

SPECIAL MEETING
TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

CONFERENCE ROOM
TRIBAL BUILDING
NOVEMBER 13, 1981

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

OTHERS : FRED ECHOHAWK, BUD DAGLE, BALL AG SYSTEMS, JOHN DANKS, BIA RESERVATION
PROGRAMS OFFICER; MIKE CROSS, AG PLANNER; JOHN CHARGING, TERO DIRECTOR;
ALYCE SPOTTED BEAR, PERSONNEL DIRECTOR; KEN DEANE, JR., TRIBAL PLANNER;
JOHN FOX, JR., TRIBAL COMPTROLLER; PAIGE BAKER, JR., CERT-DENVER, CO;
VIVIAN PANKEY, TERO COMPLIANCE OFFICER; WES STEARNS, BIG SKY MUD, INC.;
BURTON BELL, J&B DRILLING FLUIDS; STAN CLEMENS, BIA SOIL CONSERVATIONIST;
AMBROSE HOSIE, JR., ASCS-MCLEAN COUNTY; EDMUND WHITE BEAR, LEROY YELLOW BIRD,
CLYDE BRADY, SARGEANT-AT-ARMS; RACHEL GRADY, STENO.

Chairman Gillette called the meeting to order at 10:55 a.m.
Roll call, quorum present. Eleven (11) present.

TRIBAL COURT ADMINISTRATOR: Chairman Gillette reported Chief Judge, George Gillette,
cannot be present today to make recommendation for
Tribal Court Administrator selection. Chairman Gillette asked the wish of the Council
on whether to vote or wait until Chief Judge Gillette can be present to make a
recommendation. The Council decided to vote and interview the top two. The Council
asked Alyce Spotted Bear, Personnel Director, who was the most qualified for the
position. She responded that Ms. Corrine Kline was.

Councilman Goodiron moved to vote by secret ballot for the Tribal
Court Administrator position and to interview the two persons receiving
the highest votes. Second by Treasurer White. VOTE: Eleven (11) in
favor, motion carried.

Results were: Corrine Kline, five (5) votes; Robert Bell, Wallace Chase, and Frank Fox
two (2) votes each.

A second vote was held on Robert Bell, Wallace Chase and Frank Fox to determine who would
be the second person to be interviewed. Results were: Robert Bell, four (4) votes,
Wallace Chase, five (5) votes. Ms. Kline and Mr. Chase will be interviewed next
Wednesday, November 18, Special Meeting, 1:00 p.m.

BALL AG SYSTEMS: Mr. Bud Dagle and Mr. Fred Echohawk, Ball Ag Systems, were called on.
They gave presentation on Ball Ag Systems. Mr. Dagle said when
Ball Ag Systems was here a month ago, the Council asked them to look at parts of the
reservation for possibility of agricultural development. They did feasibility study and
reviewed documentation provided by Mike Cross of the Tribe's agricultural proposal,
soil survey or irrigation potential. They also reviewed study done by HKM Associates.
They then selected 7,000 acres in the Lucky Mound area and did concept based on that land.

Mr. Dagle said he had difficulty on paper without a large investment from the Tribe. It will be difficult for Ball Ag Systems to help secure any kind of grants because of cuts, but they can explore other funding agencies such as bank institutes, government sources, etc. The Council asked how much the Tribe would have to invest, and Mr. Dagle said about \$6.5 million. The cost of the whole package, using HKM Associate's data, would be about \$16 million.

Discussion followed on which crops would be most profitable, what is usually grown, and fluctuation of crop prices. Mr. Echohawk said more study needs to be done and Ball Ag Systems is requesting to go ahead and pursue different avenues of funding. Ball Ag Systems will aid the Tribe in securing funds from the BIA for an Agricultural Business Development, if requested, and the Tribe has lot of potential and water resources.

RECESS: The meeting recessed at 12:00 Noon. Reconvened at 1:00 p.m.
ABSENT: Tillie Walker, Secretary, Marie Wells.

Chairman Gillette asked the Council if they were interested in going with Ball Ag Systems. Mr. Carl Whitman, Jr., said the idea was appealing but have Ball Ag Systems use their own resources and when they get back investment, turn it over to the Tribe.

The Council requested Carl Whitman, Jr., Luther Grinnell, Ken Deane, Jr., and Mike Cross to get together and make recommendations to the Council in the next two weeks.

BIG SKY MUD, INC.: Ms. Vivian Pankey spoke in behalf of Big Sky Mud, Inc. She was asked if the Tribe allowed non-enrolled members to receive preference under TERO Ordinance. She responded yes, but when asked who, she said she did not know of anyone. Mr. Wes Stearns was asked if anyone in Big Sky Mud was an enrolled member of any tribe. He said his mother is an enrolled member at Turtle Mountain Reservation, and she owns 52% of Big Sky Mud.

Mr. Burton Bell of J&B Drilling Fluids said there is not enough activity on the reservation to support one company at this time. J&B Drilling Fluids is owned by two enrolled members of the Three Affiliated Tribes. John Charging said it is hard for reservation based companies to succeed and get ahead.

Mr. Stearns was asked if he could match the 2% fee, and he said he would need to consult his partners first.

Councilman Mason moved to table resolution presented by Big Sky Mud, Inc., for certification as an Indian-owned contracting business for the purpose of Indian preference. Second by Councilman Eagle. VOTE: Nine (9) in favor, motion carried.

Mr. Stearns was asked if the same resolution was passed in Belcourt. He said there is no work there and it would be rough. He said he is not enrolled in any tribe. The Council informed him that Wilkinson, Cragun & Barker were in the process of updating the TERO Ordinance, so any further action on any application would be premature.

JAILER/DISPATCHER SERVICES: Acting Secretary Mason read resolution stating that BIA is unable to provide adequate law enforcement services, including law enforcement officers, dispatchers and jailers because of manhour ceilings placed on BIA by the Central Office.

John Danks explained that the manhour ceilings were placed on the BIA with 52 permanent positions and 33 temporary positions. BIA has funds, but cannot hire the people so BIA is asking the Tribe to contract it. The total amount of funding is \$435,000 with \$50,000 for Tribal Realty, \$25,000 for road survey, \$20,000 for Mossett Bay Road, \$45,000 for White Shield fire truck, \$100,000 for paint for the White Shield Community, \$135,000 for Education, and \$60,000 for law enforcement (dispatchers).

Councilman Eagle moved to have the Three Affiliated Tribes contract the dispatcher and jailer services under P.L. 93-638 for FY-82 in the amount of \$78,583. Second by Vice-Chairman Little Soldier.
VOTE: Seven (7) in favor, one (1) opposed, one (1) abstained, motion carried. Resolution #81-236

SOUTHWEST WATER PIPELINE: Acting Secretary Mason read resolution on the Southwest Water Pipeline Project whereby the State of North Dakota has chosen three tentative sites for construction which includes a site near Twin Buttes on the reservation.

Vice-Chairman Little Soldier moved for approval of the Tribe supporting the Southwest Water Pipeline Project at the Twin Buttes location with amendment "provided that any environmental or regulating concerns of the Tribe are adequately handled". Second by Councilman Eagle.
VOTE: Nine (9) in favor, motion carried. Resolution #81-237

TRIBAL WATER RIGHTS: Acting Secretary Mason read resolution concerning the Three Affiliated Tribes meeting with the North Dakota State Water Commission through a negotiating committee to be appointed by the Tribal Council. to explore possible solutions to any existing conflicting areas in Tribal-State water rights.

Vice-Chairman Little Soldier moved that the Tribe meet with the North Dakota State Water Commission to explore possible solutions to any existing and conflicting areas in Tribal-State water rights. Second by Treasurer White. VOTE: Nine (9) in favor, motion carried. Resolution #81-238

DEMOCRATIC PARTY RALLY: Discussion followed on the Democratic Party Rally to be held in Bismarck on November 21, 1981 at the Holiday Inn.

Vice-Chairman Little Soldier moved to authorize travel for Tribal Council members to attend Democratic Party Rally in Bismarck on November 21, 1981. Second by Councilman Goodiron. VOTE: Nine (9) in favor, motion carried.

BUREAU MANAGEMENT: John Danks said BIA has to set up management to evaluate organization funding and total concept and come up with report and alternate solution to current BIA management. Mr. Danks said BIA will meet with the Council on their findings and the Council will have opportunity for input. The Council discussed request for transfer of some BIA employees. Chairman Gillette said if there are complaints, it must be in writing.

WHITE SHIELD GROCERY: Acting Secretary Mason read resolution of Tribe supporting the White Shield Grocery in their application for assistance from the North Dakota Indian Development Fund.

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Councilman Eagle moved to support White Shield Grocery in their efforts to secure funding from the North Dakota Indian Development Fund. Second by Councilman Yellow Bird. VOTE: Nine (9) in favor, motion carried.
Resolution #81-239

ADJOURNMENT: The meeting adjourned at 2:35 p.m.



SECRETARY, TRIBAL BUSINESS COUNCIL

APPROVED: APRIL 8, 1982.