

REGULAR MEETING
TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

CONFERENCE ROOM
TRIBAL BUILDING
AUGUST 13 & 14, 1981

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

ABSENT : ROY BIRD BEAR, AUGUST LITTLE SOLDIER, WILLARD YELLOW BIRD

OTHERS : DIANE JOHNSON, CONSULTANT, ADELINE BRUNSELL, PAUL HOWLING WOLF, BIA REALTY OFFICE; VANCE GILLETTE, TRIBAL ATTORNEY; HOMER WHITE BUFFALO, BIA SPECIAL OFFICER; KEN DANKS, EAGLE NEST CONSTRUCTION; G. RUSSELL GILLETTE, MATERIAL RESOURCES DEPARTMENT ADMINISTRATOR; KEN DEANE, TRIBAL PLANNER; DONNIE DICKENS, FINANCE OFFICE; DON KELLAR, LAVONNE BRUCE, MAYNARD FOX, FT. BERTHOLD HOUSING AUTHORITY; LONNIE HAGEN, NORTHWEST FEDERAL SAVINGS & LOAN; DOROTHY YELLOW BIRD, GILBERT AND CHRISTINE MANN, HIDATCO, INC.; CLYDE BRADY, SARGENT-AT-ARMS; RACHEL GRADY, RECORDING SECRETARY.

Chairman Gillette called the meeting to order at 1:05 p.m.
Roll call, quorum present.

Councilman Eagle arrived at 1:07 p.m.

MINUTES: Secretary Walker read minutes to each meeting.

Councilman Goodiron moved for approval of July 24, 1981 Special Meeting minutes. Second by Councilman Mason. Six (6) in favor, one (1) opposed, motion carried.

On the subject of hiring Summer Day Camp teachers, Secretary Walker reported the Personnel Director included among the qualified applicants for Day Camp teachers some who did not meet qualifications set for the jobs. The selection was made of a person not meeting qualifications when there were sufficient number of qualified applicants. Secretary Walker said she did not know when the situation was rectified because the Human Resources meeting had already adjourned.

Questions were raised about the qualifications of the Personnel staff to administer math and typing tests. It was pointed out that they must be certified to do testing and Job Service staff had done the job in the past.

Councilman Eagle moved for approval of August 12, 1981 Material Resources Committee minutes. Second by Councilman Goodiron. Eight (8) in favor, motion carried.

Councilman Mason moved for approval of August 10, 1981 Natural Resources

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Committee minutes. Second by Councilman Little Owl. Eight (8) in favor, motion carried.

EAGLE NEST CONSTRUCTION: Ken Danks, Eagle Nest Construction, made inquiry about Material Resources Department subcontracts. He expressed concern about contracts given to non-Indian firms when Eagle Nest had to lay a lot of workers off and had over 100 applications for work. Discussion followed and Mr. Danks said they want to be notified of jobs 10 to 15 days before so they can do a study and submit bid. He was asked how many Indian persons were hired on the housing project and if any employees worked when TERO assisted the Slocum well.

LEGAL DEPARTMENT: There was discussion on the Legal Department. Tribal Attorney, Vance Gillette reported that Thelma Stiffarm declined the position of attorney for the Tribes. In response to his question on salary for another attorney, the amount was \$27,500 and \$30,000 for the law library. He suggested he become the in-house attorney.

NORTHWEST FEDERAL SAVINGS & LOAN: Lonnie Hagen of Northwest Federal Savings & Loan was called on to speak and described services offered. Chairman Gillette requested Mr. Hagen to draw up different plans for Council to review and to make a list of services including a retirement plan for all tribal employees.

CONSULTANT: Diane Johnson gave an update on the work as a law clerk for the summer. She has been doing research on water rights and Tribe's authority on hunting and fishing. She will be here until August 21, 1981.

BIA LAW ENFORCEMENT: Homer White Buffalo said he was present to discuss the letter from National Tribal Chairmen's Association to Pete Rodino Jr. U.S. House of Representative, concerning the Law & Order Division being removed from BIA to the Department of Justice. He said there was no study done and Tribe were not consulted. Chairman Gillette informed him that Council had already discussed the matter and had taken action.

MEMORANDUM OF AGREEMENT: Secretary Walker read resolution on Memorandum of Agreement between the Three Affiliated Tribes and Indian Health Service.

Treasurer White moved for approval of the Memorandum of Agreement between the Three Affiliated Tribes and Indian Health Services on project A-80-496, to provide sanitation facilities for 15 homes to be rehabilitated under the HIP Program on the reservation and authorizing Chairman Gillette to sign all documents pertaining to this project. Second by Councilman Eagle. Seven (7) in favor, one (1) not voting, motion carried. Resolution #81-197

IRRIGATION: Secretary Walker read resolution regarding payment to Larry Burr for construction and permanent easement for water system in the Twin Buttes community. Council decided to table until policies and fees were established.

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RECESS: Meeting recessed at 3:10 p.m. Reconvened at 3:25 p.m.

FT. BERTHOLD HOUSING AUTHORITY: Don Kellar, Lavonne Bruce and Maynard Fox were present to discuss with Council accusations made by HUD office in Denver on indebtedness of the Housing Authority. They passed out reply that was sent to HUD and a letter from Housing Authority's attorney and accountant. Mr. Kellar said the accusations were not true and that they were attempting to get the exact figures from HUD or how they arrived at their figures. He reported that at the last Housing meeting, they went on record to submit schematic designs to Region VIII although there is a freeze.

IRRIGATION PROJECT: Charging for right of way on irrigation project of Oscar and Frank White Calfe was discussed and tabled until policy was drawn up.

BUDGET REVISION: Budget for 1982 were distributed. In the absence of John Fox, Jr., Comptroller, it was decided to have Chairman, Treasurer and John Danks, Sr. to review budget and check with John Fox.

RODEO FUND: Treasurer White reported on the Rodeo Fund. The Tribe loaned \$7,500 to GPIRA in 1976 and in the first year \$3,000 was spent. He said there should be approximately \$3,500 left in the account because the Treasurer, Tom Eagle, was suppose to sign off on all expenditures, and he said he was never contacted. Treasurer White was asked to get microfilm on the account and present his findings to the Council.

SATERMO BILL: An old bill of \$54.00 sent over by Satermo Hardware was presented. The bill was charged to Arts & Crafts in Mandaree and there was no invoice or receipt. It was decided to write Satermo Hardware that Tribe would not pay because there was no receipt.

EDA: Bill to be paid to Economic Development Administration in the amount of \$43.66 was presented. It was a refund due to EDA in 1978 from the Three Affiliated Tribes on a planning grant.

Secretary Walker moved to authorize payment of \$43.66 to EDA for refund due on planning grant. Second by Councilwoman Wells. Eight (8) in favor, motion carried.

WILKINSON, CRAGUN & BARKER: The 10% fee for Accounting Claim and Interest Claim was discussed. Questions were raised whether fee was justified or if Tribe can negotiate because the matter was negotiated out of court. Discussion followed.

TRIBAL RELENDING PROGRAM: Secretary Walker read resolution concerning the Tribal Relending Program's delinquent borrowers in the amount of \$19,000.

Treasurer White moved for approval for Credit Committee to take all necessary action to collect the fourteen delinquent loans: CF-1102, CF-1113,

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CF-1114, CF-1116, CF-1118, CF-1120, CF-1125, CF-1129, CF-1130, CF-1131, CF-1132, CF-1133, CF-1134, and CF-1135, and this action to consist of but not limited to referral to Tribal Attorney, requesting assistance of BIA officials to enforce the terms of the Assignment of Income and Power to Release and/or other action necessary with amendment. Second by Councilman Goodiron. Eight (8) in favor, motion carried.
Resolution #81-138

GEODESIC DOME: Secretary Walker read resolution pertaining to the Headstart Center for the New Town/Four Bears area.

Councilman Mason moved to authorize \$35,000 for the completion of the New Town/Four Bears Headstart Center from Revenue Sharing funds, with any funds not used to revert back to the Revenue Sharing fund. Second by Secretary Walker. Five (5) in favor, three (3) opposed, motion carried. Resolution #81-189

HIDATCO, INC.: Secretary Walker read resolution regarding Hidatco, Inc.

Secretary Walker moved to approve support of Hidatco, Inc. in seeking authority from the North Dakota Public Service Commission to transport specified commodities. Second by Councilwoman Wells.

Discussion followed and some members felt that all trucking companies should have a permit to transport within reservation. Council decided to discuss matter in full on Friday, August 14, 1981. Motion was rescinded.

SENIOR CITIZENS: Treasurer White said Dorothy Yellow Bird was present today to request approval of transferring \$1,617.05 from White Shield Community Development fund into Senior Citizens' fund so cooks can start serving meals. This action was approved by the White Shield Community at a meeting.

Councilman Goodiron moved to approve transfer of \$1,617.05 from the White Shield Community Development funds to the Senior Citizens' fund for their meals with proper minutes. Second by Councilman Eagle. Eight (8) in favor, motion carried.

RECESS: Meeting recessed at 5:00 p.m. Reconvened at 11:45 Friday, August 14, 1981.

Present: Austin Gillette, Tillie Walker, Marie Wells, Gerald White, Thomas Eagle, Nathan Paul Goodiron, Willard Little Owl, Matthew Mason,
Absent: Roy Bird Bear, August Little Soldier, Willard Yellow Bird. Others: Vance Gillette, Gilbert and Christine Mann, Ken Deane, Clyde Brady, and Rachel Grady.

HIDATCO, INC.: Secretary Walker read resolution regarding Tribe supporting and endorsing Hidatco, Inc. for permit from Public Service

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Commission.

Secretary Walker moved to support and endorse Hidatco, Inc. in their efforts to seek authority from North Dakota Public Service Commission to transport specified commodities on and off reservation. Second by Councilman Goodiron. Eight (8) in favor, motion carried.
Resolution No. 81-190

Councilwoman Wells moved to authorize Chairman Gillette, Secretary Walker and Vance Gillette, Tribal Attorney, to attend the hearing in Bismarck, August 18, 1981 with North Dakota Public Service Commission on behalf of Hidatco, Inc. Second by Councilman Mason. Six (6) in favor, two (2) not voting, motion carried.

WATERLINE EASEMENT: Secretary Walker read resolution regarding payment to Larry Burr for compensation of a construction and permanent easement for water storage facility.

Councilman Goodiron moved to authorize payment of \$2,000.00 to Larry Burr from interest earned on Revenue Sharing Fund for construction and permanent easement for water storage facility in Twin Buttes. Second by Treasurer White. Eight (8) in favor, motion carried.
Resolution No. 81-191

A N G COAL GASIFICATION PLANT: Discussion followed on companies not hiring Indians from Fort Berthold Reservation. It was decided to invite A N G Coal Gasification Plant staff for a special meeting on August 27, 1981.

ATTORNEY: Vance Gillette, Tribal Attorney, stated if he was going to move to the Tribal Office, what are the terms. He suggested a \$30,000 salary, and he would be an employee with vacation of 2-3 weeks a year. Chairman Gillette suggested: (1) the Tribe decide what we want from an attorney position located here, and (2) Vance Gillette will put down on paper what he wants. This should be done promptly.

ADJOURNMENT: Meeting adjourned at 1:30 p.m.


Secretary, Tribal Business Council

APPROVED: October 8, 1981
(Date)