

THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
CASINO BINGO HALL

Special Meeting
December 22, 1994

Present: Russell Mason, Sr. Chairman; Daylon Spotted Bear, Vice Chairman; Mark Fox, Treasurer; Austin Gillette, and Edwin Hall, Councilmembers.

Absent: George Fast Dog in at 11:15 and Ivan Johnson in at 11:47AM.

Others: **Enrolled Members:** Matthew Mason, Norman Baker, Claryca Mandan, Dale Little Soldier, Edward S. Danks Sr., Louise Snortland Hall, Pete Fredericks, Theodora Starr, Maurice Danks, Jackie Danks, Manuel Chase, Jim Danks, Clement Baker, James Hall, Jr., Flora M. Lubke, Inez V. Baker, Rosella Little Soldier, Adam Mandan, Sadie Mann, Beulah Chapin, Titus Hall, Donna Morgan, Edmund White Bear, Sr., Kenneth Fredericks, Jr., Eugene Brugh, Jr., Buddy Bell, Jim Baker, Dale Hall, Casey Hall, Patti Jo Gill and Bruce Hall.
Employees: Marian Spotted Bear and Terrance Fredericks, Vice Chairman Assistants; Kyle Baker, Air Quality Coordinator; Myrna Bear, Realty Officer; Noreen Two Crow, Realty Clerk; H. Texx Lone Bear, Acting Natural Resources Administrator; John Danks, Program Analyst; Audrey Davy, Social Worker; Sherry Hall, Office Assistant; Sue Romero, Programs Manager Assistant; Abigail Bingen, Councilman's Assistant; Randy Baker, Credit Clerk; Everette Hall, Buffalo Project Manager; Todd Hall, Wildlife Biologist; Jason Two Crow, Pesticides Control Officer; Linda Little Soldier, Assistant Recording Secretary and LaVerne Brady, Recording Secretary.

SWEARING IN CEREMONY:

Swearing in of Edwin Hall, Four Bears Councilmember by Elder Fred Gunn, who also gave the blessing.

CALL TO ORDER:

Meeting called to order at 11:07AM.

ROLL CALL:

Roll Called by Recording Secretary, LaVerne Brady. Quorum established.

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Congratulations by Chairman Mason:

Chairman Mason congratulated incoming councilman Edwin Hall and also congratulated and thanked out-going Secretary Marcus Wells Jr., for all the hard work while holding office in the interim thirty days.

ITEM 01: APPOINTING OF VACATED SECRETARY POSITION:

Chairman Mason entertained motion to appoint Councilman Gillette to act as Secretary for today's meeting.

Motion failed due lack of a second.

ITEM 02: SUGGESTIONS FOR MOTION FOR SECRETARY POSITION:

Chairman Mason requests for suggestions on a motion for acting Secretary.

Treasurer Fox made **motion** to appoint current Vice Chairman, Daylon Spotted Bear as acting Secretary, **seconded** by Councilman Hall.

Chairman Mason acknowledged motion and second.

Vote: Unanimous. Motion Carried.

ITEM 03: APPOINTING OF VICE CHAIRMAN POSITION:

Treasurer Fox made **motion** to appoint Councilman Hall for the position of acting Vice Chairman in the interim.

Chairman Mason acknowledged motion and second.

Motion was **seconded** by Councilmember Hall.

Vote: Unanimous. Motion Carried.

ITEM 04: Approval of Agenda:

For the agenda, the following were to be added:

- Under Requests: C. Alyce Spotted Bear
- D. Patrick Black Hawk
- Under Personnel: C. Temporary Appointment for White Shield Office.
- D. Salary Authorization

Treasurer Fox made **motion** to approve agenda, **seconded** by Vice Chairman Hall.

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Agenda approval (Con't):

Motion and second acknowledged by Chairman Mason.

Vote: Unanimous. Motion Carried.

ITEM 05: READING OF PREVIOUS MINUTES:

Outgoing Secretary Wells explained the reading will be at the next official meeting.

Chairman Mason acknowledged explanation and he explained the Grazing Resolution Settlement of the Natural Resources Department will be dealt with here as it is accomodating to the ranchers. We will then recess to reconvene at the Tribal Business Council chambers.

ITEM 06: RESOLUTION/GRAZING: Chairman Mason explained that at the last meeting, this resolution was tabled to get more information on the period of legality and regulations on the period of leasing and the dollar amount of tribal costs.

H. Texx Lone Bear, Acting Natural Resources Department was requested to bring the council up to date. Chairman Mason stated to give some attention be given to Mr. H. Texx Lone Bear, our staff person who has worked in this leasing area for a number of years. Mr. Lone Bear explained "the current resolution that you have now has been into the Superintendent's input. The first item corrected for approval is the five year grazing period to a 10 year grazing period.

On page 6, #12 we reflected that according to CFR (reading sentence "Pursuant to CFR 166.14 and ending with range unit land not owned by him") the date November 30, 2004 is the 10 year period. So we've covered both bases. Discussion on the length of contract.

A printout of range units was passed out. Mr. Lone Bear explained there was 96 units in this printout. Some with tribal land and others strictly allotted lands. The first column has the AUM and that is what the range unit can carry. The next column is the 80% carrying capacity needed to fill the allocation. The third column is AUM at tribally land only, that's at \$6.00 a year at the current rate. Column four is the increase at the rate of \$7.65 AUM and the last column is what tribal AUM's is included in the unit that

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Grazing Resolution (Cont'd)"

will reflect on the increase. There are only thirteen (13) units that have a total in excess of one hundred (100) head or more. There was a problem of the smaller operators having the capability of acquiring the units; but, as you can see, there is a lot of small units that are available to the smaller rancher; so, basically, everybody's covered under this. As you notice, the majority of our range units are not very big.

Chairman Mason reminded the cattlemen and the council that the discussion on the major concern when we adjourned and tabled this during the last meeting, was the question that was brought up by the council as to the difference in price between the tribes' \$6.00 per AUM and the \$7.65 that the allottee gets. Mr. Lone Bear was questioned about what change in the resolution compared to what we had last time?

Mr. Lone Bear explained the change only required a five-year plan, as Superintendent Terrance Walters indicated in the CFR. Chairman Mason questioned where, in here, is the 80/20? It was explained on the second page, on top, #2.

Chairman Mason also reminded the people about his opening comment regarding fairness for everyone. Fairness for young operators, as well as for established operators. A suggestion was made regarding the 80/20, that there are some young operators who may be willing to submit a formal plan to the tribe bringing their capacity up to the 80/20, given a period of time--maybe within two to three years, because we do have some operators that are below 50%, and would not be able to comply with the 80/20 with a plan that could be monitored, but could probably do so in two to three years' time.

They already have their stock in there, and they already have a unit. They could probably come up to that level of 80%. Chairman Mason asked for a consideration for this. Mr. Lone Bear commented on the resolution reflecting the 80%, and sufficient range units that can accommodate the small rancher.

Councilman Gillette suggested the amount be compromised at \$6.00, but there could be an addition somewhere comparable to the \$7.65, so there could be monies dedicated for Range Improvement /Noxious

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Grazing Resolution (Con't):

Weed Control that presently isn't available.

(Acting) Secretary Spotted Bear made a suggestion that the 80/20 capacity might be an even five years.

Treasurer Fox stated "There is two types of tribal interests at stake here. It is the obvious interest of the gentlemen here and we should support that interest and allow them a lower rate so that they have more flexibility in improving their cattle operation but there is another aspect here that's in line with what we are trying to do now.

We're trying to make thrifty expenditure type decisions in all areas and the main theme to it all is how much revenue can we save as a tribe so we can use it for the people and programs such as for the elderly or education or what have you" and he asked for the ranchers to consider their fellow tribesmen and to come up with some type of compromise for the general welfare of all the people and the ranchers themselves

Councilman Gillette stated "I am in favor of 50% allocation for those beginning ranchers for a three year period and increase up to 80%".

Chairman Mason reminded the cattlemen about the discussion of 50% and the people on the list. He stated "we are asking for the input of the operators" and there are three major areas of the resolution that were discussed and need input from the ranchers.

(Acting) Vice Chairman Hall commented on the \$6.00 rate and the factors involved in ranching.

Mr. Lone Bear was questioned about the acreage of the print-out that was handed out. It was figured about 45,000 acres.

Discussion was opened on the floor. Various individuals and landowners voiced their opinions on the rate, landowners concerns, corplands, leasing period, regulations, leasing by non-Indians and overgrazing. So the two areas of discussion are the initial request of a ten year period which goes back

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Grazing Resolution (Con't):
to five and the \$6.00 VS the \$7.65 rate.

Chairman Mason stated "Having had worked with this Council for the past thirty days, I'm comfortable with them as being fair and fair to the degree that we're asking everybody to come in and so we have this dialogue and the other is we all have a constituency" A question was asked regarding Indian

A comment was made by the ranchers that this is the first time ranchers were involved in many, many years and they were very happy. Another suggestion was brought up about having Natural Resources Department policing or monitoring grazing units so there will be no further abuse, speaking on behalf of the landowners.

Chairman Mason commented on being a Chairman or a Councilman "our obligation or legacy is going to make fair changes and start to do things right." Comments were also made on Indian preference and taxing of non-Indian cattle. Mr. Lone Bear was asked how difficult it would be to monitor the units. Mr. Lone Bear responded that it was already in place and on page 5, #8 it shows that we keep track of cattle brought in. The Tribes' financial status was stressed again and the consideration for compromise on the rate. The rate was suggested at \$6.50. The cattlemen were asked "Would the ranchers compromise at \$6.50?" Another consideration would be that the \$.50 would be put into range improvement and not the general fund.

Chairman Mason encouraged the cattlemen to put together any recommendations and to organize or reorganize the Cattleman's Association and they would be welcomed in the future. Another suggestion was made that the \$6.50 be paid for two years, reviewed and then pay the \$6.00 thereafter and the idea of taxing was favorable. A question was brought up on the TAX and ceiling. Mr. Lone Bear was directed to investigate the requirements on the question.

(Acting) Vice Chairman Hall clarified this is in reference to pasture authorization and the possibility of increasing that. It was also mentioned that the tribe should keep in mind the current market prices because if the tax is set too high, then the non-Indian will not come in and the rancher will be

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Grazing Resolution (Con't):

stuck with the unit. The idea of fluctuation was also favorable.

Chairman Mason stated "I am certainly open to that idea of taking a look at the \$6.50 in two years to see where we're at and I'm making a committment that it would be open to your participation to determine where we should go with that". There was a comment on the inflation rate and capitalization.

Chairman Mason stated "Let's get back to the resolution now that we have a general concensus so before we have a motion on the resolution there's one other area now on the first **NOW THEREFORE BE IT RESOLVED**, we're in agreement now that, that can be amended to \$6.50 per Animal Unit and taken into consideration is that we will make a committment to revisit that after two years to see where we are at." And then after **BE IT FURTHER RESOLVED**, #1 that's instead of 10 years, that's five years. The other area that we've got to counter-closure on this resolution that is item 2 under **BE IT FURTHER RESOLVED** and that is (page two, the qualified applicants), 80% and that's what we are discussing right now, and allowances of 50% for those operators that are at that level right now with the assurances that they would again, for 3 years or 4 years or whatever it would take for them to come to us with a plan that they are going to get that up to the 80% and those are the operators that are existing now, not new ones coming in."

There was a suggestion that the 80/20 was too high for young ranchers. Discussion on the floor was closed and Chairman Mason entertained motion to pass the resolution and discuss amendments. Discussion to be done informally and then to act on resolution.

Chairman Mason stated "Now this was a concensus by the operators here that on **NOW THEREFORE BE IT RESOLVED** that we're looking at \$6.50 and that a committment was made that we go back and revisit the \$6.50 after a couple of years.

The resolution is not amended but it reads 5 year contract period beginning December 1, 1994 terminating November 30, 1999. (Mr. Lone Bear consulted on the period). The contract

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Grazing Resolution (Cont'd):

period should have read January 1, 1995, terminating December 31, 1999. Now the second page, now our discussion where the qualified applicants can secure an allocation of grazing privileges provided the applicant owns 80% of the livestock, this is the big issue, where are we going to go with that?"

Regarding the taxation, the proper term would be pasture authorization. Discussion was on the compromise of 35%, 50% and 40%.

Floor of discussion closed and now the resolution will be acted on by the Tribal Business Council.

Chairman Mason entertained motion to approve the following:

\$6.50 at 50%, in three years, to 80%

Treasurer Fox made motion to approve that we utilize the \$6.50 rate at 40%, given three years to reach 80%, seconded by Councilman Gillette.

Chairman Mason acknowledged motion and second.

Motion and second amended to \$6.50 at 40%, with \$6.50 AUM to be reviewed after two years.

Vote: Unanimous. Motion Carried.

Further discussion to extend the December 31st application deadline to January 6, 1995. Also, security agreements questioned and change to be made to proper security agreements are acceptable.

Chairman Mason entertained motion to pass the resolution with the amendments.

Treasurer Fox made motion to approve with amendments, seconded by Councilman Gillette.

Chairman Mason acknowledged motion and second.

Vote: Unanimous. Motion Carried.

MEETING RECESSED AT 12:30 FOR LUNCH.

**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
TRIBAL ADMINISTRATION**

**Special Meeting
(continuation)
December 22, 1994**

THE MEETING RECONVENED AT 2:25 PM.

PRESENT: Lori Heart, Claryca Mandan, Titus Hall, Theodora Starr, Perry Brady, Sargeant-at-arms; Carol Good Bear, Solly Danks, Norman Baker, James Danks, Gary Delabarre, Ella James, Ed Grinnell, Alyce Spotted Bear, Rocky Avery, Diane Avery, Bill Woods, Attorney.

ITEM 07: AMENDMENTS TO AGENDA:

Chairman said items 8B and 9A were to be scratched off the agenda. George Fast Dog wanted to add 2 items - Item 10. Requests: 10E Titus Hall and 10F Ken Drags Wolf.

MOTION was made by Austin Gillette to amend the agenda to reflect the requests of George Fast Dog. **SECONDED** by Daylon Spotted Bear.

VOTE: 7 in favor, Motion Carried.

ITEM 08: PERSONNEL/BLUE CROSS BLUE SHIELD:

Cheryl White introduced Gary Delabarre, service representative for Blue Cross Blue Shield of ND. The Tribes is nearing their 4th contract renewal for group insurance with Blue Cross, Blue Shield and a renewal rate for CY 1995 is being recommended based on the Tribe's claims experience. Mr. Delabarre did a presentation on the Tribe's claim experience, what the rates are and the reason for the rates. The council needs to make some decisions to increase the deductible or maybe amend some of the benefits. The renewal rate will be effective January 1, 1995. The insurance plan is for 12 month rate guarantee although renewal can be made monthly or as the Tribe wishes. the group insurance is comprised of our comprehensive medical, dental with orthodontics, vision, short-term disability, term life insurance of \$25,000, accidental death and dismemberment also \$25,000, or double indemnity. On average for Institutional (hospital charges) and professional (doctor's charges) Blue Cross Blue Shield has seen an overall increase of about 70% in both those categories. So what we are seeing in charges for our claims is very high. The Tribe has 10 people who account for 60% of catastrophic claims

which are claims over \$10,000. Discussion was had on the catastrophic claims with IHS and that BCBS as group insurer is the primary payer and other insurers are secondary such as IHS. The Tribe's insurance plan now has a \$100 deductible in place, with that after the employee pays our \$100, BCBS then pays 80% the employee pays 20% to a maximum of \$650.00. Most will pay out in a contract year is \$750.00. The plan Blue Cross Blue Shield is recommending a Comp choice \$250 plan addressing the in-patient services. With this contract the deductible will be \$250 per year. After that deductible, BCBS will again pay 80%, the subscriber or employee will pay 20% up to a \$1,000. Cheryl White said she would recommend going from \$100 to \$250 deductible.

MOTION was made by Ivan Johnson to authorize Cheryl White to renew the group insurance....

Chairman said this has to be renewed by Jan.1, 1995 or no one will have insurance. Cheryl White said if not, we need to bid it and it will take a while to do that because you need to let your bids, get your specs and you need to conduct presentations on the top 2 insurance companies. Last time, we had 13. Ivan Johnson **WITHDREW HIS MOTION.**

Chairman said if we do this for a year, it will give us time to get the appropriations needed to take care of our health care. Right now we don't have the dollars to provide for the health care. Discussion was had on the revenues used to pay for the insurance plan and if there is reimbursement from the federal government. Cheryl White said the only way reimbursement is realized if the employee utilizes contract health care from IHS - it is from the programs contract that pay 100% on single plan, 100% its funded for it's single contract for its SPD, and 70% towards the family contracts for each one of the programs. Discussion on the Tribes' paying of premiums with tribal revenues. Discussion on resolution that allowed single coverage at 100% and family at 70%.

Chairman said he thought the individual employees were contributing something toward their insurance. Cheryl stated they were until the 1993 resolution.

GEORGE FAST DOG LEFT AT 2:45 PM.

It was the general consensus of the council to confer with Fred Baker at IHS to determine what would be a feasible plan for both groups.

MOTION was made by Austin Gillette to do an interim agreement for a 3 month period from January to end of March, 1995, to provide adequate time for staff, council, IHS to determine what is a fair insurance package for everyone. **SECONDED** by Mark Fox,
VOTE: 4 in favor, 1 opposed, 1 abstention, 1 not voting.
Motion Carried

ITEM #09: FT. BERTHOLD DISTRICT COURT/SERVICE OF PROCESS AND REPOSSESSION STATUTE:

Judge Diane Avery submitted a proposed resolution regarding the service of process on civil cases. A little background to explain the reasons why she was requesting the Council to approve and adopt the resolution is that the Fort Berthold District court has for many years been in the business of serving papers especially civil summons and civil complaints. A civil dispute is a dispute between two private individuals and has nothing to do with the Tribe and the Court should never engage in this type of business but that has always been the history of the court. What Judge Avery is requesting is to change because the Court is overburdened with its' caseload and quite frankly, we have no business being in the service of process business. State courts do not provide service of process, service of process is completed and performed by the attorney that represents the plaintiff, he hires a process server at a rate, the going rate now is anywhere between \$25 and \$40 for the service of papers on a defendant. Either that or the sheriff's in the state court system will serve the papers if they are directed by the attorney representing their clients and they pay the sheriff a service fee.

In the Repossession Statute which was passed back in the early 1980s, under Section 2, it states that service of process is to be done by the Clerk of Court at no cost to the plaintiff. Judge Avery recommended the passage of the proposed resolution, but also, that the Repossession Statute be taken under advisement and referred to the Tribe's legal department for redrafting.

Mr. Fox questioned, what effect the service of process would have on those cases that are under social services and domestic relationship type cases. Judge Avery responded that in a meeting with Social Service and Ed Lone Fight, Tribal Programs Manager, they would be responsible for notifying and serving those papers on their clients or it would be their attorney's responsibility to do so.

Avery said this would be effective January 1, 1995, and hopefully, we will no longer be in the serving process, I have already talked to attorney's that are licensed through Tribal Court. Discussion followed on civil procedures. Judge Avery stated that the Tribe is in need of a new civil procedure code, the present one is 20-30 years old and it has never been amended, modified, or updated.

MOTION was made by Austin Gillette to approve the resolution. **SECONDED** by Ivan Johnson.

DISCUSSION: Austin Gillette stated, "**FOR THE RECORD**, the legal department was established in 1982, have been 12 years in operation now, several attorneys have passed through that office, including Diane Avery. Now we are getting pointed out to us deficiency in our code which are many but that was part of the reason the legal department in-house was established was to correct these without great expense such as we are faced with now, by all of these outside contracts that we have been reviewing. I know that their workload for the past year has been directed elsewhere in most cases. That was the intent when it was first set-up, maybe we should go back to why it was set-up in the first place, if not keep on traveling the way we are, I guess." Mark Fox said, having worked over there, that business of improving our code is not the only business that the attorneys have to deal with over there in addition to social service cases, in addition to reviewing contracts, and everything else, reviewing legal documents, making decisions on our constitution and things to that effect. The work that has to be done in the legal department cannot be handled by 1 attorney. It is even doubtful that it can be handled, especially in the gaming area, it can be handled by 2 attorneys, more suggestible, at a future date, when we can afford it as a Tribe, we are going to have 3 attorneys in there. But it will be my suggestion that in order to make those changes in the procedures, we are gonna need at least 2 attorneys in there full time.

VOTE: 6 in favor, 1 not voting, Motion Carried.

RESO #94-41-DSB

ITEM #10: FT. BERTHOLD DISTRICT COURT/MOTOR VEHICLE LICENSING REVIEW BOARD:

Judge Avery continued with the Motor Vehicle Licensing Review Board issue which she submitted for discussion. Included with the memorandum was a letter from an individual and a response from the Tribal Prosecutor. Judge Avery said under the Tribe's DUI Statute, there has to be a Motor Vehicle Licensing Review Board which is

appointed by the Tribal Business Council and when an individuals' driving privileges have been suspended or revoked for a certain period of time, they have the right to request a restricted or temporary work permit and those requests for a restricted license go before the Motor Vehicle Licensing Review Board and it just so happens that a request just came in. So, I guess, it is up to the Tribal Business Council or if you want to appoint a Motor Vehicle Licensing Review Board or if you want to refer this matter again to the legal department. The judges in the court system should be able to determine whether a restricted license should be given or not. After further discussion,

MOTION was made by Mark Fox that until final action is taken on whether to provide for, rescind a motor vehicle licensing review board that we alternatively grant the authority to the judge to act in lieu of that board not being in place, to make this determination. SECONDED by Ed Hall.

VOTE: 6 in favor, 1 not voting, Motion Carried.

ITEM #11: MAXINE HARRISON vs T.A.T: (closed Session)

ITEM #12: RUSSELL BUD MASON vs T.A.T.: (Closed Session)

ITEM #13: FIVE MINUTE RECESS: MEETING RECONVENED AT 5:02 PM.
Chairman Mason resumes chairing the meeting.

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ITEM #14: PERSONNEL SELECTIONS/PERSONNEL:

ITEM #15: FT. BERTHOLD COMMUNICATION ENTERPRISE/C. MANDAN:

John Danks and Claryca Mandan submitted a report on status of the Ft. Berthold Communication Enterprise, both the radio station and the newspaper. Ms. Mandan gave a history report of the Communication Enterprise from the time it was established to the present. Docket 350G funds that is allocated to the Communication Enterprise was discussed. Chairman asked for just a thumb nail sketch because after the first of the year some proposals will be submitted to the council for the paper and the board and there will be a full work session, where a full report can be made at that time. Ms. Mandan read a resolution on the docket funds that the TBC authorize offices of the FBCE to secure a loan in the amount of \$34,000 plus interest from the Lakeside State Bank, New Town, ND, secured by FY 1996 Telecommunication 350 G Docket Funds and that the Treasurer and Chairman be authorized to execute the required bank loan documents and assignment of trust income forms.

MOTION was made by Mark Fox to approve the resolution as stated **SECONDED** by Ed Hall.

DISCUSSION: Austin Gillette asked what the present situation was with Communication Enterprise and Internal Revenue Service. Ms. Mandan said the outstanding amount is \$88,000 and they are trying to arbitrate down but are current with the 1992, 1993, and 1994 taxes. This delinquency is for the period of 1988 to the 3rd quarter of 1992 with an older board and another Executive Director. Ms. Mandan said she understood the IRS is pursuing them in terms of individual liability. she tried to contact the person in IRS that was arbitrating the case and he no longer works there so I haven't heard from them in the last six months. We did set up a task force and worked on it, legal department reviewed it and tried to get us an offers compromise and there was some factors that prevented it from being settled out. She continued with about half of this is penalties and interest. Mark Fox asked how much of that \$100,000. the tribe through resolution allocated to the Communication Enterprise. Ms. Mandan said they only received in a period of one year, for this fiscal year, \$56,838 and we had \$100,000 obligated.

VOTE: 6 in favor, 1 not voting, Motion Carried.

RESO #94-42-DSB

ITEM #16: MANDAREE ELECTRONICS:

Not Present.

ITEM #17: ARNIE GOOD BIRD REQUEST:

Not Present.

ITEM #18: MARY JO PACKINEAU REQUEST:

Not Present.

ITEM #19: ALYCE SPOTTED BEAR REQUEST:

Alyce's request which was submitted by Councilman Daylon Spotted Bear to the council was that she was aware of the council financial problems and only asked that the ones that want to go to the Education Conference in Bismarck, if the Tribe would grant them administrative leave to attend in lieu of paying for their travel. These individuals being Janet Gunderson, Guy, Carol, Martha Hunter and Wilma Nelson. Chairman said this could be by administrative action.

Another request was monies for the education conference and the basketball classic. Austin Gillette said that Wilbur Wilkinson committed the Tribe last December, publicly, he committed \$2600.00. I think we do have a commitment to uphold that as he said it as Chairman of TAT and publicly. The original request was for \$3,000 but Paul Fredericks said even \$2,000 will suffice, with \$1,000 for each activity.

MOTION was made by Austin Gillette to commit \$1,500.00 to the Education Conference\Basketball Classic Tournament, which will be subject to the availability of funds to be worked out between the Treasurer and Chairman., **SECONDED** by Ed Hall.

VOTE: 5 in favor, 2 not voting, Motion Carried.

ITEM #20: PATRICK BLACK HAWK REQUEST:

Patrick Black Hawk was requesting a medical loan. The emergency medical loan is donation of a kidney. Chairman reminded the council that the limit for emergency medical loans is \$500.00.

MOTION was made Ed Hall to approve the purchase order for \$500.00 to Patrick Black Hawk. **SECONDED** by Ivan Johnson.
VOTE: 5 in favor, 2 not voting, Motion Carried.

ITEM #21: TITUS HALL REQUEST:

Under the past administration Mr. Titus Hall was employed as a consultant and had over \$3,700 in consultant fees due him. At the December 8, 1994, meeting the Council gave authority to the Chairman and Treasurer to negotiate a settlement with Mr. Hall. All parties were aware of the financial situation of the Tribal Business Council and an amount \$740 was settled upon with a disclaimer being signed by Titus Hall. Mr. Hall says that the \$740 payment received was not enough and it only covered payment for his car. He has other bills outstanding, and he is now requesting to be paid for the balance of the \$3,000. Chairman said Mr. Fox wrote and explained the disclaimer to you that no claims made against that you once accepted the check and you signed the disclaimer and that is where we are at. The general concensus of the Council was to maintain to the original directive and by signing the disclaimer Mr. Hall agreed to those terms. No council action was taken.

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ITEM #27: KEN DRAGS WOLF REQUEST:

Ken Drags Wolf and Phyllis Kay Walker have a proposed land sale to the Tribe. Due to medical problems and other urgencies, they requested a loan from the Tribe based on the proposed land sale. Discussion was had on the limits of loans and who authorizes for payment such loans.

MOTION was made by Austin Gillette to have the Tribal Business Council authorize the Treasurer and Chairman to consider and approve all requests for medical loans to a maximum of \$500.00, **SECONDED** by Ed Hall.

VOTE: 6 in favor, 1 not voting, Motion Carried.

MOTION AMENDED by Austin Gillette to have the Tribal Business Council authorize the Treasurer and Chairman to consider and approve all requests for medical loans and funeral loans up to \$500.00,

SECONDED by Ed Hall.

VOTE: 6 in favor, 1 not voting, Motion Carried.

ITEM #22: ADJOURNMENT:

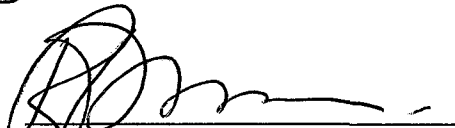
MOTION was made by Ed Hall to adjourn at 6:15 PM, **SECONDED** by Mark Fox.

VOTE: 6 in favor, 1 not voting. Motion Carried.

APPROVED

DISAPPROVED

Acting Daylon Spotted Bear
Secretary, Daylon Spotted Bear


Chairman, Russell Mason Sr.

February 23, 1995
Date

February 23, 1995
Date