

THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
APRIL 18, & 21, 1983

CALL TO ORDER (Item No. 1)

Tribal Business Council Chairman Alyce Spotted Bear called the meeting to order at 10:50 a.m. on April 18, 1983.

ROLL CALL (Item No. 2)

PRESENT: Alyce Spotted Bear, Dennis Huber, Paul Good Iron, Ernest Stone, Pete Coffey, Sr., Marie Wells, Tillie Walker.

ABSENT: Donald Malnourie, Gerald White, Roy Bird Bear.

ALSO PRESENT: Larry Burr, Sid Lenertz, Leo Brockie, Eva Beaks, Ken Deane, Ralph Little Owl, Dale McGrady, Claryssa Mandan, Daniel Huntsalong, Mark Huntsalong, Vincent Huntsalong, Sr., Norman Baker, Emerson Chase, Ivan Johnson, Noah Williams, Clement Baker, Kingdom Black Hawk, Ardie Hawkins, Angus Fox, Jim Hall, Secretary P. Yellow Bird

Item No. 3 APPROVAL OF MINUTES

Motion No. 1 - Paul Good Iron moved, seconded by Marie Wells, to approve the minutes of Special Meeting of March 3, 1983, with corrections as noted. VOTE: All in favor, motion carried.

Motion No. 2 - Paul Good Iron moved, seconded by Marie Wells, to approve the minutes of Regular Meeting of March 10, 1983, with corrections as noted. VOTE: All in favor, motion carried.

Item No. 4 LENERTZ STORE

Dennis Huber moved, seconded by Marie Wells, to table this issue until further investigation from the Planning Department takes place. NO ACTION WAS TAKEN ON THIS MOTION, AND IT WAS WITHDRAWN BY DENNIS HUBER.

Motion No. 3 - Dennis Huber moved, seconded by Tillie Walker, to reject Sid Lenertz's offer for the purchase of his store. VOTE: Three (3) in favor, four (4) opposed, one (1) abstained.

Motion No. 4 - Marie Wells moved, seconded by Tillie Walker, to table this decision until further investigation is conducted. VOTE: Five (5) in favor, four (4) opposed. Motion carried.

Item No. 5 RECESS

The meeting was recessed at 12:45 p.m. It was reconvened at 2:00 p.m. Donald Malnourie and Gerald White came in to the meeting at 2:10 p.m.

Item No. 6 GRAZING FEES

Motion No. 5 - Paul Good Iron moved, seconded by Ernest Stone, that \$5.20 per month or \$62.40 per year be a minimum rate per animal unit for tribal land only, for two years or until October 30, 1984, which is the end of the current grazing period. VOTE: five (5) in favor, three (3) opposed, two (2) not voting, motion carried.

Item No. 7 SERVICE UNIT DIRECTOR POSITION

Dennis Huber moved, seconded by Paul Good Iron, that the Tribal Business Council direct the Indian Health Service, Aberdeen Area Office, to readvertise the position of Service Unit Director at the Minnetohe Clinic for two weeks, and to delete the professional background stipulation. Six (6) in favor, four (4) opposed, motion carried.

Item No. 8 CRESTA, INC.

The Chairman called for a vote, on whether to accept the option on purchasing Cresta, Inc. VOTE: four (4) in favor, four (4) opposed, two (2) abstentions. Donald Malnourie then changed his vote in favor of accepting the option to buy, which brought the vote to: five (5) in favor, four (4) opposed, one (1) not voting.

Item No. 9 RECESS

The meeting was recessed at 5:45 p.m., to begin at 10 a.m. sharp on Tuesday, April 19, 1983.

ITEM NO. 10 RECONVENEMENT ON APRIL 21, 1983

The meeting reconvened at 11:33 AM with Alyce Spotted Bear, Chairman; Gerald White, Ernest Stone, Pete Coffey, Paul Good Iron, Donald Malnourie, Tillie Walker, Vice-Chairman; Marie Wells, Matthew Mason, Secretary; Linda Little Soldier, Rec. Secretary. ABSENT: Dennis Huber, Treasurer; Roy Bird Bear.

OTHERS: Clyde Brady, Sargeant-at-arms; Gainus Little Soldier, Ed Grinnell, Kip Quale, Tribal Attorney; Boy Mann, Titus Hall, TERO Director; Teddy Vigen, TERO staff; Jarrette Johnson, Robert Bell, Tribal Staff Assistant; Bernardine Young Bird, Renita Smith, Tom Wells, Jr., Sally White, Jim Bluestone, Delores Star, Levi Bruce, Dale McGrady, Noah Williams, Ray Cross, Tribal Attorney.

ITEM NO. 11 TERO CERTIFICATION CRITERIA

The Council reviewed page by page with Kip Quale and Titus Hall, the criterion guidelines upon which the TERO Commission or staff would certify a firm as Indian-owned firms.

PAUL GOOD IRON CAME INTO THE MEETING AT 11:38 AM.

ITEM NO. 12

EARTH DAY

MOTION NO. 7 - Motion was made by Paul Good Iron to declare April 24 - 30, 1983, as Earth Day on the Fort Berthold Reservation, and that this be in resolution form, SECONDED by Gerald White. VOTE: 9 in favor, MOTION CARRIED (Res. #83-85-S)

ITEM NO. 13

RECESS & RECONVENEMENT

The meeting recessed at 12:50 for lunch and reconvened at 1:40 PM.

ITEM NO. 14

TERO CERTIFICATION CRITERIA - cont'd

The meeting resumed with the council finalizing the review of the certification guidelines for TERO.

ITEM NO. 15

SELECTION OF TERO COMMISSION

MOTION NO. 8 - Motion was made by Matthew Mason to select Alyce Spotted Bear, Dennis Huber, Roy Bird Bear and James Bluestone as the TERO Commission, SECONDED by Paul Good Iron. REMARKS: Discussion followed on the appointment. AMENDED MOTION by Matthew Mason to appoint Donald Malnourie, Roy Bird Bear, Ernest Stone, and James Bluestone as TERO Commission, SECONDED by Marie Wells. REMARKS: Donald Malnourie and Ernest Stone declined the appointment. Further discussion followed. AMENDED MOTION by Matthew Mason to appoint Roy Bird Bear, Gerald White, Paul Good Iron and James Bluestone, SECONDED by Donald Malnourie. REMARKS: Tillie Walker remarked that this should be in resolution form and supersede the former resolution which appoints Carl Whitman and others. VOTE: 8 in favor, 1 not voting, MOTION CARRIED

MOTION NO. 9 - Motion was made by Gerald White that the TERO policies and procedures (certification guidelines) be recommended for necessary changes and brought back to the next council meeting for final review and acceptance, SECONDED by Matthew Mason. REMARKS: Matthew Mason informed that the next meeting will be around the 5th or 6th of May, 1983. VOTE: 8 in favor, 1 not voting. MOTION CARRIED.

ITEM NO. 16

DELORES STAR - EMERGENCY LOAN

Delores Star's request for an emergency loan was referred to Dennis Huber, Treasurer.

ITEM NO. 17

MS. SAKAKAWEA PAGEANT - SUSIE COFFEY

MOTION NO. 10 - Motion was made by Gerald White to sponsor Susie Coffey for the Ms. Sakakawea pageant in Garrison, ND, SECONDED by Donald Malnourie. REMARKS: Paul Good Iron remarked that the line item for consultants had not been expended and discussion followed on which line item this should be applied against. AMENDED MOTION by Gerald White to sponsor Susie Coffey for \$500.00 to the Ms. Sakakawea Pageant in Garrison, ND, with the amount to

be taken out of the "Other" line item in the budget, Seconded by Donald Malnourie. VOTE: 7 in favor, 1 abstaining, 1 not voting, MOTION CARRIED.

Discussion was had on a pageant for Ft. Berthold Reservation. A committee (Paul Goodiron, Gerald White, Donald Malnourie, and Matthew Mason) was appointed to develop a pageant for the Reservation.

ITEM NO. 18 PROPOSAL FOR CEMETERY CLEAN-UP

MOTION NO. 11 - Motion was made by Paul Goodiron that the Council approves a consultant agreement with Sally White to clean cemeteries on the Ft. Berthold Reservation for a total amount of \$3,250.00 and that these monies shall be paid from the Consultant line item and monthly reports be submitted to the Human Resource Committee, payment be month to month upon satisfactory completion of monthly reports and upon completion of consultant agreement all tools/equipment purchased be returned to Tribal Business Council for possible future similar work, SECONDED by Matthew Mason. REMARKS: Marie Wells stated she would like to see a Treasurer's report. Paul Goodiron informed that those reports are almost complete. It was suggested that this be done via resolution - Paul Goodiron offered to do the resolution. As far as monitoring the project, it was suggested that each council member check the cemeteries in their won districts. VOTE: 8 in favor, 1 not voting, MOTION CARRIED. (Res. #83-87-S)

MOTION NO. 2 - Motion was made by Marie Wells that this contract be supervised by the Human Resource Committee, SECONDED by Pete Coffey. VOTE: 8 in favor, 1 not voting, MOTION CARRIED.

ALYCE SPOTTED BEAR CAME INTO THE MEETING AT 3:55 P.M.

ITEM NO. 19 LETTER FROM HANS WALKER, JR.

A letter was read by Tillie Walker form the Martin Seneca Law Firm written by Hans Walker, Jr., concerning the proposed negotiated quantification of the Tribe's Winters water right. Ray Cross was called into the meeting and he informed the Council that he has written to the lawyers and is awaiting their comments before coming to the Council for their review and input.

ITEM NO. 20 KATHY WHITMAN'S ART TRIP TO NEW YORK

MOTION NO. 13 - Motion was made by Matthew Mason to approve Kathy Whitman's trip to New York to be sponsored by the Tribes for an amount of \$1,500.00 for an Art show at the Museum of American Indians. She was invited to display her work at the museum. SECONDED by Marie Wells. REMARKS: Chairman Spotted Bear asked Ms. Whitman to inform the Museum of American Indians that the Three Affiliated Tribes was supporting her and that a written report be submitted upon return of trip and that this be in resolution form with the money to be paid out of the interest earned from the invested monies. VOTE: 9 in favor, MOTION CARRIED. (Res. #83-88-S)

ITEM NO. 21 HELEN GOUGH BUST FOR TAT MUSEUM

MOTION NO. 14 - Motion was made by Marie Wells to approve the resolution that the Tribal Business Council set aside \$10,000.00 from the T/2 Account for a sculptor of Helen Gough for the TAT Museum, SECONDED by Paul Good Iron. REMARKS: The Chairman said this commitment was evidently made by the Tribal Council in the past. VOTE: 7 in favor, 1 opposed, 1 abstaining, MOTION CARRIED. (Res. #83-89-S)

ITEM NO. 22 INDIAN ACTION TEAM BILLING

A bill was presented that was charged to the Indian Action Team Program, a program which no longer exists on the Reservation. The bill was referred to the Material Resource Committee.

ITEM NO. 23 WHAT ACTIVITIES T.A.T. WILL SPONSOR

MOTION NO. 15 - Motion was made by Marie Wells that a resolution be drafted and presented that hereafter any requests for assistance to represent our Tribe or for sponsorships that the amount not exceed \$200.00 providing the money is available and this is to exclude rodeos and pow-wows, SECONDED by Tillie Walker. REMARKS: Paul Good Iron commented that in the past these type of requests went to the Treasurer and not before the Council. Discussion followed on the Motion. VOTE: 6 in favor, 3 opposed, MOTION CARRIED.

ITEM NO. 24 STRAY/UNCLAIMED DOGS

MOTION NO. 16 - Motion was made by Gerald White to approve the resolution that Tribal Rangers and BIA Police be designated to destroy all unclaimed dogs in a humane and sanitary manner according to Section 4 (d) of the Ft. Berthold Dog Registration and Rabies Control Ordinance, SECONDED by Donald Malnourie. VOTE: 9 in favor, MOTION CARRIED (Res. #83-90-S)

ITEM NO. 25 P.L. 638 - GAS & OIL DEVELOPMENT STRATEGY PROGRAM FROM BIA

MOTION NO. 17 - Motion was made by Marie Wells to table this resolution until such time Rich Schilf, Tribal Geologist can be present to explain the contents, SECONDED by Pete Coffey. VOTE: 9 in favor, MOTION CARRIED.

ITEM NO. 26 MATERIAL RESOURCE COMMITTEE TO SUPPORT RADIO STATION

MOTION NO. 18 - Motion was made by Marie Wells to approve the resolution that the Tribal Council support the Material Resource Committee's action and approve the expenditure/contribution, SECONDED by Pete Coffey. VOTE: 8 in favor, 1 abstaining, MOTION CARRIED (Res. #83-91-S)

ITEM NO. 27 RENOVATION OF TRIBAL IRRIGATION PROJECT (LITTLE SHELL)

The cost submitted for this renovation was discussed and it was decided to table until the next Council meeting when they could get more clarification on the details of the project.

ITEM NO. 28


CRESTA, INC.

MOTION NO. 19 - Motion was made by Tillie Walker to approve the Resolution that TAT authorizes an intent to purchase agreement for acquisition of Cresta, Inc. provided 1) an acquisition audit assures the Tribe clear and free title to all assets; 2) an acceptable agreement is finalized providing funds for the total operation and purchase; and 3) a satisfactory agreement is concluded with the present owners of Cresta Inc. for management and training assistance; and that the TAT appoints Dennis Huber, Gerald White, James Bluestone, Dennis Maddox and Mike Cross to assist Dale McGrady in reaching a satisfactory recommendation for final Tribal Council action regarding the acquisition, SECONDED by Donald Malnourie. VOTE: 5 in favor, 4 opposed, MOTION CARRIED (Res. #83-92-S)

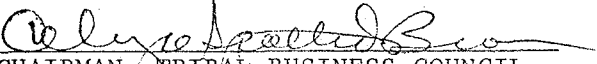
ITEM NO. 29

ADJOURNMENT

The meeting adjourned at 5:47 PM. with the next meeting scheduled for Monday, April 25, 1983, at 10:00 AM.


SECRETARY, TRIBAL BUSINESS COUNCIL

ATTEST:


CHAIRMAN, TRIBAL BUSINESS COUNCIL

APPROVED:

October 21, 1983

DATE