

REGULAR MEETING
TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

CONFERENCE ROOM
TRIBAL BUILDING
NOVEMBER 13, 1980

PRESENT: AUSTIN GILLETTE, CHAIRMAN; AUGUST LITTLE SOLDIER, VICE-CHAIRMAN;
TILLIE WALKER, SECRETARY; GERALD WHITE, TREASURER; NATHAN PAUL
GOODIRON, THOMAS EAGLE, WILLARD LITTLE OWL, MATTHEW MASON, MARIE
WELLS, WILLARD YELLOW BIRD.

ABSENT : ROY BIRD BEAR

OTHERS : MR. EVERETT BALLMANN & STUDENTS FROM MINOT STATE; NELRENE YELLOW
BIRD & SECRETARIAL SCIENCE CLASS FROM FBCC; RICHARD BAD MOCCASIN,
MARY LOU STANTON, DENNIS BURR, WILBUR SPOTTED WOLF, JOHN HOLM,
LAND & LIVESTOCK ASSOCIATION: JIM DANKS, EDWARD S. DANKS, NORMAN
BAKER, ALMIT BREUER, & EUGENE VOIGHT; ROLLIE MORUD & JEAN HALL,
NEW TOWN SCHOOL; KEN DEANE, TRIBAL PLANNER, CLYDE BRADY, SARGENT-
-AT-ARMS.

Chairman Gillette called the meeting to order at 11:15 a.m.
Roll call, quorum present.

MINUTES: Secretary Walker read minutes of Special Meeting on October 15,
1980.

Councilman Goodiron moved for approval of October 15, 1980 Special
Meeting minutes. Second by Wells. Eight (8) in favor, motion carried.

Secretary Walker read October 17, 1980 Special Meeting minutes.

Councilwoman Wells moved for approval of October 17, 1980 Special
Meeting minutes. Second by Goodiron. Eight (8) in favor, motion
carried.

ATTORNEY'S REPORT: John Holm, Tribal Attorney, reported that law suit on Four
Bears water pipeline is still pending. Pete Fredericks'
case will be held sometime in December, with 8 Circuit Court. He also reported
a problem on Child Welfare, in which they placed a child in a non-Indian home,
and there was an enrolled member, with excellent home, who wanted to adopt the
child. Mr. Holm said Council has to address sometime on what to do. He stated
that he was not informed that the Tribe wanted a new liquor ordinance. The one
that Tribes have now is adequate at this time, but there may be problems with non-
Indian or on fee patent land. He suggested that maybe there should be a hearing
in the community where license is being considered.

MINUTES: Secretary Walker read minutes of Material Resources Committee on
October 22, 1980.

TRIBAL BUSINESS COUNCIL - REGULAR MEETING
PAGE TWO - NOVEMBER 13, 1980

Councilman Goodiron moved for approval of October 22, 1980 Material Resource Committee meeting minutes. Second by Little Soldier. Nine (9) in favor, motion carried.

Secretary Walker read minutes of Natural Resources committee meeting of November 3, 1980.

Councilman Goodiron moved for approval of November 3, 1980 minutes of Natural Resources Committee minutes. Second by White. Nine (9) in favor, motion carried.

Total land sales are \$87,019.05.

RECESS: Meeting recessed at 12:10 p.m.

Resumed at 1:10 p.m.

Matthew Mason arrived after lunch.

INDIAN AFFAIRS COMMISSION MEETING: Secretary Walker recommended to the Council to appoint Myra Snow to attend Indian Affairs Commission meeting on November 14, 1980, because Chairman Gillette and Tillie Walker are unable to attend.

Councilman Little Soldier moved to designate Myra Snow to attend meeting, with advance for expenses to be reimbursed by State. Second by Eagle. Seven (7) in favor, motion carried.

MINOT STATE STUDENTS: Mr. Everett Ballmann and five students of his Political Science class were present. They are studying tribal relations with the Federal Government.

SERVICE UNIT DIRECTOR: Dennis Burr, Mary Lou Stanton, and Wilbur Spotted Wolf were interviewed for the Service Unit Director position. They were called into the meeting one at a time, and they presented their work history, past experiences with Indian Health Service, experiences with presenting proposals, budgets, and developing programs, and why they wanted the job. Lengthy interviews were held with each applicant, and Council members asked them questions.

Break at 3:40 p.m.

Resumed at 3:50 p.m.

Richard Bad Moccasin of Indian Health Service of Aberdeen Area Office was present to answer any questions on the three applicants. A vote taken by secret ballot: Dennis Burr - 1; Mary Lou Stanton - 6; Wilbur Spotted Wolf - 3. Mr. Bad Moccasin said the Area Director would like a letter from the Council on who was selected. They will then proceed with the appointment process.

SUPERINTENDENT OF SCHOOLS: Rollie Morud, Superintendent of Schools of New Town,

and Jean Hall, Title IV Director, were called into the meeting next. Secretary Walker read Mr. Morud's letter. There will be a meeting on December 9, 1980, and all parents are requested to attend, plus all other interested persons. James Merrill will be the guest speaker. The goal of this program is to get parents together, to help them with their problems in disciplining their children, and how deal with them. Mr. Morud said he is setting up a task force committee. He would like to have support of the Council for the program.

Secretary Walker moved to appoint Matthew Mason to the Task Force Committee. Second by White. Nine (9) in favor, one (1) abstaining, motion carried.

BOARD OF COMMISSIONERS: Some members of the Ft. Berthold Housing Authority's Board of Commissioners were present: Lenard Eagle, Joe Deane Jr., Laverne Fettig, and Councilwoman Walker, who is also a member of the Board. They were informed that the reason they were asked to attend meeting was that the Council would like to know activities of Housing Authority from time to time, their methods of planning, and how they go about reaching those plans, and what their role is as a Board member, who makes rules, etc. They were also asked questions on improving homes and modernization funding. Chairman Gillette suggested that Board meet with the Material Resources Committee every week.

TRAVEL & PER DIEM: Secretary Walker read resolution on program travel and per diem rates for tribal programs, as established by the General Services Administration.

Councilman Goodiron moved for approval of resolution on travel and per diem increase for tribal programs. Second by Wells. Nine (9) in favor, motion carried. Resolution #80-263

NEGOTIATION COMMITTEE: Secretary Walker read resolution on creating Negotiation Committee. She said too much time lapses between when a person gets hired and when the Human Resources Committee meets. This Negotiation Committee should eliminate that problem.

Councilwoman Walker moved for approval of Negotiation Committee for Director's salaries. Second by Eagle. Eight (8) in favor, motion carried. Resolution #80-264

A discussion was held on setting salaries. There was a problem with inexperienced people getting jobs with set salaries.

BLOCK GRANT: Ken Deane, Tribal Planner, presented three resolutions to the Council. He was putting the Block Grant together. Secretary Walker read resolution for application for Block Grant, with all requirements and budget. Walker recommended that Sewage be number one and Housing Rehabilitation be next on priorities.

Councilman Goodiron moved for approval of application for Community Development Block Grant, with priorities (1) Sewage, (2) Housing Rehabilitation, and (3) Street Renovation. Second by Mason. Seven (7) in

favor, one (1) abstaining, motion carried. Resolution #80-265

Secretary Walker read resolution on the grant to commit the FY 81 financial resources of the Material Resources Department, specifically the Indian Action and Housing Improvement Budgets, to be utilized in coordination with the FY 81 CDBG Housing Rehabilitation activity when it is approved.

Councilman Eagle moved to approve resolution to commit financial resources of Material Resources Department to be utilized in coordination with FY 81 CDBG Housing Rehabilitation activity when it is approved. Second by Goodiron. Seven (7) in favor, one (1) abstaining, motion carried. Resolution #80-266

Secretary Walker read resolution on adopting Housing Quality Standards as the applicable standards for all housing rehabilitation on the Ft. Berthold Reservation. Chairman Gillette said the Council was discussing the possibilities of a building code with the Housing Board. He suggested amending this resolution to include that the Council is in the process of developing their own standards, that in the future, it may change and take place of minimum standards that we accept here.

Councilman Eagle moved to table the resolution. Second by Yellow Bird. Three (3) in favor, four (4) opposed, one (1) abstaining, motion died.

Secretary Walker moved to accept housing rehabilitation's minimum standards from HUD and develop Tribe's standards in the future. Second by Mason. Six (6) in favor, two (2) opposed, motion carried. Resolution #80-267

LAND & LIVESTOCK ASSOCIATION: Eugene Voight, Almit Breuer, Norman Baker, Edward S. Danks, and Jim Danks of the Land & Livestock Association were present, and they presented a resolution to the Council. Secretary Walker read the resolution for a lease contract with the Tribal Business Council for the tribal grazing land area estimated at 83,744 acres, for the sum of \$167,488, of which these tribal lands will be sub permitted equally to tribal members, who qualify as operators. This proposal will have a base rate of \$46 per animal unit. A lengthy discussion was held. It was brought up that all operators weren't in this association, and all operators will not benefit from this program, or be given a equal chance to lease, expecially the small operators. Larry Burr, Jim Quackenbush, and Harrison Fields from BIA were present. The Rebate Program was discussed.

RECESS: The meeting recessed at 5:05 P.M. until 10:00 A.M. Friday morning, November 14, 1980

Meeting reconvened at 10:25 A.M.
Quorum present.

Present at this time are: Austin Gillette, Chairman; Tillie Walker, Secretary; Nathan Paul Goodiron, Thomas Eagle, Willard Little Owl, Matthew Mason, Marie Wells August Little Soldier.

Others: Larry Burr, Jim Quackenbush, Harrison Fields of BIA; Land & Livestock Association: Jim S. Danks, and Norman Baker; Clyde Brady, Sargent-At-Arms.

Chairman Gillette informed the Council that leases had to be decided on today, on whether to accept proposal of Land & Livestock Association, the Rebate Program, or some other program.

Bird Bear arrived at 10:45 A.M.

Councilman Goodiron moved to accept rate resolution presented by the Land & Livestock Association, to lease all tribal land and sub permit to tribal members, with a base of \$46 per animal unit. With probation for one year. Second by Little Owl. Roll call vote: Little Soldier - no; Goodiron - yes; Little Owl - yes; Eagle - no; Wells abstained; Walker - no; Chairman - no. Motion died.

Remarks: Chairman Gillette said their plan was not fully developed yet, and fine points were missing. They also do not have 100% backing with all operators. He suggested shortening grazing period time so they would end 1982, and to establish task force and develop alternative methods, and get outside help from NDSU in Fargo, to develop plans. A lengthy discussion followed.

Secretary Walker read resolution on Rebate Program.

Chairman Gillette entertained a motion to accept Rebate Program, with amendment that the allocation shall be for one year, and further, the concept proposed by the Land & Livestock will be researched and proposed for action to either accept or reject in August, 1981. Little Soldier moved to accept Rebate Program with proposed amendments. Second by Bird Bear. Roll call vote: Little Soldier - yes; Bird Bear - yes; Goodiron - no; Little Owl - yes; Eagle - no; Wells - abstained; Mason - abstained; Walker - no; Chairman - yes; motion carried.
Resolution #80-268

REORGANIZATION: Harrison Fields, Larry Burr, and Jim Quackenbush of BIA were present on behalf of reorganization plan of the BIA offices. Mr. Fields reported that jobs were classified according to function and responsibilities by the Classification Officer in Aberdeen. Larry Burr said the only real factor of the reorganization is the split into different branches. Mr. Fields reported that Human Resources Director never functioned at the capacity of GS12, only as assistant, so his secretary was promoted to technician. In this plan, he was down graded to a GS11 and his secretary at GS4. They both have appeal rights to the Civil Service Commission. Chairman Gillette said everyone involved in down-grading or up-grading should be told. Councilman Mason asked if Council can take a vote on this proposed plan and recommend that Christene Mann's position not be regraded.

Councilman Mason moved to reconsider classification of Christine Mann's position to GS5. Second by Walker. Nine (9) in favor, motion carried.

EMERGENCY FEED PROGRAM: Jim Quackenbush reported that they were ordering feed as of Monday. ASCS will send what they have from the Department of Agriculture. It will be able to feed 15,000 cattle for a three month

program. ASCS has eligibility criteria.

STIPULATED AREAS: Questions were raised about stipulated areas. Chairman Gillette said he will have information later. Mr. Quackenbush said they were getting legal opinion on stipulated areas.

Willard Yellow Bird arrived at 1:20 P.M.

Chairman Gillette entertained a motion that 1) we get Natural Resources Committee, Land & Livestock Association, Land Owners Association, and other agencies to help us develop a Ft. Berthold Grazing ordinance 2) to further develop plan operation proposed by the Land & Livestock Association, and 3) to research possibilities for contracting the range department, to be accomplished by August, 1981. Moved by Walker. Second by Eagle. Five (5) in favor, four (4) opposed, one (1) abstained, motion carried.

Chairman Gillette asked Mr. Fields to see what he can do to help Norman Baker in his lease.

WILKINSON, CRAGUN & BARKER: Charlie Hobbs, of Wilkinson, Cragun & Barker, was asked to give his report. He said the 1982 Convention of National Congress of American Indians will be held in Bismarck. He also reported on Docket 350-G, and presented a proposal to settle claim at \$10,250,000. A lengthy discussion was held on different claims.

Councilman Eagle left meeting at 3:00 P.M.

Secretary Walker read resolution presented by Mr. Hobbs.

Councilman Yellow Bird moved for approval of resolution to settle Docket 350-G at \$10,250,000. Second by Little Soldier. Roll call vote; Little Soldier - yes; Bird Bear - yes; Goodiron - yes; Little Owl - Yellow Bird - yes; Mason - yes; Walker - yes; Chairman not voting. Motion carried. Resolution 80-269

COMMUNITY MEETING: A community meeting will be held to discuss Docket 350-G, on whether tribal membership will accept officer from the Federal Government.

Secretary Walker moved to have community meeting at North Segment Hall on December 12, 1980 at 1:00 P.M. Second by Mason. Five (5) in favor, four (4) opposed, Chairman voting, motion carried.

LAND RESTORATION PROJECT: Charles Hobbs reported the Taking Area Bill has not been introduced yet, but it should be done soon. If this is passed, the Tribe will have ownership of all land under reservoir, plus the minerals, and also Fish & Game Management back to the Tribe in the Taken Area.

TRIBAL BUSINESS COUNCIL - REGULAR MEETING
PAGE SEVEN - NOVEMBER 14, 1980

BILLS: Mr. Hobbs mentioned that some of the Tribe's bills with Wilkinson, Cragun & Barker were not paid. Some checks were presented to Mr. Hobbs. He also mentioned a bill Telecommunications had outstanding.

LITIGATION FUND: Mr. Hobbs reported that there was about \$40,000 left in the litigation fund, which is for expenses on claims. He suggested continuing use of remaining litigation fund for interest claim.

Chairman Gillette entertained a motion to take remaining litigation funds from Docket 350-F to the interest claim. Moved by Wells. Second by Yellow Bird. Eight (8) in favor, two (2) not voting, motion carried.

AID FUNDS: Chairman Gillette reported that the Tribe has a balance of \$6,000 in the Aid to Tribal Government fund from the Bureau. He recommended that Council authorize \$5,000 from that fund to paid to CERT.

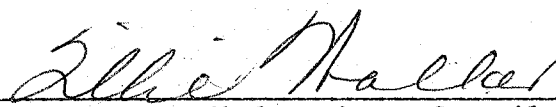
Secretary Walker moved to authorize \$5,000 to be paid to CERT from Aid to Government funds. Second by Wells. Eight (8) in favor, motion carried.

NEWS LETTER: Chairman Gillette reported on news letter to all tribal members, on and off the reservation.

Councilwomen Wells moved to authorize payment of \$1,800 for News Letter. Second by Yellow Bird. Seven (7) in favor, one (1) abstained, motion carried.

TRIP: Chairman Gillette entertained a motion to approve trip for Secretary Walker to attend Child Welfare meeting in Phoenix, Arizona, starting on the 18th of November, 1980. Councilman Mason moved to authorize trip for Secretary Walker. Second by Goodiron. Eight (8) in favor, motion carried.

ADJOURNMENT: Meeting adjourned at 4:10 P.M.


Secretary, Tribal Business Council

APPROVE: November 20, 1980.