

THREE AFFILIATED TRIBES  
TRIBAL BUSINESS COUNCIL  
TRIBAL CHAMBERS

Special Meeting  
February 2, 1993

PRESENT: Wilbur D. Wilkinson, Chairman; John J. Rabbithead, Jr., Secretary; Roger Bird Bear, Treasurer; Austin Gillette, Councilmember; George Fast Dog, Councilmember, and Leigh Foote, Recording Secretary.

ABSENT: Ivan Johnson, Vice Chairman; Jim Mossett, Councilmember

OTHERS: Delores White, Administrative Aide; Tom Needham, Assistant Tax Commissioner; Kyle Baker, Environmental Air Quality Coordinator; Marian Spotted Bear, CEO Assistant; Bernadine Young Bird, Education Administrator; Spencer Wilkinson, CEO; Ivan Young Bear, Enrolled Member.

ITEM 01: CALL TO ORDER:  
Meeting called to order at 1:13 PM.

ITEM 02: ROLL CALL:  
Roll called by Secretary Rabbithead.  
Quorum established. Opening prayer by Councilman Fast Dog.

ITEM 03: RESOLUTION/Water Management Plan Development: 93-01  
JJR  
Resolution read by Secretary Rabbithead.  
This Mineral Assessment Program was explained by Kyle Baker as a conglomerate of all studies done on oil on the reservation. This study is being done to define exactly where the oil is on the reservation. Never before has an overall study like this been done. This study is Bureau funded made available by Minerals & Energy.

Chairman Wilkinson entertained a motion to approve.

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

Vote: 5 for, 0 opposed. Motion carried.

ITEM 04: RESOLUTION/Water Management Plan Development: 93-02  
JJR  
Resolution read by Secretary Rabbithead.

Kyle Baker pointed out that the previously submitted application expressed only one or two years instead of ongoing problems that needed to be taken into consideration for this resolution.

Chairman Wilkinson entertained a motion to approve.

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

Vote: 5 for, 0 opposed. Motion carried.

ITEM 05: RESOLUTION/Submission of PL-638 Contract for Geographic Information System: 93-03 JJR  
Resolution read by Secretary Rabbithead.  
Kyle Baker explained that this system is very advanced and would be beneficial to Natural Resources.

Chairman Wilkinson entertained a motion to approve.

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

Vote: 5 for, 0 opposed. Motion carried.

ITEM 06: Nishu Road  
Chairman Wilkinson received notification from Aberdeen Area Office of a \$1 million contract for Nishu Road in White Shield. A resolution had not yet been prepared. Chairman Wilkinson stated that he was seeking authorization from the Tribal Business Council to approve the 638 Contract.

Chairman Wilkinson entertained a motion to approve.

Councilman Gillette stated that Nishu Road has been abandoned for many years.

Chairman Wilkinson mentioned that Nishu Road is on the priority list.

Councilman Gillette replied that the only priorities he can recall are for the Twin Buttes road and the road by Ron Brugh's.

Secretary Rabbithead made a motion to approve.

Councilman Gillette mentioned the priorities he remembers are for the construction of roads in the Twin Buttes area such as the one by Charging Eagle Bay and to finish the one by Twin Buttes Housing where the tribal building is. He also mentioned the road by Matt Young Bird's. Councilman Fast Dog

Councilman Fast Dog inquired about any upcoming projects that would utilize the Nishu Road.

Chairman Wilkinson said the BIA has it on their plan and they want to know if the Tribe is interested in contracting it, or if they should do it themselves. Chairman Wilkinson then further explained the intent is to create jobs for our tribal members, especially in the White Shield area.

Councilman Gillette then replied that the Tribal Council should first review the BIA's plan.

Chairman Wilkinson added that if the Tribe doesn't contract it, they will do it anyway by opening it up to a competitive bid.

Councilman Gillette mentioned that roads in other segments needing to be repaired could be fixed with that money.

Secretary Rabbithead reminded the Council of the jobs that this contract would bring to tribal members.

Chairman Wilkinson then asked if it was the wish of the Tribal Council not to contract.

Motion failed due to lack of second.

ITEM 07: RESOLUTION/Contract Enrollment Office: 93-04 JJR  
Resolution introduced by Chairman Wilkinson.

Chairman Wilkinson entertained a motion to approve.

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

Vote: 3 for, 1 opposed, 1 not voting. Motion carried.

ITEM 08: RESOLUTION/Amicus to be filed by Hobbs & Strauss on behalf of Standish Case: 93-05 JJR  
Resolution read by Secretary Rabbithead.

Chairman Wilkinson entertained a motion to approve.

Councilman Gillette made a motion to approve, seconded by Councilman Fast Dog.

Vote: 5 for, 0 opposed. Motion Carried.

ITEM 09: RESOLUTION/Four Bears Child Care Center Contract

and License for Facility: 93-06 JJR  
Resolution read by Secretary Rabbithead.

Chairman Wilkinson entertained a motion to approve.

Secretary Rabbithead made a motion to approve,  
seconded by Councilman Fast Dog.  
Vote: 5 for, 0 opposed. Motion Carried.

ITEM 10: RESOLUTION/Tax Commission Appointments & Escrow  
Agreement  
Resolution read by Secretary Rabbithead.

Chairman Wilkinson entertained a motion to approve.

Secretary Rabbithead made a motion to approve.

Assistant Tax Commissioner, Tom Needham, mentioned  
the Tax Department cannot do anything legally and  
effectively without a full tax commission. Mr.  
Needham also stated that without a full tax  
commission, the tax department is inoperable.

Motion fails due to lack of second.

Chairman Wilkinson inquired if Escrow Agreement is  
approved by the tax commission.

Mr. Needham replied that it is not, because there  
is no tax commission. Mr. Needham then introduced  
the Escrow Agreement. Mr. Needham further  
explained that an Escrow Agent should be involved  
to ensure that the bank controls the money, not the  
companies.

Treasurer Bird Bear made a motion to approve,  
seconded by Councilman Gillette.

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

ITEM 11: RESOLUTION/Education Funding Formula: 93-07 JJR  
Resolution read by Secretary Rabbithead.

Chairman Wilkinson questioned about an existing 638  
contract.

Education Administrator, Bernadine Young Bird,  
replied that there is an existing contract for a  
three year term ending in 1995. Ms. Young Bird  
also mentioned schools have received funding, but  
not the administration.

Chairman Wilkinson entertained a motion to

approve.

Councilman Gillette made a motion to approve,  
seconded by Councilman Fast Dog.

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

ITEM 12: RESOLUTION/ Intertribal Court of Appeals  
Membership: 93-08 JJR  
Resolution read by Secretary Rabbithead.

Chairman Wilkinson entertained a motion to approve.

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

Vote: 5 for, 0 opposed. Motion carried.

ITEM 13: Tribal Business Council Budget  
Budgets introduced by Treasurer Bird Bear.

Chairman Wilkinson entertained a motion to approve.

Councilman Gillette questioned Out of Town Travel,  
Professional Services, and Donations. Councilman  
Gillette was opposed to the Donation line item with  
concerns about how much money there is to give  
away.

Treasurer Bird Bear assured there are sufficient  
funds for the Donation line item.

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

Vote: 2 for, 2 opposed, 1 not voting. Motion  
failed.

ITEM 14: RESOLUTION/Little Shell Pow Wow: 93-09 JJR  
Resolution read by Secretary Rabbithead.

Chairman Wilkinson entertained a motion to approve.

Councilman Fast Dog made a motion to approve,  
seconded by Councilman Gillette.

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

ITEM 15: Discussion on Budget Resolution: 93-10 JJR  
Councilman Fast Dog inquired why the Donation line  
item was so high.

Treasurer Bird Bear suggested the Donation line

item be modified. Treasurer Bird Bear also explained that the Donation money will be used for medical emergencies, funerals, and other such urgent matters concerning those people who have no other means of funding.

Councilman Gillette suggested to wait until all Councilman are present to go over and modify the budget.

Treasurer Bird Bear then suggested the budget be modified by shifting \$150 thousand of the Donations into the Professional Services with the stipulation that all donations go before the whole council to be approved.

Chairman Wilkinson entertained a motion to approve.

Treasurer Bird Bear made a motion to approve, seconded by Councilman Fast Dog.

Vote: 4 for, 1 opposed. Motion carried.

ITEM 16: ADJOURNMENT:  
Meeting adjourned at 2:02 PM.

John Jack Rabbithead, Jr.  
Secretary John "Jack" Rabbithead, Jr.

Wilbur D. Wilkinson  
Chairman, Wilbur D. Wilkinson

Approved

Disapproved

2-4-93  
Date

2-4-93  
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

Special Council Meeting  
February 2, 1993

CHAIRMAN  
Wilbur D. Wilkinson

1. Call to Order

VICE CHAIRMAN  
Ivan Johnson  
Mandaree  
(701) 759-3377

2. Roll Call

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

3. Resolution/Water Management Plan Development: #93-01-JJR

4. Resolution/Water Management Plan Development: #93-02-JJR

TREASURER  
Roger Bird Bear  
Four Bears

5. Resolution/Submission of PL-638 Contract for GIS:#93-03.

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

6. Nishu Road

7. Resolution/Contract Enrollment Office: #93-04-JJR.

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

8. Resolution/Amicus filed on Standish Case:#93-93-05-JJR.

9. Resolution/Four Bears Day Care Center: #93-06-JJR.

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

10. Resolution/Tax Commission Appointment and Escrow Agreement

11. Resolution/Education Funding Formula: #93-07-JJR.

12. Resolution/Intertribal Court of Appeals: #93-08-JJR.

13. Tribal Business Council Budget

14. Resolution/Little Shell Pow-wow: #93-09-JJR.

15. Budget-#93-10-JJR.

16. Adjournment