Bird Bear-four. Adrian Bird Bear is selected.

There being no further business, Austin moved to adjourn the meeting. Second by Roy. The meeting adjourned.

ATTEST:



Hazel M. Blake, Secretary
Tribal Business Council