

SPECIAL MEETING
TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

TRIBAL BUILDING
CONFERENCE ROOM
AUGUST 03, 1983

PRESENT: Alyce Spotted Bear, Chairman; Dennis Huber, Treasurer; Paul Good Iron, Gerald White, Pete Coffey, Donald Malnourie, Marie Wells, Tillie Walker, Vice-Chairman; Matthew Mason, Secretary.

ABSENT: Roy Bird Bear, Ernest Stone.

OTHERS: Dr. Michael Fire, IHS Director; Dr. Ralph & Laverne Dru, Julia Price, Hazel Blake, Angelita F. Felix, BIA-Education; Ronald Mazur-Bullis, Ft. Berthold Community College Director; Claryca Mandan, Michael Yellow Bird, Human Resource Administrator; Dorian Aho, Daryl Hall, Harley Good Bear, Barbara Lindley, Minerals & Water Programmer, Theresa Keabene, Ed Grinnell, James Danks, Wallace Chase, Tribal Court Administrator; Emerson Chase, Solly Danks, Robert Bell, Staff Assistant; Clyde Brady, Sargeant-at-arms, Linda Little Soldier, Recording Secretary.

CALL TO ORDER (Item No. 1)

The meeting was called to order by Chairman Spotted Bear at 10:57 AM.

ROLL CALL (Item No. 2)

Roll call by Secretary Mason, Quorum present to conduct business.

ITEM NO. 1 MINUTES

The minutes of the June 30, 1983, Special Meeting were read and Chairman Spotted Bear approved the minutes as read. The minutes of the July 14, 1983, Regular Meeting were read and discussion was had on Item #23 on the validity of approving a supposed trip to Rock Springs, Wyo.

MOTION NO. 1 - Motion was made by Marie Wells to approve the minutes as read. Motion died to lack of Second.

Chairman Spotted Bear approved the minutes as read with the request that the Recording Secretary check on the vote for ITEM NO. 23.

ITEM NO. 2 INTERVIEW WITH DR. RALPH DRU

Council members interviewed Dr. Ralph Dru who is presently employed with IHS and who has made application to transfer to the Minne-Tohe Clinic. Dr. Dru expressed interest to practice in this area either as an IHS employee or as a Tribal employee. He informed that he was trained to do surgery, as well as trained in psychiatry and in the field of alcohol and drug abuse with a masters in public health degree and in administration. He formerly worked with Dr. Fire and felt confident that together they could provide Ft. Berthold with an excellent health plan. No Council action taken.

ITEM NO. 3 JULIA PRICE'S REQUEST TO H.I.P. HER HOUSE NEAR BEAR DEN

MOTION NO. 2 - Motion was made by Matthew Mason that Julia Price's house be placed on the priority list for H.I.P. work with the Material Resource Committee, SECONDED by Donald Malnourie. REMARKS: Gerald White stated that when it is presented to the committee, they'll have to find out if it is in heirship. VOTE: 7 in favor, 1 not voting, MOTION CARRIED.

ITEM NO. 4 FLINT QUARRY REPORT FROM THERESA KEABENEY

Theresa Keabeneay a staff member with Dakota Resources Council reported on activities surrounding a flint quarry that is located near Dunn Center, ND. Their present objective is to register the quarry into the National Historic Register which hopefully will discourage the development of the NAKOTA Plant in the flint quarry area. She was interested in how the Tribes felt about this flint quarry and asked for support. The Council decided that Barbara Lindley will draft a resolution stating the Tribes support to the Dakota Resource Council and submit at the next full council meeting.

ITEM NO. 5 LINE OFFICER'S MEETING REPORT

Angelita Felix gave an oral and written report on her Line Officer's Meeting held in Albuquerque, NM on July 25 - 29, 1983. She asked that she be put on the agenda on a regular basis to meet with the full council. She will be put on the agenda at monthly Regular Meetings.

ITEM NO. 6 NARF LEGAL FEES & RELATED EXPENSES

MOTION NO. 3 - Motion was made by Gerald White to approve the resolution for payment to the Native American Rights Fund of legal fees & related expenses in the amount of \$19,471.60, SECONDED by Tillie Walker. REMARKS: It was stated that this was for work done on the Tribal Code. VOTE: 8 in favor, 1 not voting, MOTION CARRIED. (Res #83-192-S)

ITEM NO. 7 PLAN OF OPERATION FOR FT. BERTHOLD COMMUNITY COLLEGE

MOTION NO. 4 - Motion was made by Tillie Walker to approve the resolution on the five year plan of operation for Docket 350-G monies, SECONDED by Pete Coffey. VOTE: 8 in favor, 1 opposed, MOTION CARRIED (Res #83-193-S)

ITEM NO. 8 DECLARING A STATE OF ECONOMIC DISASTER ON FT. BERTHOLD

MOTION NO. 5 - Motion was made by Dennis Huber to approve the resolution that the Tribal Business Council declare that a state of economic disaster exists on the Reservation and direct the Tribes to contact federal legislative delegations, and all appropriate federal agencies and to furnish said delegates or agencies with a copy of this resolution for the purpose of obtaining all economic assistance available to the Tribe and livestock operators which may be made available, including but not limited to, a moratorium on all foreclosures, or repossessions of livestock, land, or equipment, disaster assistance, emergency loans, cattle repayment programs, SECONDED by Paul Good Iron. VOTE: 8 in favor, 1 abstaining, MOTION CARRIED (Res #83-194-S)

ITEM NO. 9 INVESTIGATION OF ECONOMIC CONDITIONS ON FT. BERTHOLD

MOTION NO. 6 - Motion was made by Dennis Huber to approve the resolution that the membership of the Senate Select Committee on Indian Affairs of the United States Senate be requested to investigate the economic conditions affecting Indian Ranchers & Farmers in this area through oversight hearings to be conducted in the general area and a copy of this resolution be forthwith served upon the Chairman and members of the Senate Select Committee on Indian Affairs and the Congressional delegation of this State together with the Councils of all similarly affected Tribes, SECONDED by Gerald White.

VOTE: 9 in favor, MOTION CARRIED (Res. #83-195-S)

ITEM NO. 10 REVOLVING CATTLE PROGRAM

MOTION NO. 7 - Motion was made by Dennis Huber to approve the resolution that the Bureau of Indian Affairs implement and fund the Revolving Cattle Program by October 1, 1983, for the overall benefit of the Three Affiliated Tribes, SECONDED by Gerald White. VOTE: 9 in favor, MOTION CARRIED (Res #83-196-S)

ITEM NO. 11 REQUEST FOR LOAN FROM FT. BERTHOLD LAND & LIVESTOCK ASSN.

MOTION NO. 8 - Motion was made by Dennis Huber to approve the resolution that the Tribal Business Council authorize a loan in the amount of \$5,000.00 to the Ft. Berthold Land & Livestock Assn. from the Emergency Feed Loan Program to be paid back in the full amount of principal and accrued interest prior to or on the due date, SECONDED by Matthew Mason. REMARKS: Paul Good Iron felt that since there were council members capable of doing the work requested in the resolutions and are getting paid, this work could be done by a council member without the requirement of a loan. Marie Wells asked who would sign off for the loan, just the executive members of the Association or the six members who originally signed for another loan, and how long would be the duration of the loan. It was clarified that this is for a federal loan and the tribe would be responsible should the Association default. Paul Good Iron remarked that this should go to the Credit committee and doesn't require full council action. At this point, Matthew Mason and Dennis Huber withdrew their Second and Motion respectively and this issue was referred to the Credit Committee.

ITEM NO. 12 ASSIGNMENT OF GRAZING REVENUE AS SECURITY

MOTION NO. 9 - Motion was made by Dennis Huber to approve the resolution assigning grazing revenue to be used at a finance institution to secure the lease/purchase of the computer hardware, SECONDED by Gerald White. REMARKS: Gerald White asked if this grazing revenue was being used as collateral. Dennis Maddox answered that the grazing revenue is being assigned and if default is made on the payment, the payments could be taken directly from the BIA. Discussion followed on the grazing revenue which makes up the T/2 budget and the 5-year period was to keep the monthly payments down. Dennis Huber stated that a new line item would have to be added to the T/2 budget to reflect the monthly payment. VOTE: 6 in favor, 2 not voting, (Chairman not voting), 1 opposed, MOTION CARRIED (Res. #83-197-S)

ITEM NO. 13 PURCHASE OF COMPUTER SOFTWARE FROM MINNESOTA CHIPPEWA TRIBE

MOTION NO. 10 - Motion was made by Paul Good Iron to approve the resolution to purchase software from the Minnesota Chippewa Tribe at \$10,000.00 and the payment shall be derived from the Indirect Cost Pool, Tribal Finance Budget, SECONDED by Gerald White. VOTE: 8 in favor, 1 not voting, MOTION CARRIED. (Res #83-198-S)

ITEM NO. 14 PAYMENT OF \$4,050. TO MARY E. GOOD BEAR FOR LOST OF INCOME & DAMAGES

MOTION NO. 11 - Motion was made by Paul Good Iron to approve the resolution authorizing the Tribal Treasurer to disburse funds in the amount of \$4,050. to Mary Edith Good Bear for the lost income and incurred damages and that this disbursement will be made upon the availability of funds, SECONDED by Matthew Mason. REMARKS: Harley Good Bear informed that this was taken to the Natural Resource Committee first and according to witnesses and other factors they arrived at the amount of damages. Dennis Huber asked about the BIA report on this. Gerald White felt the owners of the cattle should be assessed for the payment. Tillie Walker brought out that this wasn't part of the unit but at the same time, it wasn't fenced off. VOTE: 4 in favor, 3 opposed, 2 abstaining, MOTION CARRIED (Res. #83-199-S)

ITEM NO. 15 RESIGNATION AND TEMPORARY APPOINTMENT OF COURT ADMINISTRATOR

MOTION NO. 12 - Motion was made by Tillie Walker to appoint Edith Likes Eagle to Court Administrator, SECONDED by Marie Wells. AMENDED MOTION to temporarily appoint Edith Likes Eagle to the position of Court Administrator assuming the duties as well as the salary beginning on August 22, 1983, until such time that new Court Administrator is selected, SECONDED by Marie Wells. REMARKS: Paul Good Iron suggested that Ms. Likes Eagle just be promoted to the position then the position wouldn't have to be advertised since in many cases, temporary appointments to a position are usually selected. Chairman Spotted Bear remarked that this should be advertised in accordance with the personnel policies & procedures. VOTE: 7 in favor, 1 opposed, 1 abstaining, MOTION CARRIED.

MOTION NO. 13 - Motion was made by Tillie Walker to accept the resignation of Wallace Chase as Court Administrator effective August 22, 1983, SECONDED by Paul Good Iron. VOTE: 7 in favor, 2 opposed, MOTION CARRIED.

ITEM NO. 16 APPROVAL OF IHS MASTER CONTRACT FOR 1984

MOTION NO. 14 - Motion was made by Matthew Mason to approve the resolution that the Three Affiliated Tribes, Human Resource Department will continue to strengthen existing health services through the continuation of the Combined Health Services, Master Contract with Indian Health Service and that Indian Health Service will provide funding for CHR for \$169,771.00; Alcoholism for \$68,500.00; and Physician Extender for \$92,249.00 for a total of \$322,175.00 and that the Indirect Cost of 28.4% is included, SECONDED by Gerald White. REMARKS: Paul Good Iron brought up the subject previously discussed in Human Resource Committee meeting that there is no certified staff in alcoholism program and that they would insure that the people working at the Rehab Center be certified and asked if this would be true. Mike Yellow Bird remarked the Rehab Center will operate as an outreach referral center. VOTE: 9 in favor, MOTION CARRIED (Res. #83-200-S)

ITEM NO. 17 REQUEST FOR REIMBURSEMENT OF EXPENSES ON TRIP TO WYOMING

MOTION NO. 15 - Motion was made by Tillie Walker to disapprove the request for reimbursement of expenses from Emerson Chase because it is after the fact and travel request at a prior meeting was disapproved, SECONDED by Marie Wells. REMARKS: Chairman Spotted Bear remarked that the Council members themselves should look at the trips they take. It was discussed that the request of reimbursement was after the fact and that it should be disapproved. VOTE: 5 in favor, 2 opposed, 2 abstaining, MOTION CARRIED.

ITEM NO. 18 RESOLUTION TO REMOVE TRIBAL TREASURER

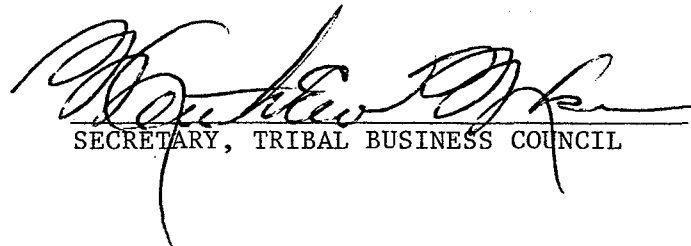
MOTION NO. 16 - Motion was made by Marie Wells to table the resolution concerning removal of Tribal Treasurer until all 11 council members are present at a meeting, SECONDED by Gerald White. VOTE: 8 in favor, 1 not voting, MOTION CARRIED.

ITEM NO. 19 REPORT OF TRIPS TAKEN BY COUNCIL MEMBERS/DIRECTORS

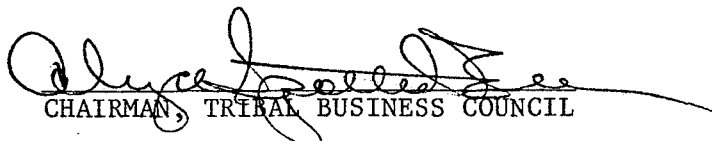
MOTION NO. 17 - Motion was made by Matthew Mason that as of this date, all council members and directors make a written report upon return of travel, SECONDED by Paul Good Iron. REMARKS: Paul Good Iron remarked that Mr. Mason's Motion was already outlined in a resolution passed earlier, that a report has to be in 2 days upon return or the cost of the trip is deducted from their paychecks. Chairman Spotted Bear stated that when she questioned about the reports of the last administration, she was informed that they did make reports but that they were oral. VOTE: 8 in favor, 1 abstaining, MOTION CARRIED.

ITEM NO. 20 ADJOURNMENT

The meeting adjourned at 3:52 PM.


SECRETARY, TRIBAL BUSINESS COUNCIL

ATTEST:


CHAIRMAN, TRIBAL BUSINESS COUNCIL

DATE APPROVED: September 15, 1983