

SPECIAL COUNCIL MEETING

Name of Organization: Tribal Business Council
Three Affiliated Tribes

Place of Meeting: Four Bears Motor Lodge
New Town, North Dakota 58763
October 7, 1977
1:30 P.M.

PRESENT: Rose Crow Flies High, Chairperson, Roy Bird Bear, Treasurer, Hazel Blake, Secretary, Eva Beaks, Ralph Bird Bear, Wayne Packineau, Austin Gillette, Thomas Eagle, Jr.

OTHERS: Mr. Donald Morgan, Superintendent, Bureau of Indian Affairs, Jerry Nagel, Tribal Operations Manager, Dale McGrady, Tribal Planner, Ron Spratt, Tribal In-House Attorney, Bernadine Yellow Wolf, Health Coordinator, Alan Smith, Personnel Officer, John Danks, Contract Officer, BIA.

TARDY: Ronald Little Owl, Vice-Chairman, Larry Rush.

ABSENT: John Stone, Sr.

Meeting called to order.
Roll call - Quorum present.
Prayer given by Roy Bird Bear.

American Indian Development Association. A letter from Wally Heath is read by Hazel. Wally Heath, Director, AIDA, will not be able to meet with the Council as planned on October 13th, but would like to set another date, which would be October 27th. Austin moves that the Council meet with Wally Heath on October 27th, 1977, at 1:00 P.M., at the Four Bears Motor Lodge. Second by Tom. Vote on motion: Seven in favor, none opposed, motion carried. Chairperson not voting.

Charles Wanner, North Dakota State Highway Department. Finalization of approval for easement to make repairs on highway north of Mandaree. Hazel moves for approval, second by Ralph. Vote on motion: Yes: Roy, Ralph, Wayne, Tom, Eva, Hazel. Abstaining: Austin. Six in favor, one abstention, motion carried. Chairperson not voting.

Ron Spratt, Tribal In-House Attorney, gives his report on his meeting held with the city officials of Parshall. This meeting was in regard to the Parshall correctional facility and possible mutual use of the facility as well as upkeep of the facility. No Council action is needed at this time.

2:10 John Danks leaves meeting.

Federal depositions taken of Rose and Victoria Lincoln. Austin moves that Rose and Victoria be paid per diem at the in-state

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rate for attending these depositions. These depositions were taken at the Federal Courthouse in Minot. Second by Wayne. Vote on motion: Seven in favor, none opposed, motion carried. Chairperson not voting.

Ron also stated that the Tribal Recorder will submit his fee when the depositions are filed in Federal Court.

Dale McGrady, Tribal Planner, reports on a study of the Tribal Personnel policies and procedures done by IMPACT. Lengthy discussion is had as to whether the present policies and procedures are adequate. The results of the study tend to indicate that they are not.

Rose brings up the subject of a hospital to be constructed in New Town which would be utilized mutually between New Town and the Reservation.

Larry arrived at 2:15 P.M.

Austin moves to table discussion on the hospital venture with the City of New Town until a date is set up to discuss this with them and the Council. Second by Tom. Vote motion: Seven in favor, none opposing, motion carried. Chairperson not voting.

Ardis McDonald is given the floor to explain her situation at Tribal Court. Ardis is directed to contact the Personnel Officer.

Ron Little Owl arrived at 2:30 P.M.

Rose states that she would like to have travel authorized for the same people who went to Washington in September to go to Washington again the week of the 10th. Austin moves that Rose Crow Flies High, Chairperson, and Hugh Baker, Director, Indian Task Force, attend this meeting pertaining to National Water Policy in Washington, D.C. Second by Tom. After further discussion, Austin amends his motion to read that Rose and any other authorized Tribal Council Member, including Hugh Baker, attend this meeting. Vote on motion: Yes: Roy, Ralph, Wayne, Austin. No: Sam, Eva, Hazel, Larry, Rose. Four in favor, five opposed, motion defeated. Chairperson voting.

Larry moves that the Chairperson with the Tribal In-House attorney, appoint which people should attend this meeting. Second by Eva. Vote on motion: Yes: Sam, Wayne, Eva, Hazel, Larry, Rose. No: Roy, Ralph, Tom, Austin. Six in favor, four opposing, motion carried. Chairperson voting. After the vote, various Executive members declined to attend.

Austin asks why Dale and Jerry will be attending if their contract has expired. Rose states that Richard Zephier explained this to the Council the last time he met with them, that the 638 Team will continue through the ninety-day period until the 638 contract was closed out.

Lengthy discussion is had as to the status of the 638 contract.

Tom stated that he was leaving the meeting because he felt he was not representing the people of his district as he should because of the actions of the Chairperson. He stated that if the people of his district wanted to know why, he would direct them to ask the Chairperson.

Tom left the meeting at 3:00 P.M.

Jerry Nagel stated that he, also, would like to know how the Council stood as to his contract. Jerry stated he would like to know one way or the other. Ron Spratt stated he had the same opinion.

After further discussion, Larry moves that the Council retain the 638 Team until their extended 90 days are up, or until they are out of money.

Wayne states that before he can give an honest vote, Mr. Morgan should be consulted.

Dale stated that he would like some answers also.

Five minute break taken.

Meeting reconvened at 3:45 P.M.
Mr. Morgan arrives at meeting.

Larry rescinds his previous motion. Larry then moves the Council take the 638 Team and phase them directly into Indirect Cost as stated in the proposal. Second by Hazel.

Mr. Morgan stated that the Bureau interpreted the grant program as ongoing and the contract will be renewed under the 1978 contract. The Tribe received \$107,000 last year and will receive \$120,000 this year.

The vote is taken on Larry's motion. Yes: Sam, Eva, Hazel, Larry, Rose. No: Roy, Ralph, Wayne, Austin. Five in favor, four opposed, motion carried. Chairperson voting.

Linda Baker, Tribal Comptroller, arrived at 3:55 P.M.

Jerry states that Brian Story hasn't certified the Tribe's accounting system as of yet.
Linda leaves meeting to get T/2 file.

Roy leaves at 4:10 P.M.
Alan Smith leaves.

The proposed landsale negotiation of Ted Lonefight is discussed. Larry moves that a certified appraisal be obtained by Ted, and that Ted be notified of the meeting when action will be taken on the proposed negotiation. Second by Ralph. Vote on motion: Seven in favor, none opposed, motion carried. Chairperson voting.

Resolution No. 77-289 is read by Hazel. This is the landsale of Thomas Iron Necklace, et al, Allot. No. 962 -80 acres. Larry moves to approve, second by Wayne. Vote on motion: Yes: Sam, Ralph, Wayne, Austin, Hazel, Larry. Abstaining: Austin. Six in favor, one abstention, motion carried. Chairperson not voting.

Austin moves to table all landsale transactions until the Realty Clerk can be present. Second by Eva. Vote on motion: Seven in favor, none opposing, motion carried. Chairperson not voting.

Resolution No. 77-290 is read by Hazel.

Eva moves to approve, second by Larry. Vote on motion: Seven in favor, none opposed, motion carried. Chairperson not voting.

Resolution No. 77-291 is read by Hazel. This is a resolution pertaining to proposed meeting on Fort Berthold on mental health. Bernadine explains the resolution. Hazel moves to approve, second by Eva. Vote on motion: Seven in favor, none opposed, motion carried. Chairperson not voting.

Resolution pertaining to higher education portion of the twenty percent of Dockets 350-C & D is read by Hazel. Discussion is had. Austin moves to table this resolution. Second by Eva. Tie vote - motion dead.

Resolution No. 77-292 is read by Hazel. This is a resolution raising the divorce filing fee to \$100. Austin moves to approve, second by Larry. Vote on motion: Eight in favor, none opposed, motion carried. Chairperson not voting.

Resolution No. 77-293 is read by Hazel. This is a resolution pertaining to ordinance on contributing to delinquency of a minors. Larry moves to approve, second by Sam. Vote on motion: Eight in favor, none opposed, motion carried. Chairperson not voting.

Resolution No. 77-294 is read by Hazel.

Resolution pertaining to resisting arrest is read by Hazel. Austin moves to table the resolution, second by Sam. Vote on motion: Eight in favor, none opposed, motion carried. Chairperson not voting.

Resolution pertaining to Fish & Game is read. Larry moves to table the resolution until specific terms are put into the resolution. Second by Sam. Vote on motion: Yes: Sam, Roy, Ralph, Wayne, Eva, Hazel, Larry. No: Austin. Seven in favor, one opposing, motion carried. Chairperson not voting.

Keith Fredricks-is given the floor ot explain his landsale problems. Keith is informed that all landsale transactions have been tabled until the next meeting.

Larry moves to adjourn until the Regular Council Meeting on October 20, 1977. Second by Sam. Vote on motion: Three in favor, five opposing, motion defeated.

Carl Whitman reads the resolution pertaining to his funding proposal. After discussion, Austin moves to approve, second by Wayne. Vote on motion: Yes: Roy, Ralph, Wayne, Austin, Hazel. No: Sam, Larry. Five in favor, two opposing, motion carried. Chairperson not voting. This is Resolution No. 77-294.

EDA Community Betterment Project. Wayne moves to approve, second by Austin. Vote on motion: Yes: Roy, Ralph, Wayne, Austin, Eva, Hazel, Larry. No: Sam. Seven in favor, one opposed, motion carried. Chairperson not voting.

Hazel reads resolution pertaining to Twin Buttes School District No. 37. Sam moves to table the ^{Resolution} until clearance is obtained from the School Board. Second by Larry. Vote on motion: Eight in favor, none opposed, motion carried. Chairperson not voting.

Eva moves that Tillie attend the School Board meeting. Second by Austin. Vote on motion: All in favor, motion carried. Chairperson not voting.

Linda is given the floor to explain status of T/2 Account. Linda states that the Tribe is \$34,718.40 in the red. Discussion is had on letter of credit.

There being no further discussion, the meeting adjourned at approximately 5:30 P.M.

ATTEST:


HAZEL M. BLAKE, Secretary, Tribal Council