

REGULAR MEETING  
TRIBAL BUSINESS COUNCIL  
THREE AFFILIATED TRIBES

TRIBAL COUNCIL CHAMBERS  
TRIBAL BUILDING  
JULY 14, 1983

PRESENT: DENNIS HUBER, TREASURER; ROY BIRD BEAR, NATHAN PAUL GOODIRON,  
DONALD MALNOURIE, ERNEST STONE, MARIE WELLS, GERALD WHITE

ABSENT : ALYCE SPOTTED BEAR, CHAIRMAN; TILLIE WALKER, VICE CHAIRWOMAN;  
MATTHEW MASON, SECRETARY, PETE COFFEY

OTHERS : ROBERTA CROWS BREAST, AGING SERVICES DIRECTOR; MICHAEL YELLOW  
BIRD, HUMAN RESOURCE ADMINISTRATOR; DON RUSH, GROWTH & DEVEL-  
OPMENT DIRECTOR; ANGELITA FELIX, BIA SUPERINTENDENT OF EDUCATION;  
BARB LINDLEY, RICH SCHILF, NATURAL RESOURCE DEPARTMENT; RON  
BULLIS, BENNETT YELLOW BIRD, FORT BERTHOLD COMMUNITY COLLEGE;  
AMY HENRY, PERSONNEL DIRECTOR; TITUS HALL, THEODORA VIGEN,  
TERO OFFICE; KIP QUALE, TRIBAL ATTORNEY; JOHN DANKS, BIA RE-  
SOURCE DEVELOPMENT OFFICER; ADELINE PORTER, BIA REALTY SPECIAL-  
IST; DENNIS MADDOX, JOHN FOX, JR., TRIBAL FINANCE; JOE DEANE, JR.,  
CDBG COORDINATOR; LAVONNE BRUCE, RICHARD SMITH, BUDDINE STEWART,  
BOBBY BELL, JIM DANKS, CLYDE BRADY, SARGEANT-AT-ARMS; RACHEL  
GRADY, RECORDING SECRETARY

CALL TO ORDER (Item No. 1)

Motion No. 1 - Councilwoman Wells moved, seconded by Councilman  
White to nominate Dennis Huber as Acting Chairman. Six (6) in  
favor, one (1) not voting, motion carried.

Acting Chairman Huber called the meeting to order at 11:32 a.m.  
and appointed Nathan Paul Goodiron as Acting Secretary.

ROLL CALL (Item No. 2)

Acting Secretary Goodiron called roll; quorum present.

ITEM 3 MINUTES

Motion No. 2 - Councilman White moved, seconded by Councilman  
Stone for approval of the May 16, 1983 Natural Resources Committee  
meeting. Five (5) in favor, one (1) opposed, one (1) abstained,  
motion carried.

Motion No. 3 - Acting Secretary Goodiron moved, seconded by  
Councilman Malnourie for approval of the April 5, 1983 Human  
Resource Committee meeting. Seven (7) in favor, motion carried.

Motion No. 4 - Councilman White moved, seconded by Councilman  
Malnourie for approval of the May 17, 1983 Human Resource Committee  
meeting. Seven (7) in favor, motion carried.

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Motion No. 5 - Councilman White moved, seconded by Acting Secretary Goodiron for approval of the May 24, 1983 Human Resource Committee meeting. Seven (7) in favor, motion carried.

Motion No. 6 - Councilman White moved, seconded by Councilman Malnourie for approval of May 31, 1983 Human Resource Committee meeting. Seven (7) in favor, motion carried.

Motion No. 7 - Councilman White moved, seconded by Councilman Malnourie for approval of the following Material Resource Committee meetings: April 13, 1983; April 20, 1983; May 4, 1983; May 18, 1983; May 25, 1983; June 2, 1983; June 8, 1983; June 14, 1983 and June 29, 1983. Seven (7) in favor, motion carried.

ITEM 4 AGING SERVICES

Motion No. 8 - Acting Secretary Goodiron moved, seconded by Councilman White to have DINAP reserve five (5) slots for the Aging Services' cooks, with the cooks' hours based on five (5) hours a day. Seven (7) in favor, motion carried.

Motion No. 9 - Councilwoman Wells moved, seconded by Councilman Stone to authorize \$3,000 to the Aging Services Program out of Revenue Sharing funds. Four (4) in favor, three (3) opposed, motion carried.

ITEM 5 RECESS

Meeting recessed at 1:10 p.m. and reconvened at 1:22 p.m.

ITEM 6 2415 INDIAN LAND CLAIMS

Motion No. 10 - Acting Secretary Goodiron moved, seconded by Councilman White for approval of the Three Affiliated Tribes submitting proposal and contracting the Statue of Limitations 2415 Indian Land Claims Program. Seven (7) in favor, motion carried. Resolution No. 83-183-S

ITEM 7 2415 OLD AGE ASSISTANCE CLAIMS

Motion No. 11 - Acting Secretary Goodiron moved, seconded by Councilman White to authorize Barb Lindley and Tillie Walker to present testimony to the Select Committee on Indian Affairs regarding 2415 Old Age Assistance Claims on July 26, 1983 in Washington, D. C. Seven (7) in favor, motion carried.

ITEM 8 HAY CUTTING PERMITS

Motion No. 12 - Acting Secretary Goodiron moved, seconded by

Councilman White for approval of hay cutting permit for Dale McGrady for Allotment 852A, containing 160 acres at \$3.50 per acre for one (1) year and to have him pay  $\frac{1}{2}$  of the acreage, and pay the rest when Bureau of Indian Affairs' Land Operations measures cutting acreage. Six (6) in favor, one (1) abstained, motion carried.

Motion No. 13 - Councilman Stone moved, seconded by Acting Secretary Goodiron for approval of hay cutting permit for Duane Pennington for Allotment 441A, for one (1) year beginning Jan. 1, 1983 at \$4.00 per acre. Six (6) in favor, one (1) abstained, motion carried.

Motion No. 14, - Councilman White moved, seconded by Acting Secretary Goodiron for approval of a hay cutting permit for Weston Schettler for Allotment 131A, containing 50 acres, for three (3) years, cutting every other year which will be in 1983 and 1985, at \$3.50 per acre. Seven (7) in favor, motion carried.

ITEM 9      GIFT DEEDING LAND TO A NON-ENROLLED

Motion No. 15 - Councilwoman Wells moved, seconded by Councilman Malnourie to refer the subject of an enrolled member gift-deeding land on Fort Berthold Reservation to a non-enrolled person, back to the Bureau of Indian Affairs. Seven (7) in favor, motion carried.

ITEM 10     FORT BERTHOLD COMMUNITY COLLEGE

Motion No. 16 - Councilman White moved, seconded by Councilman Stone for approval of resolution rescinding Resolution No. 83-175-S which authorizes the Community College to receive 100% of the 75% funds 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 because the resolution is inconsistent with the plans of the Fort Berthold Community College. Resolution 83-175-S was passed on June 30, 1983 at a Special Meeting. Seven (7) in favor, motion carried. Resolution No. 83-184-S

ITEM 11     UNITED TRIBES EDUCATIONAL TECHNICAL CENTER

Motion No. 17 - Councilman White moved, seconded by Councilwoman Wells for approval of supporting the continued existence and efforts of the United Tribes Educational Technical Center and urges the Bureau of Indian Affairs to fund the School at a level that will maintain the services provided by the School, and to authorize the School to enter into contracts with the Bureau of Indian Affairs. Seven (7) in favor, motion carried. Resolution No. 83-185-S

ITEM 12 SPECIAL EDUCATION FOR WHITE SHIELD SCHOOL

Motion No. 18 - Councilman White moved, seconded by Councilman Malnourie for authorization of White Shield School to negotiate and enter into a contract with the Bureau of Indian Affairs for the operation of the Special Education Program's Tutor-In-Training Teacher proposal for the development of the Learning Disabilities Program, with resolution extending from the third week of August, 1983 to the third week of August, 1986. Seven (7) in favor, motion carried. Resolution No. 83-186-S

ITEM 13 FARM/PASTURE LEASE

Motion No. 19 - Councilman White moved, seconded by Councilman Malnourie for approval of a farm/pasture lease for Bob Bell for Allotment 528A, containing 34 qcrs for three (3) years beginning Jan. 1, 1984 at \$3.50 an acre or \$119.00 per year cash rental. Seven (7) in favor, motion carried.

ITEM 14 HIGHER EDUCATION GRANT PROGRAM

Motion No. 20 - Councilman White moved, seconded by Councilwoman Wells to table the resolution for Higher Education until the Tribes develop a plan. Seven (7) in favor, motion carried.

ITEM 15 RANGE UNIT 26

Motion No. 21 - Councilwoman Wells moved, seconded by Councilman Malnourie to refer the matter of tribal land in Range Unit 26 being changed to farm/pasture status to the Natural Resource Committee, and to report to the full Council. Four (4) in favor, two (2) opposed, one (1) abstained, motion carried.

ITEM 16 ATTORNEY FEES

Motion No. 22 - Councilwoman Wells moved, seconded by Councilman White to authorize payment to John Holm for fees and expenses in the amount of \$2,393.78 for services rendered in the case of Three Affiliated Tribes v. Wold Engineering. Seven (7) in favor, Resolution No. 83-187-S

ITEM 17 JERRY RUTH BIRDS BILL FORD

Acting Secretary Goodiron will contact Supt. Brockie on the matter of rerouting a curve on the Little Shell loop road when it is reconstructed. The curve is located on Jerry Ruth Ford's land, Allotment 496A, and she is requesting to have curve rerouted and restored to farmable production. A resolution was passed previously, Resolution No. 82-24S, passed on December 13, 1982.

ITEM 18 INDIAN HEALTH SERVICE

Motion No. 23 - Councilwoman Wells moved, seconded by Councilman Malnourie to Authorize Acting Secretary Goodiron to write a resolution directing the Indian Health Service to pay the full health care cost for all enrolled members of the Three Affiliated Tribes who are in critical condition, for the fiscal year 1983. Seven (7) in favor, motion carried. Resolution No. 83-188-S

ITEM 19 TERO ORDINANCE AMENDMENT

Motion No. 24 - Councilman White moved, seconded by Councilwoman Wells for approval of amending paragraph two (2) of Chapter 7 of the TERO Ordinance regarding selection, employment and termination, so it will be consistent with the Tribes' Personnel Policies and Procedures. Seven (7) in favor, motion carried. Resolution No. 83-189-S

ITEM 20 IN-HOUSE COUNSEL

Motion No. 25 - Councilman White moved, seconded by Acting Secretary Goodiron for approval of a renewal of In-House Counsel Contract between the Three Affiliated Tribes and Raymond Cross, effective March 11, 1983 to March 10, 1984. Seven (7) in favor, motion carried. Resolution No. 83-190-S

ITEM 21 FORT BERTHOLD HOUSING AUTHORITY'S BOARD OF COMMISSIONERS

Motion No. 26 - Councilwoman Wells moved, seconded by Councilman White to meet with Ms. Loustine Tuck, Director of Management, Office of Indian Programs in Denver, on August 8, 1983 at 1 p.m. in the Council Chambers to go over role and responsibilities of the Board of Commissioners and the Tribal Council. Seven (7) in favor, motion carried.

ITEM 22 JOB APPROPRIATION ACT

Motion No. 27 - Councilman White moved, seconded by Councilman Malnourie to authorize the Material Resource Department to file an application for financial assistance under the Job Appropriation Act for the following proposed Activities: 1) Solid waste disposal, 2) Public utilities, 3) Park and recreational facilities and 4) CDBG Administration. Seven (7) in favor, motion carried. Resolution No. 83-191-S

ITEM 23 HORSES


Motion No. 28 - Councilman Stone moved, seconded by Councilman Bird Bear to authorize travel for Dennis Huber and Emerson Chase

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to go to Rock Springs, Wyoming to inquire about horses, which will be destroyed if nobody wants them. Two (2) in favor, four (4) opposed, one (1) not voting, motion defeated.

ITEM 24 ADJOURNMENT

Meeting adjourned at 4:37 p.m.

  
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SECRETARY, TRIBAL BUSINESS COUNCIL

DATE APPROVED: Aug - 3 -, 1983

  
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CHAIRMAN, TRIBAL BUSINESS COUNCIL