

REGULAR MEETING
TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

CONFERENCE ROOM
TRIBAL BUILDING
MARCH 10, 1983

PRESENT: Alyce Spotted Bear-Chairman, Dennis Huber-Treasurer, Gerald White, Ernest Stone, Pete Coffey, Donald Malnourie, Tillie Walker-Vice-Chairman, Marie Wells, Roy Bird Bear.

ABSENT: Paul Good Iron, Matthew Mason-Secretary

OTHERS: Ray Cross, Alvin Wells, Mike Cross, Bill Van Lieshout, Jim Hudek, Jim Bluestone, Jarrette Johnson, Arnie Guimont, Ron Hodge, John Weimar, Joe Deane.

Chairman Spotted Bear called the meeting to order at 10:18 AM. In the absence of the secretary, Marie Wells was appointed acting secretary. Roll call, quorum present. Chairman informed that Matthew Mason is in Bismarck attending the session on Senate Concurrent Resolution 4029, and Paul Good Iron is in Aberdeen, SD at a meeting concerning allocations for the roads.

REPORTS: Chairman Spotted Bear reported that an individual was purchasing a parcel of land from Joe Chase and that the foreclosure procedures were to be stopped if a portion of the amount owed is paid.

Ray Cross reported on the status of Senate Concurrent Resolution 4029 and that it was going for a vote today and that Judy Demers would carry the Tribes point of view to the floor. He reported on the lobbying efforts of himself and the Chairman and that the State Attorney General's office was taking a neutral position and that the Governor does not support the resolution.

Ray Cross also reported that John Weimar, Martell & Associates, was flying up today to meet with the Tribal Council on the revised agreement. He indicated that there was substantial work to be done as far as the legal work on the agreement in developing an appropriate pre-qualification statement that would have to be filed and presented to HUD for qualification.

On the Southwest Pipeline, he reported that they have been negotiating with the State Water Commission for a possible siting of the intake structure and some portion of the main pipeline on the reservation. Ray Cross reported that the State is willing to cut an agreement and that the legal department would like to meet with the Council later to get direction on how they want the department to proceed. As far as the water rights, Mr. Cross reported that he would be responsible for contracting with the local agency here and that contract would be submitted for Tribal Council review and/or amendment before finalization.

Mr. Cross reported on Cresta, Inc., a manufacturing company in Minnesota, that makes trophies that the Tribal Council was considering purchasing. He informed that Professor Rolf Tedefalk will later be talking to the Council on this.

A. ANDERSON ASSOC: Ray Cross introduced James Hudek of Arthur Anderson Associates, a public accounting and planning firm from San Francisco, CA.

Mr. Hudek introduced William T. VanLieshout and Gene Wise from their Minneapolis branch. He continued to give a brief history of himself and gave a slide presentation on what is strategic planning and how this can be used by a business body opposed to a government body. Mr. Mike Cross informed that the BREAD Department is offering a proposed

economic development strategy which is similar to Mr. Hudek's presentation. Discussion followed on the types of strategy the council would be interested in and what would best serve the reservation. No Council action was taken at this time.

The meeting recessed at 11:00 AM at the request of the Chairman. The meeting reconvened at 11:12 AM with Roy Bird Bear in attendance.

CRESTA, INC.: Professor Rolf Tedefalk, PHD, from Grand Forks, ND, a professor in management and financing addressed the council in regards to the acquiring of the assets of Cresto, Inc., a trophy company in Minneapolis, MN. If purchased, this company would create business as well as employment on the reservation. Prof. Tedefalk gave his ideas of Cresta, Inc. and his ideas of having a manufacturing industry on the reservation. After Prof. Tedefalk, Mr. Huck Beadle, owner of Cresta, Inc., met with the council. Mr. Beadle presented samples of what his company manufactures, pictures of the building, equipment and other samples of die-casted trophies. He explained the die-casting process in making the trophies. Discussion followed on the business and the possibility of some council members actually making a trip to see the company. No Council action was taken at this time.

The meeting recessed for lunch at 1:00 PM and reconvened at 2:10 PM.

NARF: Doug Endreson of NARF presented the amendments to the constitution, revisions to the code, jurisdictional issues on hunting and fishing, and a work plan for economic development. Mr. Endreson referred to issues in a notebook that was delivered to all the council members earlier. Mr. Endreson reviewed the revisions of the constitution with the council members. Discussion followed on the amendments and which were more important and needed immediate attention and action. It was decided that Doug Endreson's office would direct their actions toward the Article I - which is on the territorial & jurisdictional amendment; returning the vote to districts; changing our name from Reservation to Nation and the powers amendment (c).

J. JOHNSON: Chairman read a letter pertaining to the indebtedness of Jarrette Johnson land and property. Procedures for liquidation will begin on March 15, 1983. Two appraisals were presented on this property and land - one appraisal from Ken Danks, Eagle Nest, Inc. and another from Bureau of Indian Affairs with two different amounts with a difference of \$30,000.00. Further discussion followed on the time frame, the appraisals and the feasibility of purchasing this place.

MOTION was made by Tillie Walker to further evaluate the two appraisals and status of the house and land, SECONDED by Marie Wells.

REMARKS: Roy Bird Bear asked how soon this would be done. Chairman said it would be done right away. Dennis Huber asked to also find out who all has liens on this property. VOTE: All in favor, MOTION CARRIED.

INDIRECT COST: Dennis Maddox presented a resolution that pertained to release additional \$450,000 from the Bureau of Indian Affairs and to budget for that as well as modifications to the existing budget to cover items overspent or close to being out of budget and set up the line items so payment could be made on the letter of credit to the Bureau of Indian Affairs. He further explained the budget changes and discussion followed on the proposal and the rate.

MOTION was made by Marie Wells to re-negotiate on the indirect cost rate for an additional 3-4%, SECONDED by Gerald White.

REMARKS: Roy Bird Bear asked what programs do not pay the indirect cost. Dennis Maddox named the programs and how this affects the rate and that the Tribes subsidizes the amount and how it theoretically causes an over recovery. VOTE: 8 in favor, 1 not voting, MOTION CARRIED.

L. CUMMINGS/NORTHROP: Leo Cummings explained the situation with the grant awarded Northrop for NAPSIP and his request for modification of these monies for Title VII activities which need to be spent by June 30, 1983. He presented 3 mini-proposals in utilizing this money from Great Plains, Four Bears Motor Lodge, Ft. Berthold Community College and/or Communications Enterprise.

MOTION was made by Tillie Walker to include the communications program in this Title VII and that would involve the Community College Light Construction students, SECONDED by Donald Malnourie.

REMARKS: Chairman informed that Susan Braine has been counting on the Light Construction class to assist in her construction of the dome and facilities for the KMHA radio station and since Revenue Sharing monies were given the station that this shouldn't be let to go down the drain. Leo Cummings is to meet with Susan Braine on the particulars of the costs.

VOTE: All in favor, MOTION CARRIED.

T/2 REVISION: Resolution was read pertaining to using the savings in personnel and fringe and establishing a new line item entitled LOC Refunds for payment of refunds due to the Bureau of Indian Affairs.

MOTION was made by Dennis Huber to approve the resolution to add a new line item under operating expenses called L.O.C. refunds to be paid from the Indirect Cost personnel and fringe line items and that the rest of the budget be tabled until the following week, SECONDED by Gerald White.

REMARKS: None. VOTE: All in favor, MOTION CARRIED (Res. #83-47-S)

SENECA LAW FIRM: Resolution was read pertaining to a retainer fee payment of \$20,000 to the Seneca Law Firm pursuant to Special Council Contract No. A00C14201134.

MOTION was made by Marie Wells to approve the resolution, SECONDED by Gerald White.

REMARKS: None. VOTE: All in favor, MOTION CARRIED (Res. #83-48-S)

CERT/TA: Resolution was read pertaining to the request of CERT to provide technical assistance in developing oil and gas development strategies options.

MOTION was made by Pete Coffey to approve the resolution, SECONDED by Tillie Walker.

REMARKS: None. VOTE: All in favor, MOTION CARRIED (Res. #83-49-S)

TWIN BUTTES UNIT AGREEMENT: Resolution was read pertaining to the Tribal Business Council approving the inclusion of the NE $\frac{1}{4}$ of Sec. 11, Twp. 146N, R. 90W, in the Twin Buttes Unit Area.

MOTION was made by Gerald White to approve the resolution, SECONDED by Donald Malnourie.

REMARKS: None. VOTE: All in favor, MOTION CARRIED (Res. #83-50-S)

MACHINERY TRADE: Arnie Guimont explained the trade of machinery for machinery that the Material Resource Dept. was considering for the 1 unused drilling rig for 1 new backhoe loader with attachments, 1 used trailer, and 1 used 1974 front-end loader. This would be delivered from ABBCO, Inc. from Great Falls, MT. f.o.b.

MOTION was made by Marie Wells to have the Tribal Business Council approve the trade, SECONDED by Pete Coffey.

REMARKS: Pete Coffey remarked that this shipment is f.o.b. New Town. Dennis Huber suggested to Mr. Guimont that if he could to possibly negotiate for a Bobcat 610 if the company has any. There was discussion on the depreciation of the drilling rig and the value of the equipment being traded for.

VOTE: 7 in favor, 1 not voting, 1 abstaining, MOTION CARRIED.

TERO: Titus Hall reported on the difficulties that the TERO office is experiencing with the small business companies. He reported that presently they are strengthening their ordinance and wanted the support of the Council in accomplishing the work of getting the TERO office in order. Discussion followed on the minority companies on the reservation who presently are fighting among themselves and in the process discouraging oil companies off the reservation. He also reported on the court cases that TERO is involved with and that he hoped to have the ordinance ready for certification soon.

S. MYRICK: Inez Baker reported to the Council that her brother-in-law, Billy Myrick, is being transferred to Minneapolis due to kidney failure and that her sister, Shirley Myrick, was in the hospital in Minot. She asked for emergency assistance for the two Myrick children to accompany their father.

MOTION was made by Gerald White to approve an emergency loan for Kim and Billy Myrick at \$200 each for assistance in transferring their father to Minneapolis, and to sign a promissory note.

SECONDED by Donald Malnourie.

REMARKS: None. VOTE: 7 in favor, 2 abstaining, MOTION CARRIED.

A. DEANE: Emergency assistance was requested from Anita Deane for expenses she is having in staying with her son who is in the hospital in Minot for surgery. Discussion followed on the types and policies used in granting emergency loans. It was decided that Anita Deane should first pursue the Credit Dept. at the Bureau of Indian Affairs since she has income. No Council action was taken at this time.

Gerald White and Donald Malnourie left at 5:00 PM.


JOINT VENTURE: Ron Hodge, Ray Cross and John Weimar met with the Council and Ron Hodge reviewed the joint venture agreement with the members and explained each revision. Discussion followed on the joint venture and the procedures that would be used in this joint venture upon implementation.

MOTION was made by Marie Wells to approve the joint venture agreement as explained by Ron Hodge, SECONDED by Dennis Huber.

REMARKS: Joe Deane asked if the Tribal Council or the Ft. Berthold Development Corp. was entering into the joint venture. He was told the Ft. Berthold Development Corp. Discussion followed on delay of the start of construction, if any, which in this case would be none and the awareness of the Ft. Berthold Development Corp. of this agreement.

VOTE: 7 in favor, 2 not voting, MOTION CARRIED.

ADJOURNMENT: The meeting adjourned at 7:08 PM.


SECRETARY, TRIBAL BUSINESS COUNCIL

ATTEST:


CHAIRMAN, TRIBAL BUSINESS COUNCIL

APPROVED: Apr 18, 1983
DATE