

SPECIAL MEETING
TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

CONFERENCE ROOM
TRIBAL BUILDING
JANUARY 6, 1983

PRESENT: Alyce Spotted Bear, Chairman; Paul Good Iron, Gerald White, Ernest Stone, Pete Coffey, Donald Malnourie, Marie Wells, Matthew Mason, Secretary.

ABSENT: Dennis Huber, Treasurer; Roy Bird Bear, Tillie Walker, Vice-Chairman.

OTHERS: Dr. Angelita Felix, BIA; Buddine Stewart, Tribal Consultant; Kenneth Fredericks, Jr. Twin Buttes Community Chairman; Maurice & Cynthia Danks, Calvin Stone, Arby Little Soldier, Cliff Davis & Dave Holstadt Dickinson; Cornelius Grant, EDA Bismarck; Joe Melarvie, ANG Bismarck; Jack Minton, E.D.C. Bismarck; G. Habelmann, ANG Beulah; R.E. Simms, ANG Beulah; Ed Danks & Kenneth Danks, Eagle Nest; Thomas Schoppert, Attorney New Town; James Bluestone, Claryca Mandan, Evalon Crows Heart, and John Fredericks, Jr. BREAD Staff.

The meeting was called to order by Chairman Spotted Bear at 11:25 AM. Roll call, quorum present. It was suggested that due to the length of the meeting, the minutes be read later in the meeting.

C. Davis & D. Holstadt: Mr. Davis informed the council that he and his partner, Mr. Holstadt were opening up a recreational area near Voight Bay on their privately-owned property. They were interested in building a roadway along the shoreline for the general public. This roadway could possibly be built over 1½ miles of tribal land and they were wondering if the Tribal Council was interested in such a road. They informed that they have met with Dunn County and the State Highway Dept. and funds are available. If the Tribal Council was interested, they wanted approval of an easement or a letter of intent so the Engineering and Planning Dept may begin planning construction. There was a discussion regarding the rough terrain in that area and the benefit to the Tribe.

Dennis Huber came in at 11:45 AM and Tillie Walker at 11:50 AM.

Chairman Spotted Bear asked Mr. Hugh Baker to express the Natural Resource opinion. After more discussion, the council suggested that Mr. Davis and Mr. Holstadt meet with a tribal attorney and Mr. Baker then present the results to the full council at the regular meeting.

TWIN BUTTES SCHOOL BOARD: Dr. Felix addressed the Council regarding the Twin Buttes School's lack of invoicing which made them to be out of compliance. Since the Tribal Council gave the school board the authority to operate on their own, she thought the Tribal Council should be made aware of the situation. She stressed the importance of staying in compliance with the contract for refunding purposes. Mr. Huber stated for the record that the administrator was Leonard Barking and that he had met with the school board as a council representative and as a parent and that Mr. Barking during the month of December was gone for a long period of time. Mr. Huber went to a school board meeting and they discussed Mr. Barking and, at that time, he was going to come back and start fulfilling the contract requirements but that now Eugene Holen called and Mr. Barking was gone again. Mr. Huber also stated that they have a good school in Twin Buttes which was confirmed by Dr. Felix saying that in a study done, Twin

Buttes academically was rated one of the top 5 in the Aberdeen Area.

Arby Little Soldier, school board member, stated the school board met the night before and that a letter was written to Mr. Barking suspending him. As for the invoicing, he said they hired a new clerk and the one that was there before was hired back to help with the invoicing. Dr. Felix stated for the record that as COR she provides technical assistance to the school board and the administrator on the various aspects of the contract. She stated she has documentation in trying to assist Mr. Barking. She has offered assistance through memos, telephone calls and she didn't know what more she can do.

Ms. Cynthia Danks stated that the Twin Buttes Community Chairman was approached to have a 638 meeting in order to insure a better understanding of 638. No council action was taken.

The meeting recessed at 12:35 for lunch. The meeting reconvened at 1:35 PM.

Mr. Roy Bird Bear arrived for the afternoon session.

JOE MELARVIE, ANG: Cornelius Grant introduced himself to the tribal council. He explained his EDA program and how he met Joe Melvarie of ANG.

Mr. Melarvie addressed the council regarding the gasification plant near Beulah and how their company wants to develop a good working relationship with the new council. He had a slide presentation showing the initial phases of the plan under construction. The operational phase of the plant could mean employment for the Reservation and that they are willing to work closely with the Tribes to employ tribal members. There was a discussion about the hiring practices that will be followed and the number of jobs that will become vacant when the construction is finished in 1984. They expressed interest in advertising and hiring locally by working closely with TERO, possibly making some arrangements for ND Job Service to come to New Town solely for this purpose. Their plant will have a 3-15 week training program supplemented by on-the-job training. When operational, the plant will have 600 positions available as follows: 250 will be senior operator positions, 250 will be for plumbers, machinists, electricians, etc. 50 positions in administrative area, 25 in inventory, purchasing area and 25 in clerk, secretary, receptionist area. The salaries will be at competitive wage scale, experience people could get \$18,000 to \$35,000 plus overtime with good fringe benefits. The operational life of the plant is estimated to 25 years depending on the demand. This plant will have a pipeline which will intersect with the Northern Border pipeline.

There was further discussion of the by-products and how they will be marketed. Mr. Melarvie stated his office should be notified when the FM station and the Tribal newspaper are operational. No Council action was taken.

NCAI MEETING: NCAI is having a week long conference in Washington, DC, the week of January 25 - 28, 1983. They sent an invitation to the tribal council wanting to know how many members will be attending so they could make arrangements.

MOTION was made by Matthew Mason to approve for all new council members to attend the meeting in Washington, DC.

After further discussion, the MOTION was amended to include any of the other council members that wished to attend also, SECONDED by Roy Bird Bear.

REMARKS: Mr. Mason suggested that the council members attending might keep in mind some of the questions on certain issues since they'll be meeting with different people. Chairman Spotted Bear asked who was definitely interested in going. Ms. Wells and Mr. White were interested in attending, also Ms. Walker but she was not sure she could go. VOTE: 10 in favor, 1 abstaining. MOTION CARRIED.

TRIBAL REALTY DIVISION: There was a discussion regarding the resolution and the proposal package that was submitted by Natural Resource to begin planning for the transfer of the managerial functions involving tribal lands.

MOTION was made by Matthew Mason to table until funding is found, SECONDED by Gerald White.

REMARKS: None. VOTE: 10 in favor, 1 opposed, MOTION CARRIED.

STATE INDUSTRIAL COMMISSION: Chairman Spotted Bear read the resolution pertaining to an invitation by the State Industrial Commission to participate as a member at any hearing before the commission relating to oil and gas activity affecting Ft. Berthold. Mr. Rich Schilf explained the advantages of such an invitation and that Ray Cross was working on the final draft of the agreement. Mr. Huber suggested someone should be appointed on the resolution as the delegate to the commission and to change the wording of the last paragraph.

MOTION was made by Tillie Walker to table until the next meeting when all the information is presented, SECONDED by Gerald White.

REMARKS: Chairman Spotted Bear asked that at the next meeting the resolution and agreement be brought in in its entirety, also the person appointed should be mentioned on the resolution. Discussion was had on the qualifications of the appointed member. No VOTE was taken and the MOTION died.

MOTION was made by Marie Wells to appoint Dennis Huber as the delegate and Gerald White as the alternate to serve on the State Industrial Commission and to state as so on the resolution, SECONDED by Roy Bird Bear.

REMARKS: None. VOTE: 8 in favor, 3 opposed, MOTION CARRIED.

M. WELLS MILEAGE: There was a discussion regarding Marie Well's request for mileage at \$1.00 a mile with \$50 for administrative leave and holidays, instead of getting a salary which would interfere with her social security benefits. There was further discussion of stipends or even possibly a subsistence to reimburse room costs when councilmen stay overnight. Ms. Walker suggested that Mr. Huber draft a resolution to be presented at the next meeting coming up with a solution that would be satisfactory to all the council members. No council action was taken at this time. The resolution of Ms. Wells was tabled.

FOUR BEARS MOTOR LODGE: Chairman Spotted Bear explained that there is about \$15,000 in the bank for Motor Lodge renovation that the bank wouldn't accept checks on because they need a new signature card backed by a resolution. The previous signatures were approved by resolution containing the names. Mr. Huber explained he met with Mr. Fahy and that he has bills that need to be paid to the vendors. The other checks counter signed by Austin Gillette were returned by the bank unacceptable because of the change in the council.

MOTION was made by Gerald White to approve the resolution (#83-1-S) appointing the Chairman and Treasurer to co-sign checks for the Four Bears Motor Lodge Renovation Account, SECONDED by Dennis Huber.


REMARKS: None. VOTE: all in favor, MOTION CARRIED.

TRIBAL REALTY DIVISION: Mr. Baker reiterated the purpose of the Tribal Realty Division resolution to the council. After discussion of the resolution and attachments, it was decided to change the wording of the last paragraph so it would be more explicit to read, "NOW THEREFORE BE IT RESOLVED, that the Natural Resource Department is hereby authorized to work with the Bureau of Indian Affairs to plan and arrange for contract for a Tribal Realty Division." Also suggested was that an audit be done as one of the conditions of the contract before the transfer of the managerial functions.

MOTION was made by Tillie Walker to approve the resolution with the suggested changes, SECONDED by Gerald White (#83-2-S).

REMARKS: It was stressed that the audit be done before the transfer.
VOTE: all in favor, MOTION CARRIED.

ADJOURNMENT: The meeting adjourned at 4:35 PM. The unfinished business will be taken up at the next meeting which will be January 13, 1983, the regular council meeting.


SECRETARY, TRIBAL BUSINESS COUNCIL

ATTEST:


CHAIRMAN, TRIBAL BUSINESS COUNCIL

APPROVED: _____

DATE