

THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
TRIBAL CHAMBERS

Regular Council Meeting
December 3, 1992

PRESENT: Wilbur D. Wilkinson, Chairman, Ivan Johnson, Vice-Chairman; John J. Rabbithead, Jr., Secretary; Roger Bird Bear, Treasurer; Jim Mossett, Councilmember; Austin Gillette, Councilmember and LaVerne Brady, Recording Secretary.

ABSENT: George Fast Dog, Councilmember on travel.

OTHERS: John Danks, Pliga Bordeaux, Alexander Gwin, Lillian Holen, Calvin Grinnell, Elaine Incognito, Gilbert White Owl, Elgin Crows Breast, Doris Fox, Enrolled Members; Kyle Baker, Environmental Air Quality Coordinator; Marian Spotted Bear, CEO Assistant; Ira Fox, BIA Employee; Edith McNamara, Enrollment Clerk; Perry Brady, Sargeant at Arms.

ITEM 01: CALL TO ORDER:
Meeting called to order at 2:00 PM.

ITEM 02: ROLL CALL:
Roll called by Secretary Rabbithead.
Quorum established. Opening Prayer by
Spencer Wilkinson.

ITEM 03: RESOLUTION/RELINQUISHMENT OF ENROLLED STATUS:92-110
This resolution pertains to members of Three
Affiliated Tribes relinquishing their membership.
Resolution read by Edith McNamara, Enrollment Clerk

The following members are: Tanya Bear, Daniel Bear,
Debra Bear Hilliard, Leonard Hilliard, Tanya
Hilliard and Stacie Ann Smith.

It was questioned when a person gives up their
enrollment with a tribe, do they have to pay back
of percapita payments received prior to relinquish-
ment? Response was no. Discussion on family's
best interest.

Councilman Mossett made motion to approve, relin-
quishment, seconded by Vice Chairman Johnson.
Chairman Wilkinson acknowledged motion and second.
Vote: 3 for, 0 opposed, 3 not voting. Motion
Motion Carried.

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ITEM 04: RESOLUTION/CORRECTION OF BLOOD DEGREE: #92-111.
It was explained by the Enrollment Clerk that a family member requested change due to the fact that most of them were enrolled as 4/4 while the others were 15/16ths. The request was for the change to be 4/4ths.

Chairman Wilkinson entertained a motion on approve.

Councilman Mossett made a motion to approve change of correction on blood degree, seconded by Councilman Gillette.

Vote: 5 for, 0 opposed. Motion Carried.

ITEM 05: RESOLUTION/DUAL ENROLLMENT: 92-112-JJR.
It was explained by the Enrollment Clerk there was 69 new applications that have been screened and met the eligibility requirements. Names read off and attached.

Chairman Wilkinson entertains motion to approve.

Secretary Rabbithead made a motion to approve, seconded by Vice Chairman Johnson.

Vote: 6 for, 0 opposed. Motion Carried.

Ms. McNamara expressed her appreciation and informed the Council that on December 30, she will be retiring.

ITEM 06: RESOLUTION/FORT BERTHOLD LAND AND LIVESTOCK CORP:
It was mentioned this issue came up at the last meeting and there was to be meeting between Almit Bruer and the Tribe but until that meeting takes place, it was felt the Council should table this resolution.

Councilman Gillette made a motion to table resolution until parties can be here, seconded by Councilman Mossett.

Chairman Wilkinson acknowledged motion and second.

Vote: 5 for, 0 opposed, 1 not voting.
Motion Carried.

ITEM 07: RESOLUTION/FORT BERTHOLD COMMUNICATIONS ENTERPRISE
Calvin Grinnell explained this resolution these monies requested out of the dockets will be shared by the newspaper office and radio station. Resolution read by Calvin.

Chairman Wilkinson entertained motion to approve.

Secretary Rabbithead made motion to approve.
Motion failed due to no second.

ITEM 08: RESOLUTION/MASTER CONTRACT BUDGETS FOR TRIBAL HEALTH PROGRAM: Resolution #92-113-JJR.
Resolution read by Marion Spotted Bear, Assistant to CEO.

Councilman Gillette made a motion to approve, seconded by Secretary Rabbithead.

Discussion: Mature Contract Status.

Vote: 6 for, 0 opposed. Motion Carried.

ITEM 09: RESOLUTION/CREDIT CARD AUTHORIZATION:#92-114-JJR.
Resolution read by Spencer Wilkinson, CEO.

Chairman Wilkinson entertained motion to approve.

Secretary Rabbithead made motion to approve, seconded by Vice Chairman Hall.

Discussion: Responsibility on these credit cards will lie with the Councilmen. They will all get their own individual card and it is up to them if they want a card or not.

Vote: 3 for, 1 opposed, 2 not voting.
Motion Carried.

ITEM 10: RESOLUTION/EPA-INDIAN POLICY STATEMENT:#92-115-JJR.
Kyle Baker, Air Quality Coordinator explained there was a pesticides code done in 1983 and since then there is a new federal law put in place and there's been a lot of changes. We increased our penalties from \$500.00 to \$5,000.00 because we are way below the state and the federal.

EPA-INDIAN POLICY STATEMENT (CON'T):

Secretary Rabbithead stated this will regulate and protect the environment of the Fort Berthold Reservation. Mr. Baker further explained that EPA was giving states' the authority to distribute monies to the Tribes and the state would designate what Tribes will get it and this violates the federal trust responsibility and it also violates policies of self-government set up for the Tribes. A lot of State's and Tribe's are having problems right now and this resolution is where we are backing other Tribe's where this hopefully won't happen. Resolution read by Mr. Baker. He further stated that we don't want the States handling our money.

Chairman Wilkinson entertained motion to approve.

Councilman Mossett made a motion to approve, seconded by Secretary Rabbithead.

Vote: 5 for, 0 opposed. Motion Carried.

ITEM 11: RESOLUTION/FORT BERTHOLD PESTICIDES CODE:#92-116. Resolution read by Kyle Baker. It was questioned who did the reviewing of this. Response was with Mr. Morgan. What about the Attorney's who has rendered an opinion. With the Environmental Council. A copy of all this information to be provided for all the Councilmembers.

Chairman Wilkinson entertains motion to approve.

Councilman Mossett made a motion to approve, seconded by Secretary Rabbithead.

Vote: 5 for, 0 opposed. Motion Carried.

ITEM 12: RESOLUTION/EPA-HAZARDOUS SUBSTANCES CONTROL ACT: Resolution #92-117. Mr. Baker explained that at the Gevings Landfill, Industrail Waste has been found and pesticides has been considered hazardous waste. Resolution read by Kyle. It was further explained that this act will control Gevings and anyone else who comes in, along with our Solid Waste Code which is still being worked on. It will also protect us from off reservation garbage coming in, both hazardous and non-hazardous.

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HAZARDOUS SUBSTANCES RESOLUTION (CON'T):
We will be controlling all the land fills now as
Gevings is through now. EPA has come and inspected
our landfill, the IHS also and it is the top of the
line.

Chairman Wilkinson entertains motion to approve.

Councilman Mossett made motion to approve, seconded
by Vice Chairman Johnson.

Discussion regarding economy but Mr. Baker stated
we could take garbage but we don't want to be a
dumping ground. We get the money whenever we can
make collections and we can't charge a lot of our
people.

Vote: 5 for, 0 opposed. Motion Carried.

ITEM 13: RESOLUTION/EPA-ADMINISTRATIVE PROCEDURE ACT:92-118.
Resolution read by Kyle. It was explained that
this is the way to control the non-Indians on
homestead lands where we find a lot of pesticides.
Federal and State Law doesn't apply so this proce-
dure will work if they don't want to comply with.

Secretary Rabbithead made motion to approve, secon-
ded by Councilman Mossett.

Chairman Wilkinson acknowledged motion and second.

Discussion: It was mentioned that the Act itself
was not seen and there was hesitance among one of
the Councilmembers. It was recommended that on the
now, therefore be it resolved take the word (the)
out and insert (a) so the correct wording is TBC
approves and adopts a Three Affiliated Tribes....
and then be it further resolved TAT shall apply
only to TAT Hazardous Substances Control Act....
These are the proposed corrections.

Vote: 6 for, 0 opposed. Motion Carried.

ITEM 14: RESOLUTION/ENVIRONMENTAL COUNSEL CONTRACT:#92-119.
Kyle explained this is like the one we signed last
year. We won't pay in until we get the money from
grants and that's in the resolution. We can cancel
this at anytime with a 60 day notice and it's all
based on grants.

ENVIRONMENTAL COUNSEL RESOLUTION (CON'T):
It was mentioned that this should be reflected in the resolution.

Chairman Wilkinson entertains motion with the stipulation that the Natural Resource Department put the two items in this resolution.

Mr. Baker further stated we lead the nation with the protection of our codes and our laws and these guys are some of the reasons we have the best laws in the nation because they are the top attorneys for environmental counsel. We need these guys because States and EPA are trying to get by with giving reservations little grass as possible. Once these laws are finalized, then we are not going to come back and have all this input we have now.

Treasurer Bird Bear made a motion to approve as presented, seconded by Secretary Rabbithead.

Vote: 6 for, 0 opposed. Motion Carried.

ITEM 15: RESOLUTION/EMERGENCY FEED PROGRAM: #92-120-JJR.
Resolution read by Vice Chairman Johnson.

Chairman Wilkinson entertained motion to approve.

Vice Chairman Johnson made motion to approve, seconded by Treasurer Bird Bear.

Vote: 6 for, 0 opposed. Motion Carried.

ITEM 16: RESOLUTION/DEBBIE PAINTE TO BE RETAINED AS
EXECUTIVE DIRECTOR OF ND INDIAN AFFAIRS COMMISSION
Resolution #92-121-JJR.

Chairman Wilkinson entertained motion to approve.

Councilman Gillette made motion to approve, seconded by Vice Chairman Johnson.

Vote: 6 for, 0 opposed. Motion Carried.

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ITEM 17: RESOLUTION/COMMUNITY DEVELOPMENT BLOCK GRANT
APPLICATION: #92-122-JJR.
Chairman Wilkinson explained the Three Affiliated Tribes has submitted a CDBG Proposal that had three proposals attached to it. A new structure for Parshall, expansion of the North Segment facility and cattle relending program. This has been approved by the HUD office and these are the closing authorizations so we can proceed with carrying out the approved grant.

Chairman Wilkinson entertains motion to approve.

Secretary Rabbithead made a motion to approve, seconded by Vice Chairman Johnson.

Vote: 5 for, 0 opposed. Motion Carried.

ITEM 18: RESOLUTION/FMHA FACILITY LOAN PROGRAM: #92-123-JJR.
Chairman Wilkinson explained that this is a proposal submitted through our Economic Development Team on behalf of the Fort Berthold Community College for phase II of the offices of the college. The pre-app has been approved at 1.6 million dollars. now to finalize this document and submit it to Washington DC, this resolution would authorize it.

Chairman Wilkinson entertains motion to approve.

Vice Chairman Johnson made motion to approve, seconded by Secretary Rabbithead.

Discussion: Total amount, payback and time period.

Vote: 4 for, 0 opposed, 2 not voting.
Motion Carried.

ITEM 19: RESOLUTION/LAND EXCHANGES:
Resolutions #92-124 through 137-JJR.
Chairman Wilkinson explained there are 14 land exchanges which have been approved by the Natural Resources Committee. Names will be read off and a number will be given to each one.

LAND EXCHANGE RESOLUTIONS (CON'T):

Gerald Irwin.....92-124.
Elaine Smith.....125
Michael Drags Wolf...126
Millard Hale, Sr.....127
Pauline Necklace.....128
Eugene Smith, Sr.....129
Leo Standish.....130
Diana Lone Fight.....131
Monte Good Bird.....132
Laverne Fettig.....133
Arlene Charging.....134
Paul Driver, Sr.....135
Cora Y. Baker.....136
Valentine Finley, Sr.137

Chairman Wilkinson entertains motion to approve all the above land exchanges.

Secretary Rabbithead made motion to approve, seconded by Treasurer Bird Bear.

Vote: 4 for, 0 opposed, 1 not voting.
Motion Carried.

ITEM 20: RESOLUTION/INDIAN SCHOOL BOARD ASSOCIATION:#92-138.
Edmund White Bear stated they would like to have the Charter to be approved first. Chairman stated we will do the priority list first and then present the resolution. Resolution read by Secretary Rabbithead.

Councilman Gillette made a motion to approve resolution, seconded by Vice Chairman Johnson.

Discussion: Under item 1, the issue of the replacement of the Four Bears Bridge as part of this resolution.

Motion and second to be amended for the Four Bears bridge to be included.

Vote: 5 for, 0 opposed, 1 not voting.
Motion Carried.

ITEM 21: RESOLUTION/ARTICLES OF CORPORATION:#92-139-JJR.
*A representative of the Indian School Board was called to the table to present the Fort Berthold Indian School Board Articles of Incorporation.

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INDIAN SCHOOL BOARD ARTICLES (CON'T):

Edmund White Bear, who was present explained the three schools on the reservation namely Mandaree, Twin Buttes and White Shield have set up meetings monthly and we share information and also provide training for inservice, facilities Mgmt and etc. Through this here, if we could get more support from the Tribe, it would make it a lot easier.

Edmund was asked to present the Articles of Corporation section by section.

Discussion on net earnings, anticipated sources of revenue. Response was there was no budget set up. Meaning of reasonable compensation? Response was if consultants are hired, normally each school will share the expenses. Set up of officers. Has this agreement been approved by all school boards? Enrolled members and non-enrolled members.

Changes on articles to read as:

Article VII: Section 6. The members of the Board of Directors shall be composed of fifteen members, five from each of the school boards of Mandaree School District #36; Twin Buttes School District #37, White Shield School District #85.

Article III: Strike out the State of ND so the sentence will end on Fort Berthold School Board Association, Inc.

Article IX: Insert tribal where it says inconsistent with law or with these articles.

Article X: insert as provided by tribal law.

Resolution read by Chairman Wilkinson and entertains motion to approve.

Councilman Gillette made motion to approve with amendments and deletions, seconded by Councilman Mossett.

Vote: 6 for, 0 opposed. Motion Carried.

FORT BERTHOLD INDIAN SCHOOL BOARD ASSOCIATION, INC.

ARTICLES OF INCORPORATION

The undersigned incorporators, all of whom are citizens of the United States and residents of the Fort Berthold Indian Reservation, desiring to form a non-profit corporation under the non-profit corporation laws of the Three Affiliated Tribes, do hereby certify:

ARTICLE I

The name of the corporation is the Fort Berthold Indian School Board Association, Inc.

ARTICLE II

The corporation is a non-profit corporation.

ARTICLE III

The principal place of business of the corporation shall be the Fort Berthold Indian Reservation.

ARTICLE IV

The period of the corporation's duration shall be perpetual.

ARTICLE V

The corporation shall have a logo which will be representative of the purposes of the corporation.

ARTICLE VI

Section 1. The purposes of the corporation shall be as follows:

(a) The Fort Berthold Indian School Board Association will provide leadership in the development of individual and community responsibility and accountability to ensure that all tribal members

(the unborn to adult) will obtain the intellectual, cultural, social, spiritual and physical development necessary to be self-sufficient, productive and contributing members of the nation.

(b) To protect, maintain and promote the education of the members of the Three Affiliated Tribes, and American Indians pursuant to the federal trust responsibility.

(c) To promote to the fullest extent possible, quality educational opportunity for the members of the Three Affiliated Tribes, and American Indian people as a whole.

(d) To assist member boards by providing training, technical assistance and information sharing service for them; and

(e) To work directly with the Three Affiliated Tribes in all educational areas.

(f) To maintain close working relationships with the Fort Berthold Indian organizations, American Indian Tribes and appropriate local, federal and state agencies.

Section 2.

(a) The corporation is organized exclusively for educational and charitable purposes, consistent with the provisions of Section 501(c)(3) of the Internal Revenue Code, or the corresponding provision of any future United States Internal Revenue Law.

(b) The corporation shall have all powers necessary to carry out the purposes as mentioned above.

ARTICLE VI

Section 1. No part of the net earnings of the corporation

shall inure to the benefit of, or be distributable to any private member of the corporation or to any other individual. Exception shall be that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered and to make payments and distributions in furtherance of the purposes set forth in Article VI hereof.

Section 2. No substantial part of the activities of the corporation shall be the carrying on of propaganda, or otherwise attempting to influence legislation.

Section 3. Notwithstanding any other provision of these articles, the corporation shall not carry on any other activities not permitted to be carried on:

(a) by a corporation exempt from federal income tax under 501 (c)(3) of the Internal Revenue Code, or the corresponding provision of any future United States Revenue Law:

(b) by a corporation, contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code, or the corresponding provision of any future United States Internal Revenue Law; or

(c) by a corporation organized pursuant to the provisions of the Three Affiliated Tribes.

ARTICLE VII

Section 1. The general affairs of this corporation shall be managed by a board of Directors, to be composed of not fewer than three members.

Section 2. The exact number of directors, their manner of selection and terms of office shall be as specified in the by-laws.

Section 3. The officers of this corporation shall be a President, Vice President, Secretary-Treasurer and such other officers as the Board of Directors may deem to elect. Officers shall have such powers, responsibilities and terms as provided in the by-laws.

Section 4. The officers of this corporation shall be comprised of one member from each school.

Section 5. The Regular and Special meetings of the Board of Directors shall be held in such manner and location as specified in the by-laws.

Section 6. The members of the Board of Directors shall be composed of fifteen members five each from the school boards of MANDAREE SCHOOL DISTRICT # 36; TWIN BUTTES SCHOOL DISTRICT # 37, WHITE SHIELD SCHOOL DISTRICT # 85.

ARTICLE IX

Section 1. The by-laws of the corporation shall contain provisions for the regulation and management of the affairs of the corporation not inconsistent with tribal law or with these Articles.

Section 2. The by-laws of the corporation shall be made, amended or repealed by the Corporation's Board of Directors by a majority vote of all Directors at any regular or special meeting where a quorum is present.

ARTICLE X

Section 1. The Corporation's regular membership shall have the powers to amend these Articles by a majority vote of those present at any regular or special meeting when a quorum is present

subject to the Tribal Business Council's approval.

Section 2. Written notice of any proposed amendments to these Articles shall be given to each of the members at least ten days prior to any such meeting.

Section 3. Any amendments to these Articles of Incorporation duly proposed and adopted shall be signed and acknowledged by the President and attested to by the Secretary of this corporation, and shall be filed and recorded as provided by tribal law.

ARTICLE XI

Section 1. The regular voting membership of the corporation shall be as follows:

Any school board responsible for the overall operation of a school and/or dormitory under the ISEP funding formula pursuant to the legal authority delineated in P. L. 95-561, P. L. 93-638, and P.L. 100-297 and/or any public school composed of a majority of Indian members, which is sanctioned by its Tribal government authority.

Section 2. Associate and individual (non-voting) membership in the corporation shall be open to any board, committee or individual interested in Indian education, as more fully outlined in the by-laws.

ARTICLE XII

The private property of members of the corporation, members of the Board of Directors, and employees of the corporation shall be exempt from liability for any debts or obligations.

ARTICLE XIII

In the event of the dissolution of this Corporation, its remaining assets, if any, shall be distributed to one or more non-

profit charitable organizations or corporations, as the Board of Directors of the Corporation shall determine so that the remaining assets of this Corporation shall be used for the purpose for which this Corporation was organized. Any such assets not so distributed shall be distributed by a court or courts having jurisdiction to another organization to be used in manner that will best accomplish the general purposes for which this Corporation was organized.

ARTICLE XIV

The initial registered agent for service of process shall be the President of the Corporation.

In witness whereof, for the purpose of forming this non-profit corporation, we, the undersigned incorporators, being of lawful age, have executed these Articles of Incorporation this 12/02/92.

ARTICLE XV

This corporation shall be subject to the laws of the three Affiliated Tribes and subordinate to the governing bodies of the Three Affiliated Tribes.

Amy Talbot Jones
President

RR1 PO 138 Golden Valley N.Dak
Address 58541

Edmund White Bear
Vice President

PO 2 Box 312 GARRISON N.D. 58
Address

Maureen L. Jones
Secretary-Treasurer

Box 488 Mandaree ND 58757
Address

CHARTER MEMBERS ARE:

MANDAREE SCHOOL DISTRICT

TWIN BUTTES SCHOOL DISTRICT

Lynne B. Fredericks

WHITE SCHOOL DISTRICT

ITEM 22: RESCINDING OF EDUCATION RESERVATION SUPERINTENDENT POSITION:

Councilman Mossett made a motion to rescind the amended part of the Reservation Superintendent on Resolution #92-88-JJR, seconded by Councilman Gillette.

Vote: 5 for, 1 opposed. Motion Carried.

ITEM 23: RESOLUTION/LAND TRANSFER INTO TRUST STATUS:
Resolution #92-141-JJR.

Chairman Wilkinson explained this resolution is authorizing the Tribe to contract all the federal funds to carry out the mandates of JTAC.

Chairman Wilkinson entertained motion to approve.

Vice Chairman Johnson made motion to approve, seconded by Secretary Rabbithead.

Discussion: 4th whereas to read as: Three Affiliated Tribes and others, and

Vote: 5 for, 0 opposed, 1 not voting.
Motion Carried.

ITEM 24: RESOLUTION/FILING OF AMICUS CURIAE: #92-142-JJR.

Chairman Wilkinson explained this resolution is authorizing the Legal Department to file an amicus brief on the State of SD VS Bourland. It's a challenge by the State of SD on the hunting and fishing rights in Cheyenne River.

Chairman Wilkinson entertains motion to approve.

Treasurer Bird Bear made motion to approve, seconded by Secretary Rabbithead.

Vote: 6 for, 0 opposed. Motion Carried.

Discussion on fees.

ITEM 25: FINANCIAL ASSISTANCE REQUEST:

Grace Henry is requesting for a \$1,500.00 request for grandson Emmanuel Charging who will be participating in an European Cross Country Run representing the Mandan, Hidatsa & Arikara Nation.

Letter read by Secretary Rabbithead.

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FINANCIAL ASSISTANCE REQUEST (CON'T):
Chairman Wilkinson entertained motion to approve,
disapprove or table request.

Secretary Rabbithead made motion to approve pending
Treasurer's review, seconded by Vice Chairman
Johnson.

Discussion: Mention of Donation line item and sub-
ject to the availability of funds.

Vote: 4 for, 1 opposed, 1 not voting.
Motion Carried.

ITEM 26: FINANCIAL ASSISTANCE REQUEST:
Tex Hall, Manager of the first annual High School
Boy's basketball classic is requesting for finan-
cial assistance for the game to be held on Decem-
ber 21, 22 & 23, 1992 at the Bismarck Civic Center.
Games will include eight teams. This request is
for \$1,700.00.

Chairman Wilkinson entertains motion to approve.

Councilman Gillette made motion to approve for
\$1,700.00 out of Tribal Business Council Travel
line item, seconded by Treasurer Bird Bear.

Vote: 6 for, 0 opposed. Motion Carried.

ITEM 27: FINANCIAL ASSISTANCE RECONSIDERATION:
Chairman Wilkinson explained this is a reconsi-
deration for Grace Henry/Emmanuel Charging request.

Chairman Wilkinson entertains motion to approve.

Vice Chairman Johnson made motion to approve re-
quest of \$1,500.00, seconded by Secretary Rabbit-
head.

Vote: 5 for, 0 opposed. Motion Carried.

ITEM 28: RESOLUTION/WATER BUSTER CLAN ACTIVITY: #92-143-JJR.
Resolution read by Secretary Rabbithead. This reso-
lution pertains to financial assistance request in
the amount of \$3,000.00 for the Annual Water Buster
Clan activity.

Chairman Wilkinson entertains motion to approve.

CLAN ACTIVITY RESOLUTION (CON'T):
Secretary Rabbithead made motion to approve, seconded by Councilman Mossett.

Vote: 3 for, 2 opposed. Motion Carried.

ITEM 29: FINANCIAL ASSISTANCE REQUEST:
Doris Smith Fox, X-mas Committee Member for the Mandaree St. Anthony's Catholic Church is requesting for any amount of donation help. The general membership of the whole Mandaree Community attends this function whereas, years ago, it was only for the Catholic membership.

Chairman Wilkinson entertains motion to approve request for \$1,500.00.

Secretary Rabbithead made motion to approve, seconded by Vice Chairman Johnson.

Vote: 4 for, 1 opposed. Motion Carried.

Discussion: five other districts.

ITEM 30: ENVIRONMENTAL UPDATE:
Kyle Baker, Air Quality Coordinator provided an update of his program stating our accomplishments speak for themselves but it was requested that I go over the last year. We have been operating since 1981 and our programs are the Solid Waste, Pesticides, Water Resources, Water Quality, Radon, Air and the GIS Program. We get grants for these programs and EPA is on competitive basis. We even compete with the States right now. Right now we lead the nation in both technical and environmental. Our outfit is 99% Indian. Everything is up to par.

It was mentioned that just for the Council's information, Mr. Gevings has offered his branch and all facilities to the Tribe but it's been our position that until the litigation and until Natural Resources is done with them, that we not negotiate with him.

Mr. Baker further reported that on the Solid Waste Program, they started the billing system and getting enough money to operate but they really need tires as they go all over the reservation. We are on the EPA priority list. We have only one phone and share only one office which is quite crowded.

ENVIRONMENTAL UPDATE (CON'T):

There are eight programs with one phone so when someone calls, the phone is busy most of the time. They cannot get through to us.

Regarding the lawyers, they get paid through the grants but sometimes there are emergencies and we don't have the monies to pay for these because we need to pay for the services.

Directive was given to Kyle to prepare a budget and have it ready for Natural Resources Meeting.

ITEM 31: MYRA SNOW:
Not present.

ITEM 32: FOUR BEARS COMMUNITY REQUEST:
Elgin Crows Breast explained we have exhausted our '92 funds and we want to borrow this amount for our community.

Councilman Bird Bear stated he recommended for the community to obtain a loan from the bank using the '93 as collateral to get a loan on their own if they can, to establish their credibility.

Discussion: Miscellaneous code questioned.

Chairman Wilkinson entertained motion to seek financing from the bank using '93 monies as collateral.

Treasurer Bird Bear made motion to approve, seconded by Secretary Rabbithead.

It was mentioned that this should be an even \$4,000.00.

Vote: 5 for, 0 opposed, 1 not voting.
Motion Carried.

ITEM 33: DISCUSSION:
Elgin Crows Breast questioned if he should bring up issues that he had but a directive was given to him that he should take it up with his council representative.

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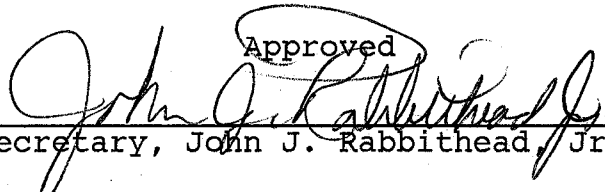
ITEM 34: FINANCIAL ASSISTANCE TO THE OTHER CHURCHES IN OTHER SEGMENTS.

Chairman Wilkinson entertained a motion to assist the other segments that \$1,000.00 be made available to each community for Christmas.

Councilman Gillette made a motion to approve, seconded by Councilman Mossett.

Vote: 6 for, 0 opposed. Motion Carried.

ITEM 35: ADJOURNMENT:
Meeting adjourned at 4:16PM.

Approved

Secretary, John J. Rabbithead, Jr.

Disapproved

12/9/92
Date

ATTEST:


Chairman, Wilbur D. Wilkinson

12/9/92
Date



MANDAN, HIDATSA, & ARIKARA NATION

Three Affiliated Tribes • Fort Berthold Indian Reservation

HC3 Box 2 • New Town, North Dakota 58763-9402

AGENDA

TRIBAL BUSINESS COUNCIL
(701) 627-4781
Fax (701) 627-3805

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CHAIRMAN
Wilbur D. Wilkinson

VICE CHAIRMAN
Ivan Johnson
Mandaree
(701) 759-3377

SECRETARY
John "Jack" Rabbithead, Jr.
Parshall/Lucky Mound
(701) 862-3841

TREASURER
Roger Bird Bear
Four Bears

COUNCIL MEMBER
Austin Gillette
White Shield
(701) 743-4244

COUNCIL MEMBERS
Jim Mossett
Twin Buttes
(701) 938-4403

COUNCIL MEMBER
George Fast Dog
New Town / Little Shell
(701) 627-3484

1. Call to Order
2. Roll Call
3. Relinquishment of enrolled status: #92-110-JJR.
4. Resolution/Correction of blood degree: #92-111-JJR.
5. Resolution/Dual Enrollment: #92-112-JJR.
6. Resolution/Fort Berthold Land & Livestock Corp:
7. Resolution/Fort Berthold Communications Enterprise
8. Resolution/Master Contract budgets for Tribal Health Program: #92-113-JJR.
9. Resolution/Credit Card Authorization: #92-114-JJR.
10. Resolution/EPA-Indian Policy Statement: #92-115-JJR.
11. Resolution/Fort Berthold Pesticides Code: #92-116-JJR.
12. Resolution/EPA-Hazardous Substances Control Act:#117
13. Resolution/EPA-Administrative Procedures Act:#
14. Resolution/Environmental Counsel Contract: #92-119-JJR.
15. Resolution/Emergency Feed Program: #92-120-JJR.
16. Resolution/Debbie Painte to be retained as Executive Director of ND Indian Affairs Commission: #92-121-JJR.
17. Resolution/Community Development Block Grant Application #92-122-JJR.
18. Resolution/FMHA Facility Loan Program: #92-123-JJR.
19. Resolution/Land Exchanges: #92-124 through #92-137-JJR.
20. Resolution/Indian School Board Association: #92-138-JJR.
21. Resolution/Articles of Corporation: #92-139-JJR.
22. Rescinding of Reservation Superintendent Position

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23. Resolution/Land Transfer into Trust Status: #92-141-JJR.
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