

TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES
TRIBAL BUSINESS CHAMBERS

REGULAR MEETING
MAY 14, 1987

PRESENT: Ed Lone Fight, Chairman; Edmund White Bear, Vice-Chairman; Hugh Baker Treasurer; Elgin Crows Breast and Ernest Stone.

ABSENT : Delvin Driver and Ted Lone Fight III.

OTHERS : Ivetta Spotted Bear, Director for Job Services; Donald Stokke, Job Services Minot, ND.; Amy Henry, Director for Personnel; Jim Foote, Administrator, Human Resources; Ken Deane, Tribal Planner; Steve Wells, Material Resources; Maurice Danks, Twin Buttes School Board; Buddine Stewart; Mr. & Mrs. Ivan Young Bear; Calvin Stone; Doreen Lone Fight, Manager KMHA; Tom Schoppert, Attorney; Kip Quale, Attorney; Marcus Wells; Gloria Wilkinson, English Teacher White Shield School; Students of White Shield School: Brian White Tail, Jerry Roehr, Manford Wilkinson, Micheal McKinny Jr., Dale Perkins, Jayne Hosie, Pliga Bordeaux, George Goodleft Jr., Shawn Krueger, Leah Fox, Jackie Poitra, Angelita Felix, Superintendent for Education; Jean Hall, Director Fort Berthold Housing Authority; Gary Sorensen, Attorney, Fort Berthold Housing Authority; Stephen Colberg, ANG; Seb Haga, ANG; Carman Eagle, Bureau of Indian Affairs; and Judy Black Hawk, Recording Secretary.

ITEM 1 CALL TO ORDER
Meeting called to order at 10:45 a.m.

ITEM 2 ROLL CALL
Roll called by Acting Secretary Elgin Crows Breast, quorum present.

ITEM 3 FORT BERTHOLD HOUSING AUTHORITY COMMISSION BOARD
Hugh Baker made a motion to appoint Luther Grinnell to serve on the Housing Board from Mandaree, and Adrian Foote from Parshall. Also, serving on the Board will be Elgin Crows Breast and himself;; seconded by Elgin Crows Breast.

Discussion: Edmund asked Hugh how many members were on the board now? Hugh said they had nine (9) members. Ernest Stone felt that someone else from the council should be on the board because Hugh's wife is employed by Fort Berthold Housing. Hugh Baker will prepare resolution.

VOTE: Four in Favor, One Opposed, motion carried. Resolution No. 87-49-TL.

ITEM 4 FMHA DEBT SETTLEMENT
Elgin Crows Breast made a motion to approve resolution, seconded by Delvin Driver.

VOTE: Unanimous-motion carried. Resolution No. 87-50-TL.

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ITEM 16 ALMIT BREUER LAND EXCHANGE

Hugh Baker made a motion to approve land exchange, seconded by Delvin Driver. Tribal allot. No. 108A NW 1/4, 21-148-88 containing 160.00 acres exchanging 494/567 interest. See attachment.

Discussion: Almit Breuer will pay the difference of \$3,357.05.

VOTE: Unanimous-motion carried. Resolution No. 87-60-TL.

ITEM 17 YOUNG BEAR-PARTITIONMENT

Edmund White Bear made a motion to approve Partitionment # 1016A, SW 1/4 Section 2; SE 1/4 Section 3-148-92, containing 320 acres, seconded by Hugh Baker.

VOTE: Unanimous-motion carried. Resolution No. 87-61-TL.

ITEM 18 IVAN YOUNG BEAR-LAND SALE

Ivan Young Bear would like the tribal council to approve his land sale so he could get a loan and weatherize his home. Ed Lone Fight entertained a motion to give Ivan Young Bear's land sale top priority during land sale meeting, Hugh Baker moved to approve, seconded by Delvin Driver.

VOTE: Unanimous-motion carried.

ITEM 19 INMED

Ted Lone Fight II made a motion to approve resolution, seconded by Delvin Driver.

VOTE: Unanimous-motion carried. Resolution No. 87-61-TL.

ITEM 20 KMHA

Doreen Lone Fight said that they paid the back taxes, and now would like the Tribe to pay KMHA \$5,000.00. Doreen said if the Tribe gives them \$5,000.00 they would pay the \$5,000.00 back when they sell their stocks. Hugh Baker moved to approve a loan of \$5,000.00 to KMHA, seconded by Ted Lone Fight III.

VOTE: Unanimous-motion carried.

ITEM 21 JTPA LABOR SERVICES COMMITTEE

Hugh Baker moved to add District Committee Chairperson and also Tribal Chairman to serve on Labor Services Committee, seconded by Edmund White Bear.

VOTE: Unanimous-motion carried.

ITEM 22 MARCUS WELLS

Would like the Council to support him in getting training with Mineral Management Services. Ed Lone Fight said he would like more information before any action is taken.

ITEM 11 FACILITIES MANAGEMENT PROGRAM (TWIN BUTTES)

Ernest Stone made a motion to approve Facilities Management Program for the Twin Buttes School, seconded by Delvin Driver.

VOTE: Unanimous-motion carried. Resolution No. 87-55-TL

Recessed at 12:35 p.m.

Reconvened at 2:30 p.m.

ITEM 12 ANG COAL GASIFICATION

Hugh Baker made a motion to approve ANG Coal Gasification resolution for Twin Buttes, seconded by Delvin Driver.

Discussion: Hugh asked Mike Cross if they had a plante site? Mike Cross said that they were looking at an old construction site. The community could file for community block grant to heat building.

VOTE: Four in favor-one abstain-motion carried. Resolution NO. 87-56-TL.

ITEM 13 BLOCK GRANT-TWIN BUTTES COMMUNITY

Hugh Baker made a motion to approve Community Development Block Grant resolution for Twin Buttes Community, seconded by Ernest Stone.

Discussion: Cover letter to Mr. Joel Melarvie will need Ed Lone Fight's signature on it.

VOTE: Unanimous-motion carried. Resolution No. 87-57-TL

ITEM 14 MATT MASON LAND EXCHANGE

Land exchange was approve by Natural Resource Committee. Hugh Baker made a motion to approve, seconded by Delvin Driver.

Discussion: Where is Matt Mason's land located? It is located near the water in Twin Buttes. Is it all grass land? Yes it is all grass land. Where is the Tribe's land located? It is located near pouch point bay, forty acres of farm land, and another twenty acres of farm land south of pouch point bay. Is his land under mortgage? Allen will check to see if the land is mortgaged. No Action Taken referred back to Natural Resource Committee.

ITEM 15 MERCY WALKER-LAND EXCHANGE

Hugh Baker made a motion to approve Mercy Walker's land exchange seconded by Ted lone Fight III. Tribal Allotment No. 626 A W1/2/ 26-149-92 containing 320.00 acres, exchanging a 14/320 undivided interest. Mercy Walker will vaive the difference of \$46.80. (See Attachment)

VOTE: Unanimous-motion carried. Resolution No. 87-58-TL

- ITEM 23 REVISED HOUSING SURVEY FOR 1988
Edmund said the survey resolution was approved by Material Resource Committee. Edmund made a motion to approve resolution, seconded by Delvin Driver.

VOTE: Unanimous-motion carried.

- ITEM 24 WATER USERS FORM
Ed Lone Fight entertained a motion to approve water users form resolution, moved by Hugh Baker to approve, seconded by Delvin Driver.

Discussion: Edmund said the water users form should have a place where the applicant signs and dates it. Rich said he will add that information to the form.

VOTE: Unanimous-motion carried.

- ITEM 25 CONSULTANT AGREEMENT FOR KIP QUALE
Ted Lone Fight III moved to approve consultant agreement with Kip Quale as Tribal Attorney for Election at a falt rate of \$25.00 an hour, seconded by Delvin Driver.

Discussion: Kip will draft a resolution regarding notices and advertising election. Kip said they decided not to send notices out to non-residents to cut down on cost, this does not mean that non-residents can't vote. A list of all non-residents who voted in Twin Buttes will be provided for the Attorneys. Tom Schoppert said his client would like to have the election take place around the first of June. Kip will have a proposed budget for the next Full Council meeting. Ballots will be counted in Twin Buttes.

VOTE: Unanimous-motion carried.

- ITEM 26 CERT
Ed Hall will be going to Denver with a council member to propose Cert's amendment and develop a scope of work. Hugh moved that Ed Hall and Elgin Crows Breast go to Denver to work on scope development, seconded by Delvin Driver.

VOTE: Unanimous-motion carried.

- ITEM 27 SELECTION OF SECRETARY FOR TRANSPORTATION
Delvin Driver moved to hire Barbara Couture for transportation secretary, seconded by Hugh Baker.

VOTE: Unanimous-motion carried.

- ITEM 28 TOURISM STUDY
Hugh Baker made a motion to approve Tourism Study to be completed by the State of North Dakota, seconded by Edmund White Bear.

VOTE: Unanimous-motion carried. Resolution No. 87-64-87.

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Delvin Driver joined meeting at 11:33 a.m.

- ITEM 5 FMHA EMERGENCY OPERATING LAND FUND
Hugh Baker made a motion to approve resolution, seconded by Delvin Driver.

VOTE: Unanimous-motion carried. Resolution No. 87-51-TL.

- ITEM 6 WHITE SHIELD COMPLEX
White Shield Complex would like to make a loan of \$5,000.00 to pay some bills. Hugh Baker made a motion to approve, seconded by Edmund White Bear.

Discussion: Ed Lone Fight said White Shield was given \$45,000.00 and would like a report showing how the money was spent.

VOTE: Unanimous-motion carried. Resolution No. 87-52-TL.

- ITEM 7 INDIAN PRIORITY SYSTEM (FY-89)
Hugh Baker made a motion to approve resolution, seconded by Elgin Crows Breast.

VOTE: Unanimous-motion carried. Resolution No. 87-53-TL.

- ITEM 8 FORT BERHOLD COMMUNITY COLLEGE CURRICULUM DEVELOPMENT
Hugh Baker made a motion to approve resolution, seconded by Delvin Driver.

VOTE: Unanimous-motion carried. Resolution No. 87-54-TL.

- ITEM 9 JOB SERVICES
Ivetta Spotted Bear would like to renew the agreement with North Dakota Job Services and Tribal Business Council. They are in need of a secretary. Hugh requests job services to try and find funding for secretary position, and also would like to see Job Services pay rent. Ivetta Spotted Bear said as an outreach worker for Job Services, she has been neglecting Twin Buttes and White Shield. Ivetta plans on setting up an office in Twin Buttes and White Shield and also to be at these offices every other week.

- ITEM 10 TRAVEL APPROVAL FOR ELGIN CROWS BREAST
Hugh Baker moved to approve travel for Elgin Crows Breast to attend a meeting at Knife River, seconded by Delvin Driver.

VOTE: Unanimous-motion carried.

Elgin Crows Breast excused at 12:55 p.m., appointing Hugh Baker as Acting Secretary.

- ITEM 29 ECONOMIC DEVELOPMENT STUDY AND DEVELOPMENT OF CORRELATIVE PLAN
Hugh Baker made a motion that Paige Baker work with Ed Hall on Economic Development Study and Development of Correlative plan, seconded by Edmund White Bear.

VOTE: Unanimous-motion carried. Resolution No. 87-65-TL

- ITEM 30 CONSULTANT AGREEMENT
Ed Hall said he had a proposal and would like to hire Claryce Mandan. Ed Hall said that Claryca would be looking at surrounding counties and the expenditures on the reservation for Hi-way tax dollars. This information has to be included in the study that Paige and Ed will be doing. It was suggested that the position be advertised with the Ahead of the Herd. Steve Francis said he would have to see Frank Henry and get bids, since it would be a \$1,500.00 project. Transportation Committee will hire Consultant.

- ITEM 31 JOHN MOSES/TRIBAL ACTION PLAN
Jim Foote, Glen Yellow Bird and Ken Deane attended a meeting in Minot regarding John Moses Hospital. The Tribe would have to develop a plan for IHS Aberdeen Area and present a packet to Dr. Sloan. Officials in Minot would like the Tribe to rent the space. Ed Lone Fight directed Jim Foote to contact all Tribal Council members surrounding the Fort Berthold Reservation and see what their interested are. Hugh Baker made a motion that Delvin Driver serve as a representative for the tribe on the tribal action plan, seconded by Ted Lone Fight III.

VOTE: Unanimous-motin carried

- ITEM 32 I.H.S. DIRECTOR
There has been numerous complaints on the IHS Director, Ms. Reba Walker. Ed suggested that Council members go out to their districts and get written docemuntations,so the Council could meet with Ms. Walker to see if they could deal with the problem. Steve Francis said maybe you can contract IHS. Delvin Driver made a motion requesting Dr. Sloan to transfer IHS Director, Reba Walker out to another unit due to numerous complaints from tribal members who do not get their bills paid and tribal members are not receiving adequate health services, seconded by Edmund White Bear.

Discussion: Ed Lone Fight will write a cover letter to Dr. Sloan.

VOTE: Unanimous-motion carried.

- ITEM 33 GRIEVANCE PROECDURE RESOLUTION
Any would like the council to approve resolution amending Personnel Policies and Procedure regarding the Judicial Appreal process. Hugh felt that the Grievance Committee should be abolish the Grievance Committee, seconded by Delvin Driver.

VOTE: Two in Favor-Four Opposed Motion defeated

Recess at 6:05 p.m. until tomorrow morning at 10:00 a.m.

Reconvened at 10:15 a.m. 5/15/87 Full Council

ITEM 34 ANG-BEULAH

Stephen Colberg and Seb Haga just wanted to meet the new council and keep communications open. The Job Services gets job openings before anyone else. They do have thirty-four (34) tribal members employed at ANG plant. If the plant was closed would the tribal members be transferred out? Yes, but this is the only plant we have. Council were invited to go to the ANG plant to meet the rest of the staff and tour the plant.

ITEM 35 FORT BERTHOLD HOUSING

Ed Lone Fight entertained a motion for Ray Cross to file a amicus curae on behalf of Fort Berthold Housing, moved to approve by Delvin Driver, seconded by Ted Lone Fight III.

VOTE: Unanimous-motion carried.

Ed Lone Fight asked Jean Hall what the letter they received was concerning? Jean said that they received a letter from HUD and they will be getting more HUD homes. The city of New Town and Parshall will not sell the Housing Authority lots for fear of losing their tax base. Gary will write a letter to purchase home sites from the city of New Town and Parshall.

ITEM 36 CHAIRMAN INOUYE

Hugh Baker moved to approve resolution authorizing the Legal Department and its legislative consultant to develop a specific action plan, seconded by Edmund White Bear.

VOTE: Unanimous-motion carried. Resolution No. 87-66-TL.

ITEM 37 DEFINITE PLAN REPORT

Hugh Baker moved to approve resolution authorizing the Bureau of Reclamation to utilize the \$700.00 in FY 88 appropriations to complete a Definite Plan Report, seconded by Delvin Driver.

VOTE: Unanimous-motion carried. Resolution No. 87-67-TL.

ITEM 38 MEMORANDUM OF UNDERSTANDING WITH BUREAU OF RECLAMATION

Hugh Baker moved to approve resolution, seconded by Delvin Driver.

VOTE: Unanimous-motion carried. Resolution No. 87-68-TL.

ITEM 39 JUST COMPENSATION BILL

Hugh Baker moved to approve Just Compensation Bill, seconded by Delvin Driver.

VOTE: Unanimous-motion carried. Resolution No. 87-69-TL.

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ITEM 40 OPPOSE CHANGES IN SCHOOL SYSTEMS
Ted Lone Fight III made a motion to oppose changes in school systems, seconded by Edmund White Bear.

VOTE: Unanimous-motion carried. Resolution No. 87-70-TL

ITEM 41 TREASURER REPORT
Hugh Baker submitted a written report to each council members on the need to close out their travel as soon as possible so the Treasurer will know the balance left in travel line item.

VOTE: Unanimous-motion carried.

ITEM 42 CHARTERS
Hugh Baker suggested that all the communities be allowed to adopt one charter and by-laws. Ed Lone Fight said that each community should be accountable for their monies.

VOTE: Unanimous-motion carried.

ITEM 43 ISP FUNDING AND STAFF DECISION AND RANKING
Ed Lone Fight entertained a motion approving resolution on Indian priority system process which allows the tribe to establish budget priorities for local Bureau of Indian Affairs funding and staffing levels, moved to approve by Hugh Baker, seconded by Ted Lone Fight III.

VOTE: Four in favor, one opposed, motion carried. Resolution No. 87-71-TL.

ITEM 44 SUPERVISORY RANGE CONSERVATIONIST
Hugh Baker moved to approve resolution requesting BIA Fort Berthold Agency's position of Supervisory Range Conservationist within the Range Management Department be terminated immediately, seconded by Delvin Driver.

VOTE: Unanimous-motion carried. Resolution No. 87-72-TL.

ITEM 45 APPROVAL OF MINUTES
Natural Resource Minutes, 4/14/87, 5/1/87, and 5/5/87. Human Resource Minutes, 4/13/76, 4/14/87 and 4/20/87. Special Council Minutes 4/14/87 and 4/22/87.

VOTE: Four in Favor, one opposed, one abstained, motion carried.

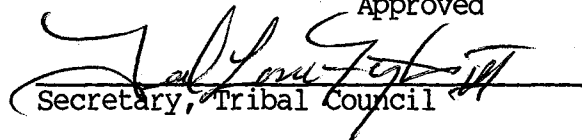
ITEM 46 JOHN DANKS-CERTIFICATE OF APPRECIATION
Ed Lone Fight entertained a motion to approve resolution for John Danks, moved by Ted Lone Fight III, seconded by Delvin Driver.

VOTE: Unanimous-motion carried. Resolution No. 87-73-TL.

ITEM 47 LETTER TO MR. JERRY JEAGER
Ed Hall will write a letter on behalf of Edmund White Bear, Chairman
for Roads Committee, and to be concurred with Ed Lone Fight, Tribal
Chairman.

ITEM 48 ADJOURNMENT
Meeting adjourned at 2:26 p.m.

Approved


Secretary, Tribal Council

Disapproved

8/13/87
Date

ATTEST:


Chairman, Tribal Council

8/13/87
Date