

THREE AFFILIATED TRIBES  
TRIBAL BUSINESS COUNCIL  
TRIBAL CHAMBERS

Regular Council Meeting  
March 11, 1993

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

ABSENT: None

OTHERS: EMPLOYEES: LaVerne Brady, Recording Secretary; Delores White, Public Relations Assistant; Perry Brady, Sergeant at Arms; Marcus Wells, Jr., TERO Director; Leo Cummings, JTPA Director; Carol Good Bear, Assistant to Councilman Fast Dog; Don Morgan, Natural Resources Administrator; Bernadine Young Bird, Education Administrator; Janet Gunderson, Social Services Director; Urban Bear Don't Walk, Legal Attorney; Phoebe Dixon, Aging Services Director; Iris Jackson, Credit Clerk Harry Sitting Bear, Assistant to Treasurer Bird Bear; Richard and Ty Hall, Security Guards.

ENROLLED MEMBERS: Fred Baker, Service Unit Director Russell Mason, Sr.; Matthew Mason; Jim Danks; Kenneth Fredericks Jr.; Buddine Stewart; Rose Crow Flies High; Phoebe Dixon; Myra Snow; Dr. Verlee White Calfe Saylor; Marilyn Hudson; Celeste Witham; Adam Mandan; Edward Solly Danks; Anthony Fox, Leonard Driver; Emerson Baker; Pete Fredericks and John Danks.

OTHERS: Angela Eckels, SRT Representative; Joyce Burr and John Hopkins, Montana State University;

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

ITEM 02: ROLL CALL:  
Roll called by Secretary Rabbithead. Quorum established. Prayer by Perry Brady.

ITEM 03: RESOLUTION/MR&I OFFICE SPACE:  
Resolution read by Secretary Rabbithead.  
This resolution pertains to the construction cost of \$75,000 for office space for the MR&I Water Treatment Plant operations in the OM&R Maintenance Building.

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M, R & I RESOLUTION (CON'T):

Don Morgan, Natural Resources Administrator, explained that the Natural Resources Department is out of space now, and they are expanding because of the environmental protection. The building has been designed to add on, and this is what the resolution is for. They are willing to repay whatever the Council can give for this project.

Councilman Gillette suggested it be combined with North Segment hall. Councilman Mossett also suggested it be added on to the Four Bears Utilities.

Chairman Wilkinson entertained a motion.

Councilman Fast Dog motioned to table this resolution until more information is known. Motion was seconded by Councilman Mossett.

Vote: 5 for, 0 opposed, 2 not voting. Motion carried.

ITEM 04: RESOLUTION/LAND RETURN TO TRUST TWIN BUTTES AREA:  
Resolution #93-30-JJR  
Resolution read by Secretary Rabbithead.  
This resolution pertains to the return to trust of land in Mercer County that was purchased by the State Land Bank on foreclosure.

Chairman Wilkinson entertained a motion to approve.

Councilman Mossett motioned to approve, seconded by Vice Chairman Johnson.

Councilman asked Mr. Morgan to get the acreage.

Secretary Rabbithead asked Mr. Morgan to look into this for the rest of the reservation for the next meeting.

Vote: 7 for, 0 opposed. Motion carried.

Chairman Wilkinson mentioned that attention be paid to the individual Indian owners with land in fee.

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ITEM 05: RESOLUTION/COMPENSATION SETTLEMENT-KENNETH  
FREDERICKS, JR:  
Resolution read by Secretary Rabbithead.  
This resolution pertains to the payment of \$10,000  
to Mr. Fredericks for compensation regarding a dis-  
pute over land and employment for the Twin Buttes  
water treatment plant.

Chairman Wilkinson entertained a motion to approve.

Treasurer Bird Bear motioned to approve, seconded  
by Secretary Rabbithead.

Vote: 3 for, 4 opposed. Motion failed.

ITEM 06: RESOLUTION/EDWARD AND TODD HALL LAND EXCHANGE:  
Resolution read by Secretary Rabbithead.

The possibility of liens on the improvements on the  
land was discussed. Natural Resources is checking  
on this to make sure it is clear. An appraisal was  
done by the BIA.

Chairman Wilkinson entertained a motion to approve.

Treasurer Bird Bear motioned to approve. Motion  
failed due to lack of a second.

ITEM 07: RESOLUTION/MANDAREE INCORPORATED LOAN: #93-31-JJR  
Resolution read by Vice Chairman Johnson.  
This resolution pertains the securing of a loan of  
\$4000.00 to Mandaree Incorporated from the First  
International Bank, Watford City. The Community  
Development funds will serve as collateral through  
the Tribal Business Council for the life of the  
loan and will serve as payment upon receipt of the  
fund when it matures.

Councilman Mossett motioned to approve, seconded by  
Secretary Rabbithead.

Chairman Wilkinson acknowledged motion and second.

Vote: 7 for, 0 opposed. Motion carried.

ITEM 08: RESOLUTION/LIBRARY SERVICES: #93-32-JJR  
Resolution read by Secretary Rabbithead.  
This resolution pertains to the contracting of Fis-  
cal Year 1993 funding by the Fort Berthold Comm-  
unity College to continue and expand Library

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RESOLUTION/LIBRARY SERVICES (CON'T):  
Services on the Fort Berthold Reservation.

Chairman Wilkinson entertained a motion to approve.

Councilman Mossett motioned to approve, seconded by Secretary Rabbithead.

Vote: 7 for, 0 opposed. Motion carried.

ITEM 09: RESOLUTION/HIRING & FIRING: #93-33-JJR  
Resolution read by Secretary Rabbithead.  
This resolution pertains to the Full Membership of the Tribal Business Council constitute the Personnel Selection Committee. The full Council will do the selecting of any and all employment positions.

Treasurer Bird Bear requested that the clause "And these aforementioned changes shall be effective from this day forward."

Chairman Wilkinson entertained a motion to approve the resolution as presented.

Treasurer Bird Bear motioned to approve, seconded by Councilman Gillette.

Councilman Mossett mentioned that the Chairman does have some powers of appointment, not mentioned in this resolution, which the Constitution does specify. These are subject to full Council approval.

Vote: 5 for, 0 opposed, 2 not voting. Motion carried.

ITEM 10: RESOLUTION/PRESERVATION OF LANGUAGE & CULTURE:  
#93-34-JJR  
Resolution read by Secretary Rabbithead.  
This resolution pertains to the designation of the Tribal Education Department to develop and submit an application to the Administration for Native Americans which will focus on a Tribal Plan for preservation of the Language, Culture, and Sovereignty of the Three Affiliated Tribes.

Chairman Wilkinson entertained a motion to approve.

Vice Chairman Johnson motioned to approve, seconded by Councilman Fast Dog.

RESO/PRESERVATION OF LANGUAGE & CULTURE (CON'T):  
Vote: 7 for, 0 opposed. Motion carried.

ITEM 11: RESOLUTION/COMBAT SUBSTANCE ABUSE #93-35-JJR  
Resolution read by Secretary Rabbithead.  
This resolution pertains to the combating of substance abuse on the reservation. The project grants-writer and contact person will be Wilma A. Nelson of the Tribal Education Department. If this application is approved, the project will be housed under the Human Services Department.

Chairman Wilkinson stated that as a gesture of commitment, on this resolution it be added, that all Tribal Council members shall be subjected to an alcohol and drug test.

Councilman Gillette motioned to approve, seconded by Councilman Fast Dog.

Chairman Wilkinson acknowledged motion and second.

Vote: 6 for, 0 opposed. Motion carried.

ITEM 12: RESOLUTION/CHILD PROTECTION SERVICES: #93-36-JJR  
Resolution read by Secretary Rabbithead.  
This resolution pertains to the authorization for Tribal Social Services to submit an application for funding to provide Child Protection Services on the Fort Berthold Reservation.

Councilman Gillette suggested Mrs. Gunderson, Social Services Director, let the BIA know that the Tribe does commit annual funds.

Chairman Wilkinson entertained a motion to approve.

Councilman Gillette motioned to approve, seconded by Secretary Rabbithead.

Vote: 5 for, 0 opposed. Motion carried.

ITEM 13: RESOLUTION/CONKLIN VS FREEMAN:  
Resolution read by Secretary Rabbithead.  
This resolution pertains to the authorization for the Legal Department to file an amicus curiae brief to the court arguing that this case is moot, and in the event that it is not, the Tribal Chairman has the power to appoint an Associate Judge on an interim basis.

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RESO/CONKLIN VS FREEMAN (CON'T):  
Tribal Attorney, Urban Bear Don't Walk, stated the issue here is, if the appointment of LeRoy Baird as Associate Judge by memorandum, was valid. Mr. Baird did sit in on this case. North Dakota Legal Services moved that he disqualify himself. He did not. He didn't rule on the case, on the merits, he just continued the case and allowed the appeal to be taken to the appellate level.

Chairman Wilkinson entertained a motion to approve.

Secretary Rabbithead motioned to approve. Motion failed due to lack of second.

Councilman Gillette made a motion for disapproval, and that the Tribal Council shall appoint all judges.

Mr. Bear Don't Walk replied that this is not the issue. The issue is that the Council could not become involved in this and the Court could rule that the Chairman indeed has that power. What Mr. Bear Don't Walk is asking for, is direction on how to argue this case, or if he should argue this at all.

Treasurer Bird Bear seconded Councilman Gillette's motion.

Chairman Wilkinson stated that he will still exercise the power granted him by the Constitution.

Secretary Rabbithead mentioned that this is something that the Constitution already provides for. The Chairman has the authority to appoint a temporary judge.

Vote: 4 for, 3 opposed. Motion carried.

Chairman Wilkinson stated that the motion passed does not preempt the authority granted to the Chairman.

ITEM 14: RESOLUTION/CROSS DEPUTIZATION: #93-37-JJR  
Resolution read by Secretary Rabbithead.  
This resolution pertains to the cross-deputization agreement as amended by the Council with the city of New Town and the United States of America.

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RESO/CROSS DEPUTIZATION (CON'T):  
Mr. Bear Don't Walk then reviewed the agreement with the Tribal Business Council.

Chairman Wilkinson entertained a motion to approve, contingent upon alterations or rewording of the agreement.

Councilman Gillette motioned to approve, and that the representatives in Parshall and New Town consult with the Chairman and Mr. Bear Don't Walk and 'fine tune' this agreement. Motion seconded by Councilman Fast Dog.

Vote: 6 for, 1 opposed. Motion carried.

ITEM 15: SOURIS RIVER TELEPHONE REPRESENTATIVE:  
Angela Eckels, SRT Representative, was present to introduce a proposal for a telephone system in the Tribal Building. Ms. Eckels plans on meeting with other employees to make a proposal for the Casino, and Diana Lewis of LCM to deal on computers. She is our area representative and would like the opportunity to do business here.

Marcus Wells, Jr. was questioned if Ms. Eckels knew about the TERO license fee. Mr. Wells replied that SRT is already approved.

Discussion followed on a franchise with Reservation Telephone. Councilman Mossett will follow up on this.

Ms. Eckels stated she did a bid on February 17 for the telephone system.

Secretary Rabbithead requested that Ms. Eckels be present at the next regular council meeting in April for further discussion on this issue.

ITEM 16: RESOLUTION/AGING SERVICES: #93-38-JJR  
Resolution read by Secretary Rabbithead.  
This resolution pertains to the approval of the eligibility age of 55 for the Senior Meals Program.

Chairman Wilkinson questioned about an issue about age a year ago, and if it was resolved. Mrs. Dixon Aging Services Director, replied that for Title VI, 55 was approved several years ago, and for Title III, it was approved for 60 and over last year.

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AGING SERVICES RESOLUTION (CON'T):  
Chairman Wilkinson entertained a motion to approve.

Councilman Gillette motioned to approve, seconded  
by Councilman Fast Dog.

Councilman Mossett questioned if these meals are  
for each segment. Mrs. Dixon replied that is Title  
III, which has not yet been funded. Their rules  
are for sixty plus. These are two different  
programs, although both are funded through the Ad-  
ministration on Aging. The money is used for food,  
expenditures on Senior Citizens, and administration  
staff.

Mrs. Dixon stated she is no longer with the Title  
III Program, so someone else is getting the funding  
for that program. She was told by the AOA Special-  
ist that if she continued they would ask for reim-  
bursement from the Tribal Business Council.

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

ITEM 17: LETTER/PHOEBE DIXON:

Letter by the Aging Services Director, Phoebe  
Dixon, was read by Secretary Rabbithead.

Mrs. Dixon is requesting the supplementation of her  
salary through the T-2 Budget, if possible. Her  
present salary is \$10.75 per hour, but after March  
31, it will decrease to \$6.25. The amount the Tri-  
bal Business Council would be paying is the remain-  
ing of \$4.25 to maintain her present salary rate.

Chairman Wilkinson entertained a motion to approve.

Secretary Rabbithead motioned to approve, seconded  
by Councilman Fast Dog.

Discussion on indirect cost.

Treasurer Bird Bear suggested her program source be  
solicited to see if this money could be recovered  
from that federal agency.

Vote: 3 for, 2 opposed, 2 not voting. Motion  
carried.



ITEM 18: JOYCE BURR/PRAIRIE PUBLIC TELEVISION:

Ms. Burr presented a proposed television project based on four Tribes, which will be in coordination with Prairie Public Television in Fargo. PPTV is offering a weekly half hour series. Satellite studios will be in Grand Forks and Bismarck. It's called "Live on Tape." The total cost will be divided between each contributing Tribe. The total budget for the thirteen shows would be \$44,500.00. If four tribes contribute the cost will be approximately \$11,000.00, if there are five tribes included, it will be less. She has met with other tribes who seemed quite interested in this project.

Ms. Burr stated she has a letter of support from Turtle Mountain, and plans on getting a letter from Chairman Murphy. She expects to hear from Chairman Belgarde within the next two weeks. A letter of support will be needed if the Three Affiliated Tribes does plan on assisting this project.

Chairman Wilkinson entertained a motion to approve.

Chairman Wilkinson stated, "I believe this is a very worthwhile project. It's educating people throughout the state, and some surrounding areas."

A suggestion was made to Ms. Burr to present this at the next UTTC Board meeting. This way, all five tribes would be represented for the presentation. Mention was made of our own radio station's financial state.

It was further mentioned that the United Tribes Board cannot commit individual Tribal funds. The request today, however, is for authorization to provide our share towards the project.

Secretary Rabbithead motioned to approve, seconded by Vice Chairman Johnson, with the stipulation that it is contingent on the availability of funds.

Vote: 3 for, 3 opposed. Motion failed.

ITEM 19: FINANCIAL ASSISTANCE REQUEST/MUSEUM BOARD:

Marilyn Hudson, of Parshall, spoke on behalf of the Museum Board. Ms. Hudson explained the need for the financial request. They have \$12,000.00 on credit here at the Tribe. Treasurer Bird Bear has been working with the members to find this money.

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MUSEUM BOARD (CON'T):

Treasurer Bird Bear had requested of Mrs. Hudson to prepare a letter stating the actual need. Mrs. Hudson presented this letter to the Council.

Chairman Wilkinson questioned Elgin Crows Breast about the \$12,000.00. Mr. Crows Breast replied that he was elected by the Board in 1989 as the Director of the Museum Board. At that time, \$20,000.00 was granted to the museum. They never did receive the whole amount. It was given in increments totaling \$8,000.00 during the winter months for heating and other such purposes. But they were never given the full amount. He believes it was drawn from the T-2 account. There are minutes and other documents available in finance that were written to the museum totaling the \$8,000.00.

Discussion on Joann Mandan.

Mrs. Hudson mentioned the high costs of heating the museum during the winter months.

Chairman Wilkinson stated the museum definitely needs to be upgraded because of the expectancy of large numbers of tourists coming to the reservation in conjunction with the casino who will be utilizing the museum. He believes the funding request is reasonable if not very austere. This facility needs to be well maintained and operational. Chairman Wilkinson then entertained a motion to approve the request.

Treasurer Bird Bear motioned to approve, seconded by Councilman Mossett.

Discussion: Councilman Gillette mentioned the budget guidelines for Indirect costs. He suggested it be revised to cover a onetime cost for this request. Councilman Gillette also mentioned his concerns about the Tribal budget at this time. Treasurer Bird Bear explained that the budget figures on the printout Councilman Gillette was quoting from are inaccurate because the figures have not yet been reconciled. Councilman Gillette then stated, "So, I guess I get to be the grinch today and vote no on all these financial requests because we don't have the money."

Chairman Wilkinson explained that the Tribe carries

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MUSEUM BOARD (CON'T):  
the programs through the T-2 account until the contract funding becomes available for the programs. This impacts on the numbers seen on these budget printouts. Treasurer Bird Bear is currently negotiating on the line of credit on the money we are recovering. At the last council meeting the resolution was passed, by the full council, that authorized the Treasurer to proceed with that endeavor. Chairman Wilkinson then stated that he is very confident that the programs are able to cover any needs from the entities that may occur.

It was questioned who the museum board members are. Mrs. Hudson explained that it is a fifteen (15) member board.

Vote: 5 for, 1 opposed, 1 not voting. Motion carried.

ITEM 20: ELBOWOODS REUNION REQUEST/MARILYN HUDSON:  
Mrs. Hudson presented the project. They are proposing a reunion for the Elbowoods School. It's been 40 years since the school closed. Over the years, many records have been lost and many of the people have passed on, we need to do something as a historical project to show the whole experience. Mrs. Hudson would like to collect the oral history and a documentary of the school. The project includes a film documentary, a book and pamphlet, and some oral history. All the graduates from 1936 to 1953 will be attending this reunion. The total proposed cost for this project is \$50,000.00.

Chairman Wilkinson entertained a motion to approve the request as presented or for a dollar amount.

Chairman Wilkinson stated this is a project definitely worthwhile pursuing.

Secretary Rabbithead commented that this would coincide with the passing of JTAC. Secretary Rabbithead questioned when this would take place and if they could solicit funding from any other sources. Mrs. Hudson stated the committee is a non-profit corporation and it is possible that they could go out and look. The fund raising projects they are currently engaging in are very minimal. They will further check into this matter.

ELBOWOODS REUNION (CON'T):

Mrs. Hudson further explained the reunion will take place on August 13, 14, and 15 in conjunction with the pow wow.

Councilman Gillette suggested the funding be done through the previously passed resolution on preservation of language and culture, as an education project. Also, the ANA is another one that is tied in. Could we resubmit this through a proposal of this kind?

Chairman Wilkinson commented this would be one way to pursue this issue, but the funding would be needed right away. If the proposal is amended to include that, and the funding is approved, that money would be made available, if not, the Tribe would pay the \$50,000.00 for this reunion.

Councilman Mossett motioned to approve the \$50,000 request, seconded by Treasurer Bird Bear.

Vote: 4 for, 2 opposed. Motion carried.

ITEM 21: REQUEST/DR. VERLEE WHITE CALF SAYLER

Mrs. Sayler requests a loan in the amount of \$10,000.00 to pay off student loans. Mrs. Sayler would be willing to pay off the loan by providing chiropractic services to enrolled tribal members. This would continue for 18 weeks at the rate of \$278.00 per day. The enrolled members would not have to pay for these services.

Councilman Gillette mentioned that the nurse practitioner position in White Shield is vacant. He suggested Mrs. Sayler be employed there, then put those funds toward her salary, or her salary could be advanced.

Councilman Gillette motioned to request that the administrator of the nurse practitioner program check the budget, and hire Mrs. Sayler if possible and advance \$10,000.00 of her salary. Motion seconded by Councilman Fast Dog.

Vote: 7 for, 0 opposed. Motion passed.

ITEM 22: RESOLUTION/TERO ORDINANCE/MARCUS WELLS, JR.

#93-40-JJR Resolution read by Secretary Rabbit-head. This resolution pertains to the amendments

TERO ORDINANCE RESO (CON'T)  
to the TERO Ordinance and that they are to be in effect immediatly.

Mr. Wells commented on the ordinance. It has been worked on for about a year. The entire ordinance has been typed with page numbers, table of contents, and ordinance numbers, it is now a professional looking document. It applies to covered employers on the Reservation.

Chairman Wilkinson entertained a motion to approve.

Councilman Fast Dog motioned to approve, seconded by Vice Chairman Johnson.

Vote: 7 for, 0 opposed. Motion carried.

ITEM 23: RESOLUTION/TERO BOARD APPOINTMENT #93-39-JJR  
Mr. Wells explained the vacancy is due to Byron Young Bird's resignation.

Chairman Wilkinson stated a temporary appointment was made based on the recommendation of the Segment Representative, Secretary Rabbithead. This was Delvin Foote, of Parshall. Chairman Wilkinson further stated this is mentioned so the Councilman are aware there are two persons to be considered for this vacancy. One is recommended by the Council Representative, and the other is proposed by the TERO Commission Chairman, George Fast Dog.

Secretary Rabbithead mentioned that he recommended Mr. Foote because he has the ability to represent the segment in a sufficient manner. He strongly supports this representation.

Councilman Fast Dog replied that he would like Karen Young Walks on the board because she has no relatives that are on the TERO list. They have had problems before with people who have relatives who own a company. He stated that Mr. Foote has two brothers that are contractors. So this is the reason they chose Mrs. Walks. Chairman Wilkinson commented that no one is immune from this.

Chairman Wilkinson entertained a motion to approve one of the appointments.

Secretary Rabbithead motioned to approve Delvin

TERO BOARD (CON'T)  
Foote for the appointment.

Motion failed due to lack of second.

Chairman Wilkinson entertained a motion to approve Karen Young Walks for the appointment.

Councilman Fast Dog motioned to approve, seconded by Treasurer Bird Bear.

Vote: 4 for, 2 opposed, 1 not voting. Motion carried.

ITEM 24: RICHARD HALL CLAIM  
Chairman Wilkinson inquired of the status of the Richard Hall claim.

Councilman Fast Dog replied that they never did meet on this. It will be brought up at the next TERO meeting. Mr. Hall will be at that meeting.

ITEM 25: REQUEST/GOLDIE FOX  
Secretary Rabbithead explained that Ms. Fox is requesting \$300.00 for emergency travel expenses. He recommended approval, even though the donation line item has been done away with.

Chairman Wilkinson entertained a motion to approve.

Secretary Rabbithead motioned to approve, seconded by Treasurer Bird Bear.

Vote: 3 for, 3 opposed. Motion failed.

ITEM 26: REQUEST/CLARICE BIG BACK  
Mrs. Big Back requested \$2000.00 for educational expenses. Secretary Rabbithead read the letter submitted by Mrs. Big Back.

Chairman Wilkinson entertained a motion to approve.

Treasurer Bird Bear motioned to approve.

Motion failed due to lack of second.

ITEM 27: REQUEST/WHITNEY BELL  
Mr. Bell requested \$1,500.00 for educational and medical expenses. Secretary Rabbithead read a letter submitted by Mr. Bell.

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WHITNEY BELL (CON'T)  
Chairman Wilkinson commented on students eligibility for IHS.

Janet Gunderson, Whitney's mother, further explained his situation.

Chairman Wilkinson entertained a motion to approve.

Councilman Mossett motioned to approve, seconded by Treasurer Bird Bear.

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

ITEM 28: REQUEST/CHRISTINE WHITE OWL  
Ms. White Owl requested a wage assignment loan in the amount of \$300.00 for bills. Councilman Fast Dog mentioned that her husband works for LCM.

Councilman Fast Dog motioned to approve, seconded by Councilman Mossett.

Chairman Wilkinson acknowledged motion and second.

Vote: 6 for, 0 opposed, 1 not voting. Motion carried.

ITEM 29: REQUEST/JOHN BAKER  
Councilman Fast Dog explained this request. Mr. Baker's son is ill and needs treatment. This request is for a \$500.00 loan.

Chairman Wilkinson entertained a motion to approve.

Councilman Fast Dog motioned to approve, seconded by Treasurer Bird Bear.

Vote: 6 for, 0 opposed. Motion carried.

ITEM 30: REQUEST/IRIS JACKSON  
Secretary Rabbithead read a letter submitted by Ms. Jackson requesting \$18,000.00 for the purchase of a mobile home. Ms. Jackson works in the Tribal Credit Office and is willing to do a wage assignment.

Chairman Wilkinson entertained a motion to approve.

Councilman Fast Dog motioned to approve, seconded by Vice Chairman Johnson.

IRIS JACKSON (CON'T)  
Councilman Gillette voiced his concern about the availability of funds in the loan program.

Ms. Jackson mentioned that she will put the Three Affiliated Tribes as lien holder on the trailer until the loan is paid in full.

Vote: 5 for, 1 opposed, 1 not voting. Motion carried.

ITEM 31: LOAN PROGRAM  
Councilman Gillette inquired about the funds available in the program. Treasurer Bird Bear explained it is \$30,000.00 down.

ITEM 32: REQUEST/EMERSON BAKER  
Mr. Baker explained that his son has made it to the national finals basketball tournament in Michigan. Mr. Baker is asking for a loan of \$1000.00.

Chairman Wilkinson entertained a motion to approve.

Vice Chairman Johnson motioned to approve, seconded by Councilman Fast Dog.

Vote: 7 for, 0 opposed. Motion carried.

ITEM 33: REQUEST/EDWIN BENSON  
Mr. Benson's request is for \$800.00 operating loan for farming.

Chairman Wilkinson entertained a motion to approve.

Councilman Mossett motioned to approve, seconded by Treasurer Bird Bear.

Vote: 5 for, 1 opposed, 1 not voting. Motion carried.

ITEM 34: REQUEST/ALL STAR BASKETBALL TEAM/MALCOLM WOLF  
Councilman Fast Dog explained that Mr. Wolf is requesting a \$4,000 grant to take this team to Denver.

Chairman Wilkinson entertained a motion to approve.

Councilman Fast Dog motioned to approve.

Motion failed due to lack of a second.



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ITEM 35: DEPARTMENT OF TRANSPORTATION/JOHN HOPKINS  
Mr. Hopkins stated he is the recent director of a program, created in January, funded by the Federal Highway Administration to provide technical assistance to tribal governments. In the proposal they cover the states of North Dakota, South Dakota, Wyoming, and Montana. They have previously visited with Mr. White, of Tribal Roads. It is a one day training program on transportation issues, planning, prioritization, and technical operational issues. Mr. Hopkins explained that his fees are paid for by the project, and is no cost to the Tribe. He is here to make the Tribe aware of these services.

ITEM 36: RECONSIDERATION OF COMPENSATION SETTLEMENT/KENNY FREDERICKS, JR. #93-41-JJR  
Chairman Wilkinson entertained a motion to approve.

Vice Chairman Johnson moved that Mr. Fredericks be paid the \$10,000.00 out of M,R&I. Seconded by Councilman Fast Dog.

Vote: 6 for, 1 opposed. Motion carried.

ITEM 37: REQUEST/MATT MASON  
Mr. Mason was present to explain his request of \$8000.00 for beginning farming expenses.

Chairman Wilkinson entertained a motion to approve.

Councilman Fast Dog motioned to approve, seconded by Councilman Mossett.

Vote: 5 for, 0 opposed, 2 not voting. Motion carried.

ITEM 38: ELDER/ROSE CROW FLIES HIGH  
Mrs. Crow Flies High wanted to let the Council know of her thoughts on some issues. Mrs. Crow Flies High expressed her concerns about the loans and about the privacy act. She also inquired of the guidelines of small loans.

ITEM 39: SOCIAL SERVICES ISSUES/JANET GUNDERSON  
Mrs. Gunderson, Social Services Director, spoke on behalf of two employees who lost their annual leave last year, and stand to lose it this year as well. She requested for compensation on their leave before they lose it again. The employees are Audrey Davy and Darlene Finley. Mrs. Gunderson was asked

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SOCIAL SERVICES (CON'T)

what the dollar amount was and if her program had sufficient funds to pay for this. She stated that her program does not, that is why she is here.

Chairman Wilkinson entertained a request for the Treasurer to evaluate the request and submit his findings to the Council.

Councilman Gillette motioned to approve, seconded by Treasurer Bird Bear.

Councilman Gillette discussed the personnel policy for all Tribal employees.

Vote: 5 for, 1 opposed, 1 not voting. Motion passed.

ITEM 40: SOCIAL SERVICES OFFICE SPACE

Mrs. Gunderson explained that she is the director of two programs in two different offices and she has to run back and forth which creates problems. She would like to reunite the offices, so they will be able to work as one program. She had done necessary work to move the office, when the Economic Development team moved into that office. She has discussed this at an administrator's meeting.

Chairman Wilkinson advised Mrs. Gunderson to work this out with the administrators and the CEO. He further stated the Human Resources Committee Chairman will take care of this issue.

ITEM 41: PETE FREDERICKS/JIM MOSSETT LAND ISSUE

Councilman Mossett stated this issue was to go before the Natural Resource Committee first, and he would like this to be tabled until the next committee meeting since he is unprepared.

Mr. Fredericks stated this was tabled at the last full council meeting to be brought before the council again the next time they met. He believes this is a full council issue.

ITEM 42: REINTRODUCTION ON TERO COMMISSION BOARD

It was questioned if the Tribal Business Council would consider making Mr. Foote the alternate in the event that Mrs. Walks could not make it.

Vice Chairman Johnson made a motion to this

request, if she doesn't accept. Motion was seconded by Secretary Rabbithead.

Vote: 4 for, 1 opposed, 2 not voting. Motion carried.

ITEM 43: HARRY SITTING BEAR/ REQUESTS

Mr. Sitting Bear requested for two things. The first request is a trailer project which needs skirting. The package includes bids for furnaces and materials. The trailers will be located in Mandaree, White Shield, and two in New Town. Mr. Sitting Bear needed permission to be given so bids may be submitted. He also needed to get the process approved in order to get the purchase order through so some of the materials may be ordered. These materials will be ordered from LCM or Minot Lumber. The only difference in cost would be in the White Shield trailer, due to materials needed in that trailer.

The second request pertains to explanation of benefits. Mr. Sitting Bear stated he would not like to hire per wage, but as a contract basis. He would like to leave the selection of the contractor up to the respective segment council members.

Chairman Wilkinson entertained a motion to approve

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

Vote: 6 for, 0 opposed, 1 not voting. Motion carried.

ITEM 44: REQUEST/FBCC DECA CLUB

Mr. Sitting Bear spoke on behalf of the Fort Berthold Community College's DECA club. The club is requesting \$2,350.65 to attend a conference in Florida. Mr. Sitting Bear mentioned he had visited with Mr. Morgan about forming something where the FBCC students could work this off by repairing earthlodges or planting trees. Amy Henry, of the college, mentioned the conference is on April 23 in Florida.

Chairman Wilkinson entertained a motion to approve.

Councilman Fast Dog made a motion to approve,

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DECA (CON'T)  
seconded by Vice Chairman Johnson.

Vote: 6 for, 1 opposed. Motion carried.

ITEM 45: RESOLUTION/JTPA/LEO CUMMINGS #93-42-JJR  
Resolution read by Secretary Rabbithead. This resolution pertains to the authorization to develop and submit a plan under PL 102-477 that allows the Three Affiliated Tribes to participate in this demonstration endeavor under PL 102-477, and that specific tribal programs such as JTPA, JOBS, AVT/DE, JTPA, TWEP, and CCBG be integrated in a single consolidated program.

Mr. Cummings was asked if he had anything to add. He stated this is a new law that came into effect on October 23. It's a demonstration program and would be a great help to the Tribe in their economic development. It would also be of help by giving participants the private sector involvement. This new law gives authority for waivers.

Chairman Wilkinson entertained a motion to approve.

Secretary Rabbithead motioned to approve, seconded by Councilman Mossett.

Vote: 6 for, 0 opposed. Motion carried.

ITEM 46: REQUEST FOR SUPPORT/LEO CUMMINGS  
Mr. Cummings requested support from the Council in bringing back monies to FY 92 levels, specifically the ADTE Program. The loss was \$31,000.00 this year and they are expected to lose \$37,000.00 for next year. The Tribal Business Council has the authority within the TBS system to help bring that level back up to where it was in the past into this new program.

ITEM 47: RESERVATION WIDE PARKS & RECREATION  
No action today on this issue.

ITEM 48: THIRD PARTY AGREEMENT/JIM DANKS  
Mr. Danks explained his situation of needing signatures on this agreement.

Vice Chairman Johnson made a motion to approve the concession agreement, seconded by Treasurer Bird Bear.

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JIM DANKS (CON'T)  
Chairman Wilkinson acknowledged motion and second.

Vote: 7 for, 0 opposed. Motion carried.

ITEM 49: ADJOURNMENT  
Meeting was adjourned at 6:22 PM.

Approved

Disapproved

John J. Rabbithead, Jr.  
Secretary, John J. Rabbithead, Jr.

3-23-93  
Date

ATTEST:

Wilbur D. Wilkinson  
Chairman, Wilbur D. Wilkinson

3-23-93  
Date

A G E N D A

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01. Call to Order
02. Roll Call
03. Prayer
04. Resolutions:
  - Natural Resources M,R&I office space additions/  
Don Morgan
  - Title transfer on Trust land/Don Morgan
  - Compensation settlement/Kenneth Fredericks
  - Land Exchange/Edward & Todd Hall
  - Mandaree Incorporated seeking a loan with  
First International Bank/Ivan Johnson
  - Grant Library submission for FY'93 Library  
Service-FBCC/Quincee Baker
  - Personnel Selection Committee/Roger Bird Bear
  - Education-submission of application for the  
preservation of Culture & Language/B. Young Bird
  - Education-submission of application for funding  
to Robert Wood foundation to combat substance  
abuse on Fort Berthold/Bernadine Young Bird
  - Social Services application for financial  
assistance for child protection services/J. Gunderson
  - Legal Department-Conklin VS Freeman/U. Bear Don't Walk
  - Legal Department-Cross Deputization/U. Bear Don't Walk
  - Aging Services application for financial assistance/  
Phoebe Dixon
05. Souris River Telephone Representative presentation
06. Joyce Burr Request
07. Financial Assistance Requests:
  - \*Museum Board/Marilyn Hudson
  - \*Elbowoods Reunion/Marilyn Hudson
  - \*Dr. Verlee White Calf Sayler
08. Resolution: TERO Ordinance/Marcus Wells, Jr.
09. Resolution: TERO Board Appointment/Karen Walks
10. Richard Hall Claim

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11. Financial Requests:
  - \*Goldie Fox
  - \*Clarice Big Back
  - \*Whitney Bell
  - \*Christine White Owl
  - \*John Baker
  - \*Iris Jackson
  - \*Discussion on Loan Program
  - \*Emerson Baker
  - \*All Star Basketball Team/Malcolm Wolf
12. Department of Transportation-John Hopkins
13. Reconsideration on Compensation Settlement for Ken Fredericks, Jr.
14. Financial Request: Matthew Mason
15. Comments of Tribal Elder
16. Social Services Issues/Janet Gunderson
17. Social Services office space request
18. Reintroduction on TERO Commission Board Appointment
19. Harry Sitting Bear Request
20. Financial Request: FBCC DECA Club
21. Resolution: JTPA-Leo Cummings
22. Request for support/Leo Cummings
23. Reservation Wide Parks & Recreation
24. Third party Agreement/Jim Danks
25. Adjournment