

SPECIAL MEETING

Name of Organization: Tribal Business Council
Three Affiliated Tribes

Place of Meeting : Tribal Conference Room
New Town, ND 58763
October 28, 1977

PRESENT: Rose Crow Flies High, Chairperson, Ronald Little Owl, Vice-chairman; Hazel Blake, Secretary; Eva Beaks, Council Member; Larry Rush, Council Member; John Stone, Sr., Council Member; Wayne Packineau, Council Member; Thomas Eagle, Jr., Council Member; Austin Gillette, Council Member and Theodore Bird Bear, Council Member.

TARDY : Roy Bird Bear, Treasurer.

OTHERS : Linda Baker, Comptroller; Jerry Nagel, Tribal Operations Officer; Ronald Spratt, In-house Attorney; Lawrin Baker, Task Force Coordinator; Arthur Mandan, Ass't Comptroller and Bob Gorder, Insurance Officer.

The meeting came to order at 10:00 AM.

Roll call - Quorum present.

Opening prayer by Hazel Blake.

Linda Baker was given the floor. She needs four signatures on the signature card for the letter of credit.

Thomas moved that the four people on that card be the Chairperson, Rose, the Treasurer, Roy, Comptroller-Linda and Tribal Programs Manager, Tillie. Second by John. Vote: Hazel, John, Austin, Thomas, Eva, Theodore, Wayne, Larry - yes. Ronald - no. Eight in favor, one opposed. Chairperson not voting. Motion carried.

The chairperson refused to sign the signature card.

A report on Brian Story, CPA. Linda said he was here Monday morning and dropped off some papers and talked to Ron Spratt. Ron stated he asked him why he didn't meet his contract obligation? He had problems with his accident and that he didn't feel strong about the whole system to certify. Ron couldn't pinpoint why? He told him he could be sued for breach of contract. Brian stated that he certainly didn't want to be sued. He didn't say anything negative about the comptroller. He spent up to \$14,000 on this whole thing and he would like to get paid. Eva stated that he should come down and explain his reasons to the council. Wayne moved that a registered letter be sent to Brian Story and he appear within 10 days upon receipt of the letter or legal procedures be started immediately. Second by Eva. Vote: Hazel, John, Austin, Thomas, Eva, Theodore, Wayne, Larry, Ronald - yes. Nine in favor, none opposed. Chairperson not voting. Motion carried.

Mr. Gorder was granted the floor. He stated that the insurance rate will be

increased
upped to maybe 6 or 7% due to inflation. He was told we would have to discuss this with the treasurer when he comes in.

Roy Bird Bear arrived at 11:30 AM.

Roy was asked about Brian Story's voucher for payment. He stated that, at that time, there was no money available.

Discussion on how to meet the payroll for the staff. Austin moved that finance draft their payroll from the General Fund of the Tribe. Second by Wayne. Vote: Hazel, John, Austin, Thomas, Eva, Roy, Theodore, Wayne, Larry - yes. Ronald - no. Nine in favor, one opposed. Chairperson not voting. Motion carried.

Tom Mandan stated the council should do something about this so it won't happen again in the future.

Resolution on advance of \$28,000 was read by the secretary.

Larry moved for lunch break. Second by Wayne.

The council reconvened.

Larry moved to approve the above resolution. Second by John. Vote: John, Wayne, Larry, Ronald, Rose - yes. Hazel, Austin, Thomas, Eva, Roy and Theodore - no. Five in favor, six opposed. Chairperson voting. Motion defeated.

Thomas moved to present Hugh Baker's resolution. Second by Eva. Vote: Hazel, John, Austin, Thomas, Eva, Roy, Theodore, Wayne, Larry - yes. Ronald - no. Nine in favor, one opposed. Chairperson not voting. Motion carried.

The secretary read Hugh's resolution. Wayne moved to approve the resolution. Second by Thomas. Vote: Hazel, John, Austin, Thomas, Eva, Roy, Theodore, Wayne, Larry - yes. Ronald - no. Nine in favor, one opposed. Chairperson not voting. Motion carried. This is Resolution No. 77-307.

Rose leaves the meeting. Ronald will chair the meeting. The secretary read the resolution on Economic Stimulus. Tom moved for approval. Second by Roy. Vote: Hazel, John, Austin, Thomas, Eva, Roy, Theodore, Wayne - yes. Ronald - no. Larry - abstain. Eight in favor, one opposed, on abstention. Chairperson voting. Motion carried. This is Resolution No. 77-308.

Ron Spratt explained the guideline amendments to his contract by resolution. Roy stated that the T/2 account is zero.

The secretary read Ron's resolution. Larry moved to approve the resolution. Second by Eva. Vote: Hazel, John, Eva, Theodore, Wayne, Larry - yes. Austin, Thomas - no. Six in favor, two opposed. Vice-chairman not voting. Motion carried. This is Resolution No. 77-309.

A resolution from Indian Action Team to borrow an advance from their funding was presented. Hazel moved to approve the resolution. Second by Larry. Vote: Hazel, John, Austin, Thomas, Eva, Roy, Theodore, Wayne, Larry - yes.

Nine in favor, none opposed. Vice-chairman not voting. Motion carried. This is Resolution No. 77-310.

Hugh Baker requests to the Tribe that Phase II review of the Water Study will be paid out of his program. Thomas moved to approve. Second by Wayne. Vote: Hazel, John, Austin, Thomas, Eva, Roy, Theodore, Wayne, Larry - yes. Nine in favor, none opposed. Chairperson not voting. Motion carried.

Jerry Nagel stated that he prepared an Interim Budget for the council to approve. He also, stated that the indirect cost rate will not be executed until the finance is certified. Rose came back at 2:52 PM. Ronald moved to approve the revised indirect cost budget that has been explained by Jerry in compliance with the law. 11.6% and all others, 13% from BIA. Second by Larry. Ronald amends his motion to be approved for 60 days as interim budget. Vote: Hazel, Eva, Larry and Ronald - yes. John, Austin, Thomas, Theodore, Wayne, Roy - no. Four in favor, six opposed. Chairperson not voting. Motion defeated.

Ronald moved that in the capacity of Jerry, Tribal Operations Manager, that interim budget would be in compliance according to law. 11.6% and 13% that he fully explained to the council. Second by Wayne. Vote: Hazel, John, Austing, Thomas, Eva, Theodore, Wayne, Larry, Ronald - yes. Roy - no. Nine in favor, one opposed. Chairperson not voting. Motion carried.

Hazel moved that their trip to Aberdeen on the CHR budget be approved for Eva, Linda and herself. Second by John. Vote: Hazel, John, Austin, Thomas, Eva, Roy, Theodore, Wayne, Larry and Ronald - yes. Ten in favor, none opposed. Chairperson not voting. Motion carried.

Hazel suggested that another place should be set to get the indirect cost proposal worked out. Thomas moved we meet at 10:00 AM, Tuesday morning, November 1 at the North Segment Community Hall. Second by Austin. Vote: Hazel, John, Austin, Thomas, Eva, Roy, Theodore, Wayne, Larry - yes. Ronald - no. Nine in favor, one opposed. Chairperson not voting. Motion carried.

Discussion was held on how the council would be paid since there wasn't enough money in the account to pay the council and also the administrative staff.

Roy moved to get paid out of the General Fund. Second by Austin. Vote: John, Eva, Roy, Wayne, Larry - yes. Hazel, Austin, Thomas, Theodore, Ronald - no. Five in favor, five opposed. Tie vote. Chairperson breaks the tie and voted yes. Motion carried.

It was again discussed on how to pay the staff. Jerry asked the comptroller how to pay the administrative staff.

Ronald moved to have some instructions from the comptroller as to how she can pay the staff. Second by Larry. Vote: Hazel, John, Wayne, Larry, Ronald, Rose - yes. Austin, Thomas, Roy, Theodore - no. Eva - abstain. Six in favor, four opposed, one abstention. Chairperson voting. Motion carried.

Linda stated she can't pay the staff because she is paying the council.

Austin moved that the Three Affiliated Tribes request for \$28,000 on reserved

account held in Trust in the U.S. Treasury, BIA and ask for our first quarter funding in advance by letter of credit (2) have letter of credit be drafted in that amount to Albuquerque by the Treasurer (3) the Tribe make a loan for \$50,000 by resolution form and have the treasurer arrange this loan at the Lakeside State Bank. Second by Wayne. Austin amends his motion that the wording be done by Ron Spratt. Vote: Hazel, John, Austin, Thomas, Roy, Theodore, Wayne, Larry - yes. Eva, Ronald - no. Eight in favor, two opposed. Chairperson not voting. Motion carried. This is Resolution No. 77-311.

Austin moved to pay the staff and the council wait until funds are available. Second by Thomas. Vote: Hazel, Austin, Thomas, Roy, Theodore, Wayne - yes. Larry - no. John, Eva, Ronald - abstain. Six in favor, one opposed, three abstentions. Chairperson not voting. Motion carried.

Thomas moved to adjourn the meeting. Second by Eva.

The meeting adjourned at 4:00 PM.

ATTEST:

Hazel M. Blake

Secretary, Tribal Business Council