

SPECIAL MEETING
TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

CONFERENCE ROOM
TRIBAL BUILDING
SEPTEMBER 25, 1981

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

OTHERS : JOHN FOX, JR., TRIBAL COMPTROLLER; JOHN DANKS, SR., RESERVATION
PROGRAM'S OFFICER; CLYDE BRADY, SARGENT-AT-ARMS; RACHEL GRADY,
RECORDING SECRETARY

Chairman Gillette called the meeting to order at 10:45 a.m.
Roll call, (two absent) quorum present.

TRAVEL TO BISMARCK: Secretary Walker read resolution presented by Council-
woman Wells authorizing mileage for the Judiciary
Committee members attending the Law Enforcement Training Session in Bismarck,
September 28, 29 and October 1, 1981. It was pointed out that Councilman
Yellow Bird's resolution No. 81-141 did not include mileage for trips.

Vice Chairman Little Soldier moved for approval of mileage payment
for Judiciary Committee travel to Bismarck. Second by Councilman
Yellow Bird.

Discussion followed on the Resolution No. 81-141.

Vice Chairman Little Soldier moved to amend motion to include all
travel approved by Tribal Council. Second by Councilman Yellow Bird.
Five (5) in favor, two (2) opposed, one (1) not voting, motion
carried. Resolution No. 81-209

TRIBAL COURT: Secretary Walker read resolution for contract with BIA for a
one year period beginning October 1, 1981 in the amount of
\$104,600.00 for funding for Tribal Court.

Vice Chairman Little Soldier moved to approve Tribal Court recontract
with BIA for FY 1982. Second by Councilman Goodiron.

Councilman Little Owl arrived at 11:07 a.m.

Questions were raised about the Tribal Court budget as no budget was included
with the resolution. John Danks, said he sent memorandum to Tribe in August
stating that Tribal programs need to submit proposal by September 1, 1981. He
said he advised that since Congress had not approved budget for BIA, they were
to submit proposal for only 75% of tentative amount planned. He said the only

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programs responding were Tribal Work Experience Program and Home Improvement Program. He said resolution presented should reflect that budget is 75% of the original request. Chairman Gillette requested that John Danks meet with Programs Manager to draw up resolution to include all 638 programs reflecting 75% of initial contract.

Vice Chairman Little Soldier withdrew motion and Councilman Goodiron withdrew second.

MAGISTRATES: Secretary Walker read resolution on payment for temporary services of magistrates to prevent duplication of payment for services rendered.

Vice Chairman Little Soldier moved to approve payment of \$5.00 an hour to magistrates for services. Second by Councilman Goodiron. Ten (10) in favor, motion carried. Resolution No. 81-210

ALASKA TRIP: Secretary Walker asked the Council members who will be attending the National Congress of American Indians Convention in Anchorage, Alaska to be held on October 10-17, 1981. The members to attend were: Vice Chairman Little Soldier, Treasurer White, Councilman Yellow Bird, Councilwoman Wells, Councilman Mason, Secretary Walker and Chairman Gillette.

Councilman Goodiron moved to approve payment of regular wages to Council members who remain for the entire week due to the absence of quorum with the remaining members spending a reasonable amount of time at the Tribal building. Second by Councilman Bird Bear. Ten (10) in favor, motion carried.

NURSE PRACTITIONER: Secretary Walker reported that Richard Fields, Nurse Practitioner, is interested in the White Shield position and could be available in the middle of October. He is giving his two-weeks notice and requested moving expenses.

Councilman Eagle arrived at 11:30 p.m.

Secretary Walker moved to approve Richard Fields' moving expenses of \$700.00 from Butte, Montana to White Shield, if he accepts the nurse practitioner position. Second by Councilman Yellow Bird. Ten (10) in favor, one (1) opposed, motion carried.

There was discussion about housing. Secretary Walker pointed out the BIA houses in White Shield is dirty, in disrepair, and not fit to live in. It was suggested that IMPL funds be used to repair the house.

FIRE DEPARTMENT: Secretary Walker read resolution requesting Aberdeen Area Director, Jerry Jaeger, to detail a person from his office in charge of rural fire protection to assist the Council on negotiating a fire protection agreement with the New Town Rural Fire Department. It was

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pointed out that the present BIA staff has resisted any cooperation in this matter.

Councilman Mason moved to approve request of Tribe to have Aberdeen Area Director, Jerry Jaeger, to detail a person from his office to assist the Council in negotiating a fire protection agreement with New Town Rural Fire Department, and to include all other districts in communities that do not have a fire protection. Second by Treasurer White. Ten (10) in favor, one (1) abstained, motion carried.
Resolution No. 81-211

COMMITTEES: Resolution presented by Councilman Goodiron to reorganize committees was discussed. It was pointed out that Personnel Policies and Procedures need to be revised.

Secretary Walker moved to table until there is further discussion. Second by Treasurer White. Seven (7) in favor, four (4) abstained, motion carried.

Chairman Gillette stated the Constitution provides for committees to be established.

RECESS: Meeting recessed at 12:00 noon. Reconvened at 1:05 p.m.

GARRISON-OAHE INTERAGENCY COUNCIL: Secretary Walker read letter from Secretary of the North Dakota Garrison-Oahe Interagency Council on the Fall Meeting to be held at the Seven Seas Motel in Mandan.

Councilman Goodiron moved to authorize Natural Resources Committee or any Council member to attend the Garrison-Oahe Interagency Council meeting on October 20, 1981 in Mandan at the Seven Seas Motel. Second by Councilman Bird Bear. Seven (7) in favor, four (4) not voting, motion carried.

NORTH DAKOTA PUBLIC SERVICE COMMISSION: Secretary Walker read letter of invitation to the Tribal Chairman from Bruce Hagen of Public Service Commission to the PSC meeting on October 6, 1981 in Mandan. The Jurisdiction issue was one of the agenda items.

Councilman Goodiron moved to authorize Tribal Chairman or Vice Chairman to attend the Public Service Commission meeting. Second by Vice Chairman Little Soldier. Eleven (11) in favor, motion carried.

Discussion followed on developing a position paper on trucks doing business on the reservation. If PSC refuses license to our people, trucks can be barred from the reservation. Council members suggested having Tribal Attorney attend PSC meeting.

Secretary Walker moved to request Tribal Attorney to develop position

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paper on trucking on the Fort Berthold Reservation to present at Public Service Commission meeting. Second by Councilwoman Wells. Ten (10) in favor, one (1) not voting, motion carried.

John Charging, TERO Director, will get in touch with Tribal Attorney to develop the position paper.

INDIRECT COST BUDGET: John Fox, Jr. distributed and reviewed budget. He said some of the reasons for over expenditure were: Tribe picking up salaries of police officers, security, cooks for senior citizens and Council members working five days instead of three as had been proposed. Councilwoman Wells pointed out that the income from tax on non-Indians used to be \$4,000.00. It is considerably lower now, and she asked why.

Councilman Goodiron moved to authorize Treasurer and Comptroller to revise budget with income from Indirect Cost, docket funds and tribal funds for FY 1982. Second by Vice Chairman Little Soldier. Eleven (11) in favor, motion carried.

Chairman Gillette asked the Council members who approved going on salary as opposed to stipends: Little Soldier, salary; Bird Bear, stipend; Goodiron, salary; White, salary; Little Owl, salary; Yellow Bird, salary; Eagle, salary; Wells, stipend; Mason, salary; Walker, salary; and Chairman, salary.

Chairman Gillette said Councilwoman Wells had legitimate reason for not wanting to be on salary because of disability. John Fox, Jr. suggested writing a waiver for Councilwoman Wells to remain on stipend.

Salaries were discussed next. The Chairman reported that the average stipends and travel for 1981 was \$23,275.00, the highest payment to various Twin Buttes councilmen. Council members presented various plans for salaries of Council members. Chairman suggested salaries at: \$26,000 for Chairman, \$24,000 for Vice Chairman and Treasurer, \$22,000 for Secretary and \$20,000 for other members.

Councilman Yellow Bird moved to table until Council comes up with another plan. Second by Vice Chairman Little Soldier.

A lengthy discussion followed. It was pointed out that FY 1981 ends on September 30, 1981. Councilman Yellow Bird withdrew motion and Vice Chairman Little Soldier withdrew second.

Councilman Yellow Bird moved to set salaries for Council at \$26,000 for Chairman, \$24,000 for Vice Chairman and Treasurer, \$22,000 for Secretary and \$20,000 for Council members plus mileage. Second by Vice Chairman Little Soldier.

Discussion followed on the amount of money spent on mileage last year. Vice Chairman Little Soldier suggested \$100.00 be approved for vehicle allowance for Council members who drive over 100 miles a day. After discussion, Councilman Yellow Bird withdrew motion, and Vice Chairman Little Soldier withdrew

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second.


Councilman Goodiron moved to authorize salaries of Chairman at \$26,000, Vice Chairman and Treasurer at \$24,000, Secretary at \$22,000 and \$20,000 for the rest of the Council members. Second by Vice Chairman Little Soldier. Roll call vote: Little Soldier, yes; Bird Bear, yes; Goodiron, yes; White, yes; Little Owl, yes; Yellow Bird, yes; Eagle, yes; Wells, yes; Mason, yes; Walker, yes; and Chairman, yes. Eleven (11) in favor, motion carried.

INDIRECT COST: Council reviewed Indirect Cost budget, which included salaries of employees in various departments: Maintenance, Programs Management, Personnel, etc. Council decided not to take any action with the Indirect Cost budget because John Fox must do more work on it. Council will meet again on Monday, September 28, 1981 at 1:00 p.m. to consider budget.

DINAP DIRECTOR: Leo Cummings, DINAP Director, said because of budget limitations, he must lay off staff. The only funds available for present staff is Title VII program, and he wanted Council's approval for laying off staff. He was told that was his responsibility.

WATER: Councilman Goodiron reported Bernard Chase, Sr. inquired about a faucet being available in Mandaree for those households who must haul water. He was willing to pay. It was suggested a meter be put on the faucet for public use, possibly at IHS clinic.

ADJOURNMENT: Meeting adjourned at 4:20 p.m.


Secretary, Tribal Business Council

APPROVED: Nov. 5, 1981
(Date)