

**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
TRIBAL CHAMBERS**

**SPECIAL COUNCIL MEETING
November 15, 1994**

PRESENT: Russell Mason Sr., Tribal Chairman, Daylon Spotted Bear, Vice-Chairman - Twin Buttes Representative, Marcus Wells Jr, Secretary - Four Bears Representative, Mark Fox, Treasurer - Parshall/Lucky Mound Representative, Austin Gillette, White Shield Representative, Ivan Johnson, Mandaree Representative and George Fast Dog, New Town/Little Shell Representative.

ABSENT: None

OTHERS: Edmund White Bear, Delly Spotted Bear, Ted Danks, Clarence O'Berry, Lisa Redford, John Danks, Delores White, Chlorine Charging, Yvette Blake, Gordon Blake, Arlie Knight, Elgin Crows Breast, Bruce Hall, Shawn Little Owl, Delsey Davis, Brad Davis, Barbara Bear, Georgia Fox, Hazel Blake, Linda Little Soldier, Eloise Ogden, Ty Hall, Edward Lone Fight and Darlene Young Bear.

ITEM #1: CALL TO ORDER:

Meeting Called to Order at 2:15 P.M.

ITEM #2: ROLL CALL:

Roll Called by Marcus Wells Jr., Secretary.
All Present - Quorum Established.

ITEM #3: APPROVAL OF AGENDA:

Motion Made by Mark Fox to approve agenda Second by Ivan Johnson.

Discussion: Amendments to agenda included a request by Austin Gillette to Include a Medical Emergency Loan request.

Vote: 6 for; 0 Opposed. Motion Passed.
Chairman Not Voting.

ITEM #4: APPROVAL OF REGULAR MEETING MINUTES OF NOVEMBER 10, 1994:

Minutes of November 10, 1994 - Regular Meeting, were read aloud by Marcus Wells Jr., Secretary of the Tribal Business Council.

Discussion: They were corrections to be made to Items #3, #4, & #8 of the

Minutes, prior to approval.

Motion made by Austin Gillette to approve, subject to the corrections, Second by Mark Fox.

Vote; 7 for; 0 opposed. Motion Passed.
Chairman Voting.

ITEM #5: ENROLLMENT - THREE AFFILIATED TRIBES:

Ms. Shawn Little Owl - Enrollment, presented a listing of pending enrollment to the Tribal Business Council. Which have been pending since February 1994, which include a total of 167 potential enrollees. The Resolution needed for this transactions was not made available, Chairman Mason, recommended to place this issue on next weeks special meeting, after obtaining the proper Resolution.

ITEM #6: FINANCIAL REQUESTS;

- A. a. **Gaming Commission Budget and Resolution #94-001-MW**, Mark Fox presented a Budget for the Gaming Commission to utilize between now and December 31, 1994. The Gaming Commission has not had a operating Budget for over a year now, and we cannot expect them to work for free, they have a very important job, they haven't been moving on a now.

Motion made by George to approve the Budget, second by Daylon Spotted Bear.

Vote: 7 for; 0 opposed. Motion Passed.
Chairman Voting.

- b. **Gaming Compact Compliance - Resolution #94-002-MW**, Mark Fox presented the resolution that will allow the Treasurer to submit reports and information, so that we submit to the proper and necessary state officials so that we do not jeopardize our compact in shape or manner. Chairman Mason Asked a question as to what type of authority that the Attorney General of the State had. He has the right to receive this information, if they did not receive this information, they could declare the compact voidable.

This Resolution authorizes myself, to go ahead and gather information report what we do need to do for finance and submit to the state, that information. Where were standing now it's

jeopardizing situation.

Vote: 7 for; 0 opposed. Motion Passed.
Chairman Voting.

B. **Loan Request, Mobile Home, George Fast Dog**, presented Delsey "Fox" Davis, request to the Tribal Council for \$8,000.00. Mrs. Davis informed the Tribal Business Council of the hardships that she has endured in dealing with no housing available in and around the area. Alternatives were discussed on how to acquire the money to assist Mrs. Davis. Chairman Mason, recommended to George Fast Dog that they follow up on all options talked about, then come back and see what we can do. Chairman Mason, also suggested that Mrs. Davis work with her Council Representative, and will do what we can.

C. **Mandaree Community Loan - Resolution #94-003-MW**, Ivan Johnson presented, Resolution #94-003-MW, which was read aloud by Marcus Wells Jr., Secretary, which specified that the Three Affiliated Tribes authorize the loan of \$12,735. 45 to the Mandaree Community to be repaid through the Development Docket Funds, until the Loan is repaid in full.

Motion made by Ivan Johnson, second by George Fast Dog

Discussion: Austin Gillette, stated that this situations is not the only one we face for delinquent IRS Taxes, why?, do we have all these boards incorporated if they can't pay their taxes, we have to review all this, there supposed to regulate and do things for their selves.

Vote: 7 for; 0 opposed. Motion Passed.
Chairman Voting.

D. **AAU Cross Country Championships**, by Chlorine Charging, request by Parshall for \$3,381.00 and request by White Shield for \$5,226.00. Their is (10) your from both areas, who will be participating in this cross country meet, in Indiana on December 3, 1994. The Council decided to table this request until further notice.

E. **Waylon Pretends Eagle, Youth Leadership**, by Rosario Wicker for a Youth Leadership Conference in Washington D.C., he was chosen to go this year. Chairman Mason, stated we really don't have a travel budget, and suggested that the local segment representative try to get revenues

raised through bingo's or raffles. That's just the way it looks right now.

- F. **Clare Fox - Medical Emergency Request**, by Austin Gillette, for a loan of \$500.00 from the Tribe, for this medical emergency, Austin Gillette stated that he would co-sign for this loan request.

Motion by Austin Gillette to Approve this request, subject to Available funds, Second by Ivan Johnson.

Vote: 7 for; 0 opposed. Motion Passed.
Chairman Voting.

- G. **Debbie Monteau, Medical Emergency Request**. by George Fast Dog, for a loan of \$500.00 from the Tribe, for this medical emergency, George Fast Dog stated that he would also co-sign for this loan request.

Motion by George Fast Dog to Approve this request, subject to Available funds, Second by Austin Gillette.

Vote: 7 for; 0 opposed. Motion Passed.
Chairman Voting.

ITEM #7: RESOLUTIONS:

- A. **Resolution #94-004-MW - Recision of \$10,000.00 Severance Pay -**, by Marcus Wells Jr., the Resolution #94-004-MW was read aloud by Marcus Wells Jr., Secretary, which specified that "The Former Tribal Business Council, on October 14, 1994, to action taken to Authorize and Approve a Severance Pay per Resolution #94-092-JJR.,"...."That the Tribal Business Council hereby officially rescinds the Severance pay Resolution #94-092-JJR."

Motion made by Austin Gillette to approve such resolution, second by Daylon Spotted Bear.

Discussion: Mark Fox, expressed his opinion that we must insure that we are legally correct.

Vote: 7 for; 0 opposed. Motion Passed.
Chairman Voting.

- B. **Resolution #94-005-MW - Executive Committee**; by Marcus Wells Jr, the Resolution #94-005-MW was read aloud by Marcus Wells Jr., Secretary, which specified that "That the Tribal Business Council hereby has

elected Daylon Spotted Bear, as Vice Chairman; Marcus Wells Jr. as Secretary; and Mark Fox as Treasurer to serve as officers of the Executive Committee."

Motion made by Mark Fox to approve such resolution, second by George Fast Dog.

Vote; 6 for; 1 opposed. Motion Passed
Chairman Voting.

- C. Resolution #94-006-MW - Signatory Authority; Resolution #94-006-MW** was read aloud by Marcus Wells Jr., Secretary, which specified that "...the Tribal Business Council does hereby elect the following officers to conduct business for the Three Affiliated Tribes"....."That the Tribal Business Council of the Three Affiliated Tribes hereby delegates the signatory authority to sign all Tribal, State and Federal documents of the Three Affiliated Tribes to the Chairman and Treasurer of the Tribal Business Council."

Motion made by Austin Gillette, to approve such resolution, second by Daylon Spotted Bear.

Vote: 7 for; 0 opposed. Motion Passed.
Chairman Voting.

- D. Resolution #94-007-MW - Rescission of 1995 Tribal Budget;** by John Danks, Program Analyst, Resolution read aloud by Marcus Wells Jr., Secretary, which specified that "Tribal Resolution #94-089-JJR., enacted October 14, 1994, refers to and approves the 1995 Tribal Budget....approves appointees, employees and consultants and so forth....as permanent for.....That the Resolution #94-089-JJR, is rescinded in its entire."

Motion made by Ivan Johnson to approve such resolution, second by Austin Gillette.

Discussion: Mark Fox, had a question to as what we are attempting to do in this Resolution, in regards to a conflict to the Council decisions to go by a case by case basis for determination of positions that are going to be retained. John Danks stated that a 1995 Budget was never found, regarding this resolution #94-089-JJR.

Vote: 5 for: 1 Opposed 1 Not Voting Motion Passed.
 Chairman Voting.

- E. Resolution #94-008-MW - Community Services Block Grant FY-95 Application**, by Elizabeth Marsette, Outreach Worker - Material Resources Department, Resolution read aloud by Marcus Wells Jr, Secretary, which specified that "The Office of Community Services U.S. Department of health and Human Services has invited the Three Affiliated Tribes to submit an FY-95 Application for funding based on the availability of funds, under Public Law 97-35.....Three Affiliated Tribes duly authorizes the execution and filing....and has directed and authorizes the Chairmanto be as official contact person..."

Vote: 7 for: 0 Opposed. Motion Passed.
 Chairman Voting.

- F. Resolution - Requesting Financial Documents from Finance for all Tribal Council Members upon Request.**

Discussion: Austin Gillette stated that there was a need for equal access to the financial records of the Finance Department, to any requests for information, that are made by the Tribal Council members.

Motion made by Austin Gillette to Approve such Resolution, no second was received.

Motion Died for lack of a second.

- ITEM #8: Pliga Bourdeaux Case;** by Urban Bear Don't Walk, gave a report on what the current status of this case was, knowing that the Tribal Business Council being a named defendant. He recommended that the Tribe should drop the case.

Motion by Mark Fox, that the Tribal Business Council of the Three Affiliated Tribes, drop the Appeal. Second by Daylon Spotted Bear.

Vote: 7 for: 0 opposed. Motion Passed.
 Chairman Voting.

- ITEM #9: Mandaree Electronics;** by Clarence O'Berry, CEO, explained their situation in regards to their cash flow problems and the need to pay the IRS for back taxes. He explained that Mandaree Electronics had twelve (12) employees at the present time. A meeting was set for 11-16-94 at 1:00 P.M. with Ivan Johnson, to discuss this issue.

ITEM #10: Johnson O'Malley (JOM); by Bruce Hall, Mr. Hall expressed concern that the JOM Program and the Tribe should provide health benefits, at the initial employment by the Tribe, rather than after the 90 day probationary period. He also expressed concern that the present allocation of Casino Earnings was not enough to meet the Education needs of the Three Affiliated Tribes.

ITEM #11: Consultant for Water Purification Truck & Equipment; by Harry Sitting Bear, expressed the need to acquire the services of a consultant, to provide three (3) days of training our enrolled members to operate our Truck and equipment. Mr. Sitting Bear agreed to submit to the Tribal Council a proposal to review on this issue.

Chairman Mason entertained a motion to allow Harry Sitting Bear authority to look into this matter.

Motion made by Marcus Wells Jr., to approve, second by George Fast Dog.

Vote: 5 for; 0 opposed. 2 abstentions.
Chairman Voting.

ITEM #12: Child Protection - Social Services; by Janet Gunderson, Administrator and Hugh Baker, Social Services, Mrs. Gunderson expressed their need to get a Resolution passed to authorize a creation of a Childrens Services Coordinating Committee. A resolution was presented and assigned #94-009-MW, which specified that "that the Tribal Childrens Council be authorized to create a Childrens Services Coordinating Committee..."

Motion Made by Marcus Wells Jr., to approve such resolution, second by Ivan Johnson.

Vote: 7 for: 0 Opposed. Motion Passed.
Chairman Voting.

A General Report of current circumstances at the Social Services Program was presented in regards to Tribal Welfare, FY 1995 Budget, carryover and unpaid vendors.

Chairman Mason, informed Mrs. Gunderson and Mr. Baker that there was not a need for a program review at this point in time..

ITEM #14: Next meeting Date Set: Consensus was made by the Tribal Business Council to have a Special Meeting on November 23, 1994 at 10:00 A.M.

ITEM #15 ADJOURNMENT:

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Motion was made by Mark Fox to adjourn the meeting, second by Ivan Johnson. Meeting Adjourned at 5:33 P.M..

Vote: 7 for: 0 opposed. Motion Passed.
Chairman Voting.

Approved

Disapproved

Marcus Wells Jr.

Secretary, Marcus Wells Jr.

11-28-94

Date

Dayton Spotted Bear

Acting Chairman, Russell Mason Sr.

11-28-94

Date