

SPECIAL MEETING  
TRIBAL BUSINESS COUNCIL  
THREE AFFILIATED TRIBES

CONFERENCE ROOM  
TRIBAL BUILDING  
JUNE 30, 1983

PRESENT: ALYCE SPOTTED BEAR, CHAIRMAN; TILLIE WALKER, VICE CHAIRWOMAN;  
MATTHEW MASON, SECRETARY; DENNIS HUBER, TREASURER; ROY BIRD  
BEAR, PETE COFFEY, NATHAN PAUL GOODIRON, DONALD MALNOURIE,  
ERNEST STONE, MARIE WELLS, GERALD WHITE

OTHERS : RICH SCHILF, BARB LINDLEY, ALLAN MCKAY, NATURAL RESOURCES DEPART-  
MENT; PAUL HOWLING WOLF, TRIBAL REALTY SPECIALIST; KATHY REAL  
BIRD, CONSULTANT; MIKE CROSS, BUSINESS DEVELOPMENT RESEARCH  
SPECIALIST; RON HOLT, MEDIA SPECIALIST, RED EAGLE PRODUCTIONS;  
JOHN DANKS, BIA RESOURCE DEVELOPMENT OFFICER; KIP QUALE, TRIBAL  
ATTORNEY; MIKE YELLOW BIRD, HUMAN RESOURCE DEPARTMENT ADMINISTRA-  
TOR; ALGIN CROWS BREAST, LOUIE GWINN, PERRY WHITE OWL, KIM LITTLE  
SWALLOW, JODY RAVE, DELORES SAND, JOHN FREDERICKS, SR., FELIX  
MEYERS, MICHELLE MANDAN, BUDDINE STEWART, JOE MEYERS, CLYDE BRADY,  
SARGEANT-AT-ARMS; RACHEL GRADY, RECORDING SECRETARY

CALL TO ORDER (Item No. 1)

Chairman Spotted Bear called the meeting to order at 11:00 a.m.

ROLL CALL (Item No. 2)

Secretary Mason called roll; quorum present.

ITEM NO. 3 MINUTES

Motion No. 1 - Councilman Goodiron moved, seconded by Councilman  
White for approval of March 23, 1983 Special Meeting minutes.  
Eleven (11) in favor, motion carried.

ITEM NO. 4 SUMMER YOUTH DAY CAMP

Motion No. 2 - Councilman Goodiron moved, seconded by Councilwoman  
Wells for approval of the Summer Youth Day Camp with Fiscal Year  
1982 carry-over monies. Nine (9) in favor, two (2) opposed,  
motion carried. Resolution No. 83-146-S

ITEM NO. 5 AID TO TRIBAL GOVERNMENT

Motion No. 3 - Treasurer Huber moved, seconded by Councilwoman  
Wells for approval of the Tribes' using Aid to Tribal Government  
funds for three (3) components: Two word processors, Triba'  
Newspaper and Consultant in the amount of \$25,200.00 for period  
beginning July 1, 1983 through September 30, 1983. Ten (10)  
in favor, one (1) not voting, motion carried. Resolution 83-147-S

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ITEM NO. 6 TRIBAL COMMUNICATION SYSTEM

Motion No. 4 - Treasurer Huber moved, seconded by Councilman Bird Bear for approval of modification of Tribal Communication System grant to include secretarial services. Seven (7) in favor, three (3) abstained, one (1) not voting, motion carried. Resolution No. 83-148-S

ITEM NO. 7 FISCAL YEAR 1984 PROGRAMS FUNDED BY BIA

Motion No. 5 - Treasurer Huber moved, seconded by Councilman Goodiron for approval of the Three Affiliated Tribes recontracting FY'84 Programs funded by the Bureau of Indian Affairs. Ten (10) in favor, one (1) abstained, motion carried. Resolution No. 83-149-S

ITEM NO. 8 RECESS

Meeting recessed at 12:15 p.m.  
Meeting reconvened at 1:20 p.m.

ITEM NO. 9 AD HOC EMPLOYMENT AND TRAINING COMMITTEE

Motion No. 6 - Councilman Goodiron moved, seconded by Councilman Coffey to authorize the creation of the Chairman's Ad Hoc Employment and Training Committee. Eleven (11) in favor, motion carried. Resolution No. 83-150-S

ITEM NO. 10 JOHNSON RANCH

Motion No. 7 - Councilman Coffey moved, seconded by Councilman White for approval of leasing the Johnson Ranch to Bob Bell, and to authorize the Chairman and Secretary to negotiate lease agreement with Mr. Bell. Eight (8) in favor, two (2) abstained, one (1) opposed, motion carried.

ITEM NO. 11 TRIBAL REALTY PROPOSAL

Motion No. 8 - Councilwoman Wells moved, seconded by Councilman White for approval of Tribal Realty Proposal and actual transfer of tribal lands records and responsibilities to occur after an audit of tribal lands is accomplished by the Bureau of Indian Affairs. Eleven (11) in favor, motion carried. Resolution No. 83-151-S

ITEM NO. 12 SCHOLARSHIP REQUESTS

Scholarship requests from Harley Good Bear and Miss Sakakawea Pageant and money request from Titus Hall, Jr. were referred to Tribal Treasurer Huber.

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ITEM NO. 13 TRIBAL MINERALS AGREEMENT

Motion No. 9 - Councilman White moved, seconded by Councilman Goodiron for approval of the Tribal Minerals Agreement. Nine (9) in favor, two (2) not voting, motion carried.  
Resolution No. 83-152-S

ITEM NO. 14 POUCH POINT BAY RECREATION AREA

Motion No. 10 - Councilman White moved, seconded by Councilman Goodiron for approval of the Tribal Business Council granting an easement across tribal land for the purpose of developing an access to the Pouch Point Bay Recreation area. The Bureau of Indian Affairs will have road built with Access Highways to the Lakes funding in conjunction with the paving of the loop road in Shell Creek area. Eight (8) in favor, two (2) opposed, one (1) not voting, motion carried. Resolution No. 83-153-S

ITEM NO. 15 RECREATION AREAS

Motion No. 11 - Councilman Goodiron moved, seconded by Councilman White to change attached list of Corps lands from grazing status to recreation status on Lake Sakakawea within the Fort Berthold Reservation. Seven (7) in favor, four (4) opposed, motion carried. Resolution No. 83-154-S

ITEM NO. 16 STREET RENOVATION

Motion No. 12 - Councilwoman Wells moved, seconded by Treasurer Huber to table resolution for renovation of streets adjacent to tribal lots in the amount of \$8,710.00. Ten (10) in favor, one (1) not voting, motion carried.

ITEM NO. 17 SANISH MANUFACTURING & WELDING

Motion No. 13 - Treasurer Huber moved, seconded by Councilman Stone for approval of supporting Sanish Manufacturing & Welding in their efforts to secure assistance from the Indian Development fund. Nine (9) in favor, one (1) abstained, one (1) not voting, motion carried. Resolution No. 83-155-S

ITEM NO. 18 FISHING GUIDE SERVICE

Motion No. 14 - Treasurer Huber moved, seconded by Councilman Stone for approval of supporting Levi Bruce's application for grant funding from the Indian Development fund. Nine (9) in favor, one (1) abstained, one (1) not voting, motion carried.  
Resolution No. 83-156-S

Motion No. 15 - Councilman Wells moved, seconded by Councilman

Malnourie for disapproval of Levi Bruce's request for assistance from the Tribes due to lack of funding. Nine (9) in favor, one (1) abstained, one (1) not voting, motion carried.

ITEM NO. 19 POLICE UNIFORMS

Motion No. 16 - Vice Chairwoman Walker moved, seconded by Councilman Coffey for approval of Tribal Court's Costs and Fines paying for the police uniforms, to be reimbursed from the Three Affiliated Tribes' Tribal Council. Eleven (11) in favor, motion carried. Resolution No. 83-157-S

ITEM NO. 20 TRIBAL COMMUNICATION ENTERPRISE AUTHORITY

Motion No. 17 - Councilman Stone moved, seconded by Councilman Coffey authorizing creation of the Three Affiliated Tribes' Tribal Communication Enterprise Authority. Six (6) in favor, four (4) opposed, one (1) not voting, motion carried. Resolution No. 83-158-S

ITEM NO. 21 GREAT PLAINS COAL GASIFICATION PLANT

Motion No. 18 - Treasurer Huber moved, seconded by Councilman Coffey authorizing the TERO Commission to initiate the negotiation of the Water Services Agreement and to develop a Memorandum of Understanding with officials of the Great Plains Coal Gasification Plant for employment of tribal members. Eleven (11) in favor, motion carried. Resolution No. 83-159-S

ITEM NO. 22 EDA JOBS ACT PROJECT FOR PUBLIC WORKS

Motion No. 19 - Treasurer Huber moved, seconded by Councilman Coffey authorizing the submission of a grant application to be submitted to the Department of Commerce under the EDA Jobs Act Project for Public Works funds intended for campgrounds and Marine facilities. Nine (9) in favor, one (1) abstained, one (1) not voting, motion carried. Resolution No. 83-160-S

ITEM NO. 23 FEASIBILITY STUDY FOR TRIBAL OIL AND GAS DEVELOPMENT

Motion No. 20 - Vice Chairwoman Walker moved, seconded by Councilman Coffey to authorize Department of Economic and Employment Development to contact Council of Energy Resource Tribes to do feasibility study of the Three Affiliated Tribes managing its own oil and gas development enterprise. Ten (10) in favor, one (1) abstained, motion carried. Resolution No. 83-161-S

ITEM NO. 24 DEPARTMENT OF ECONOMIC AND EMPLOYMENT DEVELOPMENT (DEED)

Motion No. 21 - Councilman Coffey moved, seconded by Councilman Stone authorizing the creation of the DEED Program with further

resolve that the Business Development Research Specialist shall serve as the Department Administrator of DEED. Eight (8) in favor, three (3) opposed, motion carried. Resolution No. 83-162-S

ITEM NO. 25 BIA ROAD PROJECTS FOR THE FORT BERTHOLD RESERVATION

Motion No. 22 - Treasurer Huber moved, seconded by Councilman Stone for full support and approval of the Bureau of Indian Affairs' road projects for the Fort Berthold Reservation for 1984 to 1986 for the construction and/or improvements. Eleven (11) in favor, motion carried. Resolution No. 83-163-S

ITEM NO. 26 JANITOR/CUSTODIAN POSITION AT THE MINNE-TOHE HEALTH CENTER

Motion No. 23 - Councilman White moved, seconded by Councilman Malnourie for approval of the Three Affiliated Tribes contracting for one year beginning July 1, 1983 to June 30, 1984 the Janitor/Custodian position at the Minne-Tohe Health Center. Eleven (11) in favor, motion carried. Resolution No. 83-164-S

ITEM NO. 27 DIRECT LOAN PROGRAM

Motion No. 24 - Treasurer Huber moved, seconded by Councilman White for approval of reverting to Direct Loan Program and retain only the Small Loan Program portion of the existing Revolving Credit Program, with Tribal Credit Program comprised of three (3) existing Tribal Credit Committee members plus two (2) tribal members outside of the Tribal Business Council to review the loans. Nine (9) in favor, one (1) opposed, one (1) abstained, motion carried. Resolution No. 83-165-S

ITEM NO. 28 LAW FIRM OF FREDERICKS AND PELCYGER

Motion No. 25 - Treasurer Huber moved, seconded by Councilman Bird Bear for approval of the Special Counsel Contract entered into by and between the Three Affiliated Tribes and the Law Firm of Fredericks and Pelcyger for assistance in the proposed Tribal-State Water Compact. Five (5) in favor, four (4) opposed, one (1) abstained, one (1) not voting, motion carried. Resolution No. 83-166-S

ITEM NO. 29 ATTORNEY FEES FOR RON HODGE

Motion No. 26 - Treasurer Huber moved, seconded by Councilman White to authorize payment to Ron Hodge in the amount of \$4,693.57 for fees and expenses for legal representation of the joint venture entered into between the Three Affiliated Tribes

and Martell & Associates. Six (6) in favor, four (4) opposed, one (1) abstained, motion carried. Resolution No. 83-167-S

ITEM NO. 30 RON HODGE CONTRACT WITH THE THREE AFFILIATED TRIBES

Motion No. 27 - Treasurer Huber moved, seconded by Councilman White for approval of Special Counsel Contract between the Three Affiliated Tribes and Ron Hodge for legal representation of the joint venture between the Three Affiliated Tribes and Martell & Associates. Seven (7) in favor, four (4) opposed, motion carried. Resolution No. 83-168-S

ITEM NO. 31 FORT BERTHOLD HOUSING AUTHORITY

Motion No. 28 - Councilman Goodiron moved, seconded by Councilman White for approval of application of the Fort Berthold Housing Authority to the Government for a loan in connection with an application for 20 low-income units. Eleven (11) in favor, motion carried. Resolution No. 83-169-S

ITEM NO. 32 TWIN BUTTES SCHOOL

Motion No. 29 - Treasurer Huber moved, seconded by Councilman Stone to authorize Twin Buttes School District to negotiate and enter into contracts with the Bureau of Indian Affairs and other government agencies for the operation of the education program including Chapter 1 for the Twin Buttes School District. Eleven (11) in favor, motion carried. Resolution No. 83-170-S

ITEM NO. 33 RESERVING TRIBAL LANDS

Motion No. 30 - Councilman Goodiron moved, seconded by Treasurer Huber for approval of resolution rescinding Resolution No. 83-131-S in its entirety of reserving tribal lands described as Allotment 531A, containing 160 acres, and since there is no feasibility study and/or plan of operation setting these lands aside for wildlife management program, the Resolution 83-131-S is rescinded until such plan is developed. Eight (8) in favor, three (3) abstained, motion carried. Resolution No. 83-171-S

ITEM NO. 34 SOCIAL SERVICES

Motion No. 31 - Councilman White moved, seconded by Secretary Mason for approval of the Three Affiliated Tribes contracting the Bureau of Indian Affairs, Division of Social Services for one (1) year beginning October 1, 1983 and authorizing Micheal Yellow Bird, Human Resources Administrator, to execute and submit an application to the Bureau of Indian Affairs in the amount of \$137,000 for administrative costs and \$498,000 for grants portion. Seven (7) in favor, three (3) opposed, one (1) abstained, motion

carried. Resolution No. 83-172-S

ITEM NO. 35 THREE AFFILIATED TRIBES' SOCIAL SERVICES IMPLEMENTATION PLAN

Motion No. 32 - Councilman White moved, seconded by Secretary Mason for approval of the Three Affiliated Tribes' Social Services Implementation Plan submitted by the Human Resource Department's Administrator, and to authorize him to submit application for the FY '84 P. L. 93-638 Self-Determination Grant to supplement the Tribes' Social Services contract in the amount of \$46,666.00 for administrative personnel and training costs. Six (6) in favor, four (4) abstained, one (1) not voting, motion carried. Resolution No. 83-173-S

ITEM NO. 36 TRIBAL LEGAL DEPARTMENT

Motion No. 33 - Councilman White moved, seconded by Treasurer Huber for authorization of the Legal Department to make necessary expenditures from the unexpended balance maintained in Account No. 535-520-03 for the retention of Ray Cross, Staff Attorney, and Ann Jackson Irwin, Paralegal/Librarian with the Legal Department through September 30, 1983. Eight (8) in favor, three (3) abstained, motion carried. Resolution No. 83-174-S

ITEM NO. 37 FORT BERTHOLD COMMUNITY COLLEGE

Motion No. 34 - Vice Chairwoman Walker moved, seconded by Councilwoman Wells to authorize Fort Berthold Community College to receive 100% of the 75% available for FY'83 from the Judgement Funds and to receive 75% of the funds available for the following five (5) years for physical plant development. Nine (9) in favor, two (2) opposed, motion carried. Resolution No. 83-175-S

ITEM NO. 38 FORT BERTHOLD UTILITIES COMMISSION

Motion No. 35 - Councilwoman Wells moved, seconded by Vice Chairwoman Walker to approve the Fort Berthold Utilities Commission becoming an independent Tribal Enterprise, accountable exclusively to the Three Affiliated Tribes' Tribal Business Council, with further resolve that the Utilities Commission will be eligible for force accounts under tribal programs. Ten (10) in favor, one (1) opposed, motion carried. Resolution No. 83-176-S

ITEM NO. 39 LAW OFFICE OF MARTIN E. SENECA, JR.

Motion No. 36 - Treasurer Huber moved, seconded Councilwoman Wells to authorize payment to the Law Office of Martin E. Seneca, Jr. for expenses in the amount of \$4,018.27. Nine (9) in favor, two (2) abstained, motion carried. Resolution No. 83-177-S

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ITEM NO. 40 APPEAL

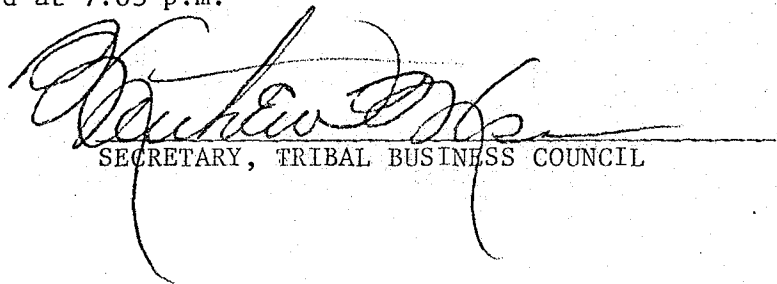
Motion No. 37 - Councilman Goodiron moved, seconded by Councilwoman Wells to refer Florence Burr's appeal to the Material Resource Committee at their next meeting. Eight (8) in favor, two (2) opposed, one (1) abstained, motion carried.

ITEM NO. 41 FIRE TRUCKS

Motion No. 38 - Councilwoman Wells moved, seconded by Secretary Mason to have Chairman Spotted Bear contact Superintendent Brockie at the Fort Berthold Agency to have a fire truck at White Shield during their Pow-Wow and at every pow-wow on the Fort Berthold Reservation. Eleven (11) in favor, motion carried.

ITEM NO. 42 ADJOURNMENT

Meeting adjourned at 7:03 p.m.

  
SECRETARY, TRIBAL BUSINESS COUNCIL

APPROVED: Aug. 3, 1983

  
CHAIRMAN, TRIBAL BUSINESS COUNCIL