

TRIBAL BUSINESS COUNCIL
TRIBAL BUSINESS CHAMBERS
TRIBAL ADMINISTRATION BUILDING
FORT BERTHOLD RESERVATION

SPECIAL
DECEMBER 18, 1984

PRESENT: CHAIRPERSON, ALYCE SPOTTED BEAR; SECRETARY, JOHN CHARGING; TREASURER,
DENNIS HUBER; VICE-CHAIRMAN, GORDON BLAKE, EDMUND WHITE BEAR, ERNEST
~~STONE~~ PETE COFFEY, SR., DONALD MALNOURIE, MARIE WELLS

PAUL GOOD, ~~ESQ.~~ WALKER

OTHERS: STEPHEN FRANCIS, TRIBAL COMPTROLLER; CHRISTOPHER QUALE AND RAYMOND
CROSS, TRIBAL ATTORNEYS; CELESTE EAGLEMEN, RICH SCHILF, AND ALLEN
MCKAY, NATURAL RESOURCE DEPARTMENT; MIKE CROSS, CLARISSA MANDAN, JOHN
FOX, JR., AVVOLLAN KNIGHT, HAZEL BLAKE, CHUCK BLAKE, MR. & MRS. GERALD
WHITE, ANN IRWIN, PAUL WHITE OWL, CONNIE JOHNSRUD, JIM JOHNSON, JOHN
DANKS, ROSE CROW FLIES HIGH, BOBBY BELL, AND THEOLA F. FOX - RECORDING
SECRETARY.

ITEM 1 CALL TO ORDER

Chairperson, Alyce Spotted Bear, called the meeting of the Full Council
to order at 10:35 A.M.

ITEM 2 ROLL CALL

Secretary, Charging, called roll: quorum present (9 Members present).

ITEM 3 PRAYER

Chairperson, Spotted Bear, asked for a moment of silence for prayer before
conducting business.

ITEM 4 DAKOTA RESOURCE COUNCIL

MOTION NO. 1 - Moved by John Charging, seconded by Edmund White Bear
to approve an associate membership with the Dakota Resource Council
for a fee of \$200.00 to come out of the Other line item.

VOTE: Five (5) in favor, three (3) opposed and one (1) abstention,
motion carried.

ITEM 5 TILLIE WALKER ENTERED THE MEETING AT 11:05 A.M. (10 Members now present).

ITEM 6 SHIRLEY WHITE

MOTION NO. 2 - Moved by Marie Wells, seconded by Gordon Blake to refer
this matter back to Mr. Holliday with the recommendation that Shirley
White pay restitution by working it off through community service in
White Shield.

VOTE: Seven (7) in favor, two (2) opposed and one (1) abstention,
motion carried.

ITEM 7 RESOLUTION FOR SISTER ANNA ROSE TO BE PAID FOR THREE (3) DAYS FROM T/2

MOTION NO. 3 - Moved by Dennis Huber, seconded by Pete Coffey to disapprove the resolution submitted by Sister Anna Rose, Tribal Nutritionist, authorizing the Tribal Business Council to pay her for three (3) additional days from the T/2 Budget.

VOTE: Unanimous, motion carried.
DISAPPROVED RESOLUTION

ITEM 8 RESOLUTION FOR DELVIN FOOTE - RANGE UNIT #48

MOTION NO. 4 - Moved by Dennis Huber, seconded by Edmund White Bear to approve the resolution submitted by Delvin Foote for 80 acres of grazing status land, to be changed to recreation status for development.

REMARKS: After discussion, Dennis Huber withdrew his motion and Edmund White Bear withdrew his second to the motion. The Tribal Business Council is going to wait until Delvin Foote can show his development plan for the 80 acres to them.

ITEM 9 CONSOLIDATE THE RESERVATION INTO ONE ASCS DISTRICT - RESOLUTION

MOTION NO. 5 - Moved by Dennis Huber, seconded by John Charging to approve the resolution submitted by the Natural Resource Department to work toward the goal in the Tribes behalf, in establishing for the Fort Berthold Reservation one Agriculture Stabilization and Conservation Service (ASCS) District.

VOTE: All in favor, motion carried unanimously.
RESOLUTION NO. 84-297-C

ITEM 10 COMMUNITY DEVELOPMENT DOCKET 350 C & D

MOTION NO. 6 - Moved by John Charging, seconded by Donald Malnourie to approve the resolution requesting that the \$100,871.00 interest monies earned from Docket 350 C & D be allocated to each of the five (5) segments of the Fort Berthold Reservation.

REMARKS: Dennis Huber, Treasurer, suggested only half ($\frac{1}{2}$) of the monies allocated be paid out to the five (5) segments, and if there is an error then we could readjust it.

VOTE: Unanimous, motion carried.
RESOLUTION NO. 84-298-C

ITEM 11 WORKING COMMITTEE FOR GARRISON DIVERSION

Raymond Cross, In-House Council, gave a summary of the Garrison Diversion Unit Hearings final recommendations to Congress, regarding Indian Claims. Chairperson, Spotted Bear, stated that Marie Wells, Tillie Walker, and Pete Coffey, Sr., were on the working committee for GDU.

ITEM 12 THE TRIBAL BUSINESS COUNCIL MEMBERS RECESSED FOR LUNCH AT 12:50 P.M.

ITEM 13 THE TRIBAL BUSINESS COUNCIL RECONVENED AT 1:55 P.M.

ITEM 14 NEW TOWN BUS LINE

MOTION NO. 7 - Moved by Tillie Walker, seconded by John Charging to approve and assign a number to a resolution which will be drafted by Chairperson, Alyce Spotted Bear, opposing the application of a freight hauling permit for Hewey.

REMARKS: This permit, if approved, will cause the busline from Minot to cease their services. A lot of people on the reservation utilize this service for transportation to Minot.

VOTE: Unanimous, motion carried.
RESOLUTION NO. 84-299-C

ITEM 15 DELVIN FOOTE - RANGE UNIT #48

MOTION NO. 8 - Moved by Dennis Huber, seconded by John Charging to approve the resolution requesting that Corps land located in Range Unit #48 would have to be changed from grazing status to recreation status for development to occur, approximately 80 acres.

REMARKS: Allen McKay explained to the Tribal Business Council what Delvin Foote's plan was and recommended approval. This resolution had already passed through Natural Resource Committee.

VOTE: Five (5) in favor, two (2) opposed, two (2) abstaining, motion carried.
RESOLUTION NO. 84-300-C

ITEM 16 RESIDENCY RE: GRAZING ALLOCATIONS

MOTION NO. 9 - Moved by Edmund White Bear, seconded by Donald Malnourie, that the residency in the resolution pertaining to the grazing allocations be interpreted as number one (1).

REMARKS: Physical residence, applicant lives, dwells, or resides outside the established exterior boundaries of the Reservation, would fail to satisfy the residency requirement if interpreted in this manner to mean "residence."

VOTE: Unanimous, motion carried.

ITEM 17 CONTRACT FOR REALTY MONIES

MOTION NO. 10 - Moved by John Charging, seconded by Dennis Huber to approve the resolution authorizing the Natural Resource of the Three Affiliated Tribes, to pursue contracting with the Bureau of Indian Affairs for the additional Realty monies in the amount of \$20,000.00.

ITEM 17 CONTRACT FOR REALTY MONIES (continued)

VOTE: Unanimous, motion carried.
RESOLUTION NO. 84-301-C

ITEM 18 TERO COMMISSION APPOINTMENTS

MOTION NO. 11 - Moved by Dennis Huber, seconded by Donald Malnourie to approve the appointments of John Charging, Edmund White Bear, and Gordon Blake on the TERO Commission, by resolution.

VOTE: Unanimous, motion carried.
RESOLUTION NO. 84-302-C

ITEM 19 TRIBAL SMALL LOAN PROGRAM

MOTION NO. 12 - Moved by Dennis Huber, seconded by Donald Malnourie to approve the resolution accepting the revised version of the Declaration of Policies and Plan of Operation of the Tribal Small Loan Program, and does accept the attached budget of the Tribal Credit Program, Tribal Small Loan.

REMARKS: The Tribal Small Loan Committee consists of three (3) Tribal Councilmen, Dennis Huber, Pete Coffey, and Ernest Stone.

VOTE: Nine (9) in favor, one (1) not voting, motion carried.
RESOLUTION NO. 84-303-C

ITEM 20 TRIBAL FARM LEASING POLICIES

MOTION NO. 13 - Moved by Dennis Huber, seconded by John Charging to approve the resolution to adopt the farm leases on tribal land, and to make it part of each farm lease, with the corrections, deletions, and additions requested by the Tribal Business Council.

VOTE: Unanimous, motion carried.
RESOLUTION NO. 84-304-C

ITEM 21 TERMINATION OF PARTNERSHIP WITH SIDNEY FOX AND TRANSFER OF RESPONSIBILITY

MOTION NO. 14 - Moved by Edmund White Bear, seconded by Gordon Blake to approve the resolution terminating the Three Affiliated Tribes partnership with Sidney Fox as established under Resolution No. 84-183-S and transferring responsibility for the remaining balance of the allocation in the amount of \$26,458.13 to the Fort Berthold Development Corporation.

VOTE: Six (6) in favor, four (4) opposed, motion carried.
RESOLUTION NO. 84-305-C

ITEM 22 WINTER 1984-1985 OPERATIONS OF THE FOUR BEARS MOTOR LODGE

MOTION NO. 15 - Moved by Edmund White Bear, seconded by Gordon Blake to approve the resolution authorizing the Tribal Treasurer to disburse \$15,000.00 of the FY85 T/2 Budget Line Item for the EDA/Four Bears Motor Lodge to the Fort Berthold Development Corporation for Winter 1984-85 operations of the Four Bears Motor Lodge.

REMARKS: This will include a budget modification.

VOTE: Six (6) in favor, four (4) opposed, motion carried.
RESOLUTION NO. 84-306-C

ITEM 23 PROTEST OF THE EARLY RELEASE OF ROBERT BOTT

MOTION NO. 16 - Moved by Tillie Walker, seconded by Ernest Stone to have the Tribal Business Council of the Three Affiliated Tribes draft a resolution to protest the early release of Robert Bott, and write letters of protest to Ralph Erickstead, Chief Justice of the Supreme Court, to the top state officials and delegates, and to the defense lawyer of Robert Bott; with the signatures of Tribal Council Members.

VOTE: Unanimous, motion carried.
RESOLUTION NO. 84-307-C (assigned)

ITEM 24 INDIRECT COST PROPOSAL

MOTION NO. 17 - Moved by Dennis Huber, seconded by John Charging to approve the request that the Inspector General's Office of the Department of the Interior accept the Three Affiliated Tribes FY-85 proposed Indirect Cost Proposal.

VOTE: Unanimous, motion carried.
RESOLUTION NO. 84-308-C

ITEM 25 CANDIDATES TO THE RESPECTIVE NORTH DAKOTA STATE BOARDS, COMMISSIONS, AND ADVISORY COUNCILS

MOTION NO. 18 - Moved by Dennis Huber, seconded by John Charging to approve the resolution requesting that the Tribal Business Council of the Three Affiliated Tribes approve the attached priority listing of candidates to the respective North Dakota State Boards, Commission, and Advisory Councils, and that the priority listing shall be submitted to Governor-Elect George Sinner for his consideration.

VOTE: Unanimous, motion carried.
RESOLUTION NO. 84-309-C

ITEM 26 APPOINTMENT OF JOHN FOX, JR., TO THE HOUSING BOARD

MOTION NO. 19 - Moved by Pete Coffey, seconded by Donald Malnourie to draft a resolution whereby Pete Coffey resigns his position and John Fox, Jr., replaces him on the condition that John Fox resigns from another board.

VOTE: Eight (8) in favor, two (2) abstaining, motion carried.
RESOLUTION NO. 84-310-C (assigned).

ITEM 27 CATTLE REPAYMENT PLAN AND BUDGET

MOTION NO. 20 - Moved by Dennis Huber, seconded by Ernest Stone to approve the resolution approving the Cattle Repayment Plan and Budget.

VOTE: Four (4) in favor, five (5) opposed, motion defeated.

ITEM 28 ADJOURNMENT

Chairperson, Spotted Bear, adjourned the Special Tribal Business Council meeting of December 18, 1984 at 5:15 P.M.



SECRETARY, TRIBAL BUSINESS COUNCIL

1-7-85
DATE OF APPROVAL

ATTEST:



CHAIRPERSON, ALYCE SPOTTED BEAR
TRIBAL BUSINESS COUNCIL

1-7-85
DATE OF APPROVAL