

SPECIAL MEETING

Name of Organization: Tribal Business Council  
Three Affiliated Tribes

Place of Meeting : Conference Room  
Tribal Building  
27 April 1979

Present : Austin Gillette, Chairman; August Little Soldier,  
Vice-Chairman; Tillie Walker, Secretary; Eva Beaks,  
Hazel Blake, Ronald Little Owl, Marie Wells,  
Willard Yellow Bird.

Absent : Thomas Eagle, Jr., Treasurer; Theodore Bird Bear.

Others : John & Judy Fredericks, Larry Burr, Realty BIA;  
Harrison Fields, Acting Superintendent; Leon McKoy, ANA;  
John Gobert, SUD; Lavonne Bruce, Housing Authority;  
Terry Christenson, OEH District Office Minot;  
Lyle Baker, IHS; Mary Baker, Programs Manager;  
Arne Guimont, HUD 701 Planner.

Meeting was called to order at 11:25 AM.

Roll call - Quorum present.

LAND LEASE:

Judy Fredericks was called on concerning a probate problem. She explained she was waiting for a response from the Tribal Attorney, John Holm.

John Fredericks explained that land lease approved by the Natural Resource Committee in Spring 1978, was given to the Crows Heart Brothers by recent action of the current Natural Resource Committee. Although the land was approved by the Committee in 1978, the Chairperson refused to sign the lease papers. It was agreed that BIA would modify the Crows Heart Brothers to cease any fencing on the land until a meeting of all parties on Friday, May 4.

REAPPORTIONMENT:

Larry Burr reported he had reviewed the boundary description for the voting districts proposed for the reapportionment plan. The resolution omitted the reservation boundary.

MBO:

Larry Burr reported that he included in the BIA Management By Objectives, the drawing up of tribal leasing policies. The BIA will work with the Natural Resource Committee in developing written leasing policies.

EXECUTIVE COMMITTEE MINUTES:

The Secretary read Executive Committee Minutes of 25 April 1979.

Walker moved for approval of Executive Committee Minutes of 25 April 1979; second by Wells. Vote: Six (6) in favor, one (1) abstention, Chairman voting, motion carried.

MAGISTRATES:

The Secretary read resolution authorizing additional powers for commitments in the unavailability and absence of the Chief Judge.

Little Soldier moved for approval of powers of committal to Magistrates Cletus Medicine Crow and Clement Baker in the absence or unavailability of the Chief Judge; second by Yellow Bird. Vote: Seven (7) in favor, Chairman voting, motion carried. Resolution #79-113.

MEETING:

Meeting scheduled for Wednesday, May 3, 1979 at 10:00 AM. The purpose of this meeting is to go over land transactions.

BIA:

Harrison Fields, Acting Superintendent, reported dynamite blasting caps were found in weeds beneath the bridge along the shore line. The type of blasting caps (dynamite) are what seismograph crews use; and there may be more around the reservation. The situation is dangerous, harmful to children and start fires.

It was suggested that ONRED and BIA meet with oil companies leasing on Fort Berthold to get better inspection.

The BIA has fifty (50) permanent positions created for inspections in mineral development areas. Fort Berthold Agency has requested \$25,000 to hire inspectors during the summer and a training program is proposed so inspectors become knowledgeable.

JOM:

Marie Wells reported on the JOM options from which Tribes must make choices. There are about 3,300 Indian students in North Dakota and Option C would provide approximately \$155 per student.

Wells moved to select Option C of the Johnson O'Malley; second by Little Soldier. Vote: Seven (7) in favor, Chairman voting, motion carried. Resolution #79-114.

PUBLIC FACILITIES:

Secretary read proposal submitted by the Mandaree Pow Wow Committee for \$8,262.00. Eva Beaks reported that a vote was taken at a community meeting and the Pow Wow proposal received the largest number of votes.

Beaks moved for approval of the Mandaree Pow Wow proposal for \$8,262.00; second by Blake. Vote: Six (6) in favor, Chairman not voting, motion carried.

The Chairman reported Mandaree community will receive \$12,000 from Docket 350 C & D in June.

GOLF COURSE:

Larry Burr reported the New Town golfing group are interested in selling the trailer house, patio, rakes, green sweeps, wire, cup setter at the Tribal golf course.

Little Soldier moved to authorize the Chairman to work with Larry Burr on negotiation with NewTown Golf Club; second by Yellow Bird. Vote: 7 in favor, Chairman voting, motion carried.

Recess for lunch.

Beaks was excused for the afternoon.

ANA:

Leon McKoy, Program Analyst with ANA, was called on to report on his evaluation of the ANA funded project (formerly CAP). He had met with the Director Harley Good Bear and the field staff and said the program had, 1) unrealistic goals; 2) a duplication of effort; 3) no mission statement; 4) no checks and balances; 5) staff don't know what they are doing; 6) goals and objectives have not been met. He further stated that the funding agency cannot say what the program has done in twelve (12) years. Community Action (CAP) went out in the early 1970's and yet Fort Berthold program still identifies itself as CAP. The ANA is primarily interested in strengthening tribal government.

The grant ends June 30 1979, and refunding begins July 1, 1979. The grant totals \$135,000, and the proposal can be revised to meet policies and procedures of ANA, and considered by ANA if received by June 1, 1979.

The Chairman informed Mr. McKoy that the centralized management system adopted by the Tribal Council was initiated by CAP. He assured him another attempt would be made on the ANA proposal to meet the June 1 deadline.

IHS:

Terry Christenson, IHS District Engineer of the Minot office, was called on to speak in relation to Resolution #79-109. He said the IHS gained its authority through 86-121 for providing water and sewer facilities to Indian people. HUD-IHS-BIA (HIP) have a Memorandum of Understanding and 100% of IHS dollars for water and sewer development for HUD housing programs.

The BIA guidelines to furnish water and sewer facilities to houses, BIA guidelines require; 1) a bathroom; 2) adequate foundation; 3) adequate space; and 4) 24 hour heat. In order for a house for IHS to legally serve the home, there has to be HIP participation.

Gainus Little Soldier had a temporary position, and the position can be terminated at any time without appeal rights. Mr. Christenson was asked why Gainus Little Soldier was renewed as Construction Inspector about 6 weeks ago. The forms terminating Gainus Little Soldier had already been sent to Aberdeen Area Office and is now final.

Wells moved the Construction Inspector position be readvertised by IHS, the administrative functions to be handled by the Service Unit Director, and SUD be given authority on the selection; second by Walker. Vote: Seven (7) in favor, Chairman voting, motion carried. Resolution #79-115.

LAND SALE:

Secretary read resolution on land sale to Tribe by Arby Little Soldier.

Little Soldier moved for approval of purchase of 40 acres (939A Alot.) from Arby Little Soldier for \$5,000; second by Yellow Bird. Vote: Seven (7) in favor, Chairman voting, motion carried. Resolution #79-116.

FEASIBILITY STUDY:

Arne Guimont presented the list of the bids received in response to the Feasibility Study to assess health needs. He reported ten tribal staff as well as Council members had read each proposal.

Walker moved accepting Don Jennings and Associates; second by Wells. Vote: Six (6) in favor, Chairman not voting, motion carried.

WIC:

Secretary read resolution authorizing the Child Welfare Program to administer the WIC proposal, if funded by Department of Agriculture.

Walker moved to authorize administration of WIC by the Child Welfare Program; second by Wells. Vote: Seven (7) in favor, Chairman voting, motion carried. Resolution #79-117.

FIAT ALLIS:

Representatives for Fiat Allis gave information on costs for equipment:

745-C	Front end Loader	-	\$111,000; cost \$ 91,000
262-B	Scraper	-	\$235,000; cost \$175,409

There will be a one year warranty.

Wells moved to purchase two (2) scrapers \$175,000, and one (1) front end loader \$91,000; second by Yellow Bird. Vote: Seven (7) in favor, Chairman voting, motion carried.

WIC:

The WIC proposal was presented for consideration.

Walker moved to approve the Women, Infants and Children proposal to the Department of Agriculture; second by Little Soldier. Vote: Seven (7) in favor, Chairman voting, motion carried.

HOUSE PURCHASE:

Secretary read letter from Gabriella Dubois requesting purchase of Bear Den house owned by Tribe. Bird Bear reported the Tribe owned another house in the Mandaree area.

Walker moved to request the HIP Director to examine the two houses owned by the Tribe to determine value and whether they can be moved; second by Bird Bear. Vote: Seven (7) in favor, Chairman voting, motion carried.

ONRED:

Secretary read resolution for funding field inspectors.

Little Soldier moved to authorize request for IMPL funds to cover field inspector budget for \$ 23,187 ; second by Yellow Bird. Vote: Seven (7) in favor, Chairman voting, motion carried. Resolution #79-118.

ATTORNEY BILLS:

Secretary read resolution authorizing payment of attorney bills.

Wells moved to authorize payment of \$5,109.91 for attorney services to John Holm; second by Little Soldier. Vote: Seven (7) in favor, Chairman voting, motion carried. Resolution #79-119.

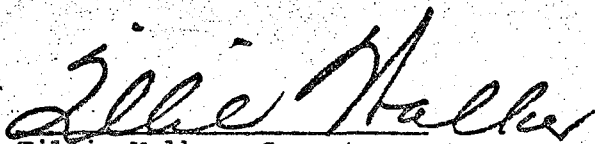
EMPLOYMENT:

Secretary read letter from Kayla Danks concerning selection for YCC position requesting review on tribal preference. Charles Ruppert, a non-Indian, was selected for the position although there were tribal member who had applied.

Yellow Bird moved that tribal preference in employment on the reservation be enforced; second by Little Soldier.  
Vote: Seven (7) in favor, Chairman voting, motion carried.

Wells moved that the matter on the YCC position be returned to the Personnel Selection Committee for reselection and comply with Personnel Policies as stated in Part VI, VIII, page 4 of Personnel Manual; second by Yellow Bird. Vote: Five (5) in favor, two (2) not voting, motion carried.

Meeting adjourned.



Tillie Walker, Secretary  
Tribal Business Council