

SPECIAL MEETING
TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

CONFERENCE ROOM
TRIBAL BUILDING
DECEMBER 11, 1980

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

ABSENT : TILLIE WALKER

OTHERS : C.B. FARRIS & ZEKE HOUK OF CERT, DENVER COL, KEN DEANE, TRIBAL
PLANNER: CHORAL CHARGING, CHILD WELFARE; HUGH BAKER, ONRED.

Chairman Gillette called the meeting to order at 11:10 a.m. and appointed Marie
Wells as acting secretary.

Roll call, quorum present.

MINUTES: Acting Secretary Wells read November 6, 1980 Special Meeting
minutes.

Councilman Eagle moved for approval of Special Meeting minutes of
November 6, 1980. Second by Goodiron. Eight (8) in favor, motion
carried.

Vice-Chairman Little Soldier arrived at meeting at 11:20 a.m

Acting Secretary Wells read December 2, 1980 Special Meeting minutes.
Councilman Mason moved for approval of December 2, 1980 minutes.
Second by Yellow Bird. Nine (9) in favor, motion carried.

COMMITTEE MINUTES:

Acting Secretary Wells read December 2, 1980 Judiciary Committee
minutes. Treasurer White moved for approval of December 2, 1980
minutes. Second by Goodiron. Nine (9) in favor, motion carried.

Acting Secretary Wells read minutes of November 25, 1980 Judiciary
Committee meeting. Vice-Chairman Little Soldier moved for approval
of Judiciary Committee minutes. Second by Goodiron. Nine (9) in
favor, motion carried.

Credit Committee minutes were presented to the Council members for their infor-
mation.

Councilman Goodiron read minutes of Natural Resources Committee,
held on November 17, 1980. Councilman Eagle moved for approval
of minutes. Second by Mason. Nine (9) in favor, motion carried.

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Acting Secretary Wells read Natural Resources Committee minutes of November 18, 1980. Councilman Goodiron moved for approval of minutes. Second by Eagle. Nine (9) in favor, motion carried.

Acting Secretary Wells read minutes of Natural Resources Committee meeting held on November 19, 1980. Vice-Chairman Little Soldier moved for approval of minutes. Second by Yellow Bird. Nine (9) in favor, motion carried.

RECESS: Meeting recessed at 12:30 p.m.

Meeting reconvened at 12:50 p.m.

Acting Secretary Wells read minutes of Natural Resources Committee meeting held on November 24, 1980. Councilman Goodiron moved for approval of minutes. Second by Little Soldier. Nine (9) in favor, motion carried.

Acting Secretary Wells read minutes of Natural Resources Committee meeting held on November 26, 1980. Councilman Goodiron moved for approval of minutes. Second by Little Soldier. Nine (9) in favor, motion carried.

Councilman Little Owl arrived at 1:17 p.m.

Acting Secretary Wells read minutes of Natural Resources Committee meeting held on December 1, 1980. Councilman Eagle moved for approval of minutes. Second by Treasurer White. Ten (10) in favor, motion carried.

TRANSPORTATION: Treasurer White moved to have Head Start provide transportation to the Community Meeting to be held on December 12, 1980. Second by Yellow Bird. Ten (10) in favor, motion carried.

CERT: C. B. Farris and Zeke Houk were present and they handed out reports they had compiled for the Council. The CERT office in Denver, CO., was asked by the Three Affiliated Tribes to perform a lignite coal resource inventory of the reservation lands known as the "Homestead Area", where the tribe owns the coal rights, but not the surface rights. There are three big tracts in the Homestead Area, in Roseglen, Parshall, and Sanish. In the report, there were maps that showed where coal was thickest and closest to the surface for strip mining. Before a project can be started, the tribe will need to drill more holes, because the ones that are there have a low degree of assurance and are too far apart. A lengthy discussion followed on feasibility of a power plant on the reservation.

OIL REFINERIES: C. B. Farris of CERT office of Denver, said the Council asked CERT to look into possibilities of an oil refinery on the reservation, and he had a draft of a final report which he presented to the Council on his findings. In the report, there were three highest potential areas of finding

oil, which were: Antelope Field and Saddle Butte, near Mandaree, and Missouri River, near Twin Buttes. In his report, he also included the study the Pace Company did for CERT on another reservation. Also in the report were different sizes of fineries, how much they would produce, the cost of each, etc. A lengthy discussion was held on the possibilities and advantages the tribe would have with a refinery on the reservation.

Councilman Mason moved to have a feasibility study done, having a 2000 to 21,000 barrel-a-day refinery, with all the tax breaks, and sending a letter to that effect today. Second by Yellow Bird. Nine (9) in favor, one not voting, motion carried.

LAND SALE: Cletus Charles Foote:

Councilman Goodiron moved to authorize purchase of Allotment 318A, 172.50 acres, from Cletus Charles Foote at appraised price of \$41,400.00 from Judgement funds. Second by Wells. Eight (8) in favor, two not voting, motion carried. Resolution #80-277

Elgin and Wade White Body:

Councilman Eagle moved to authorize purchase of 1/2 undivided interest of Allotment 1450 from Elgin White Body, 20 acres, at appraised price of \$3,300 from Judgement funds, and 1/2 undivided interest from Wade White Body, at appraised price of \$3,300 from Judgement funds. Second by Mason. Eight (8) in favor, two not voting, motion carried. Resolution #80-278 and #80-279.

FISH & GAME PROGRAM: Acting Secretary Wells read resolution presented by the Fish & Game Program, for the Three Affiliated Tribes to contract the Bureau of Indian Affairs allocation designated for Wildlife and Parks under the authority of P.L. 93-638.

Councilman Mason moved for the Three Affiliated Tribes to contract B.I.A. for a three year period beginning October 1, 1980. Second by Eagle. Eight (8) in favor, one not voting, one abstained, motion carried. Resolution #80-280

WILKINSON, CRAGUN & BARKER: A resolution for payment to Wilkinson, Cragun & Barker was presented for the month of October, 1980. Motion was made to table the resolution until Charlie Hobbs gets here for the meeting, and the Council gets a clarifying statement as to how much they owe, including back payments.

ATTORNEY'S FEES: A resolution was presented for a request for payment to John Holm for expenses and services charge for the month of October, 1980, in the amount of \$1,396.30.

Councilman Goodiron moved to authorize payment to John Holm for services and expenses charge for the month of October, 1980. Second by White.

Nine (9) in favor, one not voting, motion carried.
Resolution #80-281

INSTANT PRINTING: The Council, in an effort to get out the vote, authorized the printing of 1,000 flyers.

Councilman Eagle moved to authorize payment of \$41.72, payable to Instant Printing, Minot, ND, for flyers. Second by Goodiron. Nine (9) in favor, one not voting, motion carried.
Resolution #80-282

LITIGATION FUND: The tribe set up a litigation fund out of Docket 350-F to pay for expenses in Docket 350-G, and there are remaining \$40,000 in said fund, and the attorneys recommend the litigation fund to be continued in effect and made applicable to expenses in the Interest Claim.

Councilman Goodiron moved to authorize the continuation of litigation fund and made applicable to expenses in the Interest Claim. Second by Yellow Bird. Nine (9) in favor, one not voting, motion carried.
Resolution #80-283

ENROLLMENT: The provision describing criteria for Dual Enrollment, Article II, Section 2(A) language needs to be more clearly defined, so in this resolution a defining section to the enrollment ordinance is added.

Councilman Eagle moved to add defining section to the enrollment ordinance, "that any individuals who were ever enrolled with another tribe and received benefits from such tribe would not be eligible for membership." Second by White. Roll call vote: Bird Bear - yes; Goodiron - yes; White - yes; Little Owl - yes; Yellow Bird - yes; Eagle - yes; Wells - yes; Mason - yes; Chairman - yes. Motion carried.
Resolution #80-284

JUVENILES: In this resolution, it states that when a juvenile causes damage to property, court may order said parents of juveniles to be responsible for damages, upon determination.

Councilman Goodiron moved for approval of said resolution. Second by Eagle. Nine (9) in favor, one not voting, motion carried.
Resolution #80-285

CURFEW: The resolution presented requests the following paragraph be added to the curfew ordinance, "that should a juvenile be in violation of the curfew ordinance, said act may be deemed to be a delinquent act upon proper determination."

Councilman Eagle moved for approval of said resolution. Second by Wells. Nine (9) in favor, one not voting, motion carried.
Resolution #80-286

SALARY INCREASE: Salary increase for Ken Deane and Mary Baker. Motion for

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approval was rescinded and resolution was referred to proper committee. *Correction*

LEGAL SERVICES: At Nov. 22, 1980, Board of Directors of ND Legal Services had a meeting, and it was voted unanimously to request Tribal Council to select a North Dakota attorney of their choice to serve on the NDLS Board, from January 1, 1981 to December 31, 1983.

Councilman Goodiron moved to appoint Vance Gillette to the North Dakota Legal Services Board. Second by Bird Bear. Nine (9) in favor, one not voting, motion carried.

MONTANA INTER-TRIBAL POLICY BOARD: The Missouri River Basin Rights Coalition will be meeting on December 16, 1980, in Billings, Montana. The Coalition is composed of representatives from the Missouri River Basin Tribes in North Dakota, South Dakota, Montana, Wyoming, and Nebraska.

Councilman Mason moved to designate Vice-Chairman Little Soldier and Councilman Yellow Bird, with Hugh Baker of ONRED office, to attend Coalition meeting. Second by Little Owl. Nine (9) in favor, one not voting, motion carried.

STORY & ASSOCIATES, INC,: Brian Story, CPA, of Story & Associates, sent his response on re: payment of Indirect Costs by the Federal Government of Tribal Entities, to Council for their information.

Chairman Gillette entertained a motion to send letter of concern about proposal Three Affiliated Tribes have in regards to proposed indirect cost payment to tribal government, to be drafted by Joe Monteau and John Fox Jr, after review. Moved by Councilman Eagle. Second by Yellow Bird. Nine (9) in favor, one not voting, motion carried.

LETTER: A letter from Roseann Johnson was presented to the Council, on a home fire. The problem of home fires or the lack of fire equipment was discussed. Supt. Fields was asked questions and to explain what government property was. Councilman Mason stated that fire trucks should be available for everyone on the reservation.

RECESS: Meeting recessed at 3:00 p.m.

Resumed at 3:12 p.m.

INSURANCE: Bob Gorder was present and he reported that insurance was due, what vehicles were added on, what buildings were insured, the costs, etc. Buildings, Bonds, etc, were \$36,392 and Autos were \$8,025, with a total of \$44,417.00 to be paid.

Councilman Yellow Bird moved to authorize payment of \$44,417.00 for insurance for tribal properties in all districts. Second by Mason. Nine (9) in favor, one not voting, motion carried.

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CHILD WELFARE FUNDING: Ken Deane, Tribal Planner, and Carol Charging, Child Welfare, presented funding formula for FY 81. For 1980, Child Welfare received funding from 638 contract with the B.I.A., under Child Welfare Act Title II. Next year, the 638 contract will be eliminated, and funding will be under Title II Program. \$25,000 will be allocated for every tribe, and it can be up \$250,000 for additional programs, depending on need, quality of proposals, and this will be on competitive basis. Carol Charging was asked to give brief discription on what the program already had. She said a juvenile judge was needed, and they didn't have the staff to handle adoptions.

Chairman Gillette entertained a motion to direct Child Welfare to have juvenile judge to handle cases pertaining only to juveniles. Moved by Eagle. Second by Yellow Bird. Nine (9) in favor, motion carried.

Ken Deane said they will try to have draft soon for Council to review.

SERVICE UNIT DIRECTOR: Mary Lou Stanton, Service Unit Director, was called into the meeting next. She reported that PHS dentist was leaving, and his last day will be on the 19th of this month. He will take emergencies on 22 and 23. So she said it's possible that there will be no dentist until mid March. She also presented a FY83 Improvement plan for Clinical Services and Contract Health Services. She will be taking a two-week annual leave for Christmas and New Years. Melvin Walker will be Acting Director during her absence. In her development plan, first priority was a dental program, next was to increase dollar amounts for supplies. and also in the plan was adult eye care. She reported on the situation on doctors, and they are having a hard time recruiting one. Dr. Gray Eyes will be here until June. Dr. Lois Steel, from Grand Forks, will be coming to White Shield, Monday and Tuesday, every other week, starting January 12, 1981. Chairman Gillette suggested putting notification in the Action News when a dentist will be coming.

BASKETBALL TOURNAMENT: The Stanley Holiday Invitational Tournament will be held after Christmas, and tribe has agreed to sponsor the local basketball teams during the tournament, and a resolution was presented to the Council to authorize disbursement of \$10.00 from Donation line item, payable to Stanley Lions Club.

Councilman Eagle moved to authorize payment of \$10.00 payable to Stanley Lions Club. Second by Mason. Nine (9) in favor, motion carried.

ADJOURNMENT: Meeting adjourned at 4:10 p.m.


Secretary, Tribal Business Council

APPROVED: December 24, 1980
(Date)