



MANDAN, HIDATSA, & ARIKARA NATION

Three Affiliated Tribes • Fort Berthold Indian Reservation

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

REGULAR MEETING MINUTES

MAY 10, 1996

TRIBAL BUSINESS COUNCIL

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- A. CALL TO ORDER AND OPENING PRAYER.** The Regular Meeting of May 10, 1996, of the Three Affiliated Tribes' Tribal Business Council was called to order by Chairman Russell D. Mason, Sr., at 11:00 a.m. in the Tribal Council Chambers. A moment of silent prayer was held.
- B. ROLL CALL.** Secretary Spotted Bear called roll: Chairman Russell D. Mason, Sr., present; Councilman George Fast Dog, present; Councilman Mark N. Fox, present; Councilman Austin Gillette, present; Councilman Edwin Hall, present; Councilman Ivan Johnson, present; Councilman Daylon Spotted Bear, present. All members present.
- C. CHAIRMAN'S ANNOUNCEMENTS AND COMMITTEE REPORTS.** Mr. Fox reported on his trip to Washington, D. C., and activities of the North Dakota Indian Gaming Association, stating they will be making plans to oppose Measure No. 5 on the state ballot in June. Funds are needed from the Tribes in North Dakota to help in this effort. Mr. Gillette said the grain program came through that the council requested, and should be available next week. The meeting in White Shield on health issues was not well attended, and Mr. Gillette said he felt more publicity on these scheduled meetings is needed. He said the presentation was good. Mr. Johnson said architects had been hired for the community building in Mandaree, and bids for construction were expected in a month. Mr. Hall said the new Four Bears Community Building is going to be under construction this year, and site development should start in about a week. Four Bears Community also had a big community clean-up operation. A delegation will be going to Washington on the 15th of May to be present for the decisions of the National Indian Gaming Commission on the casino contract, and meetings with the Justice Department, Head Start, and other agencies. Notices have been sent to each councilman to select one person from their segment to attend the First Annual Aberdeen Area Elders Summit in Bismarck, for which the Tribe will pay travel and lodging.
- D. APPROVAL OF MINUTES OF LAST MEETING.**
01. April 11, 1996 - Regular Meeting. **MOTION** to approve minutes made by Mr. Fox, seconded by Mr. Hall. Vote: 7 in favor. Minutes approved.
02. April 22, 1996 - Special Meeting. **MOTION** to approve minutes made by Mr. Fox, seconded by Mr. Spotted Bear. Vote: 7 in favor. Minutes approved.

03. April 25, 1996 - Special Meeting. **MOTION** to approve minutes, with correction of Item 7, page 2, made by Mr. Gillette, seconded by Mr. Fox. Vote: 7 in favor. Minutes approved.

E. APPROVAL OF AGENDA.

MOTION to approve agenda, with additions and changes, made by Mr. Gillette. Second by Mr. Fast Dog. Vote: 5 in favor, Mr. Fox and Mr. Johnson absent during vote. Carried.

F. NEW BUSINESS.

01. Fort Berthold Catholic Congress Request. **MOTION** by Mr. Fox to approve \$1,500 for the Fort Berthold Catholic Congress this year. Second, Mr. Johnson. Vote: 6 in favor, 1 opposed. Carried.

02. Roads Department Request to Extend Appointment of Temporary Roads Worker. Mr. Virgil Eagle requested an extension to May 17th for the temporary roads worker position in Mandaree. **MOTION** to approve made by Mr. Johnson. Second to motion, Mr. Gillette. Vote: 6 in favor, 1 abstained. Carried.

03. Roads/Transportation Resolution, Authorization for TAT Traffic Safety Program to Pursue Funding from BIA for Highway Safety. **MOTION** to approve made by Mr. Johnson. Second to motion, Mr. Fast Dog. Vote: 7 in favor. Carried. R#96-090-DSB.

04. Tax Department Update. Tribal Tax Attorney Thomas Bird Bear gave an overview on the RTC Case and ongoing activities of the Tax Department. He and Mr. Kip Quale recommended a proposal be accepted from The Worthington Tax Group of Dallas, TX, to assist with valuation and assessment procedures. **MOTION** was made by Mr. Fast Dog to authorize Mr. Bird Bear to pursue the request for a proposal from The Worthington Tax Group. Second to motion made by Mr. Fox. Vote: 7 in favor. Carried.

05. Tax Committee Appointment Resolution. Resolution to appoint Mr. James Danks for a period of three years to the Tax Committee. **MOTION** to approve, Mr. Gillette. Second, Mr. Hall. Vote: 7 in favor. Carried. R#96-091-DSB.

(Meeting recessed at 12:30 p.m. and reconvened at 1:40 p.m. All present.)

06. Marilyn Young Bird Photography Proposal. Ms. Young Bird presented her proposal to do a historical photo-documentary for the Three Affiliated Tribes for a period of one year. After Ms. Young Bird's presentation and discussion with the council, she was advised that they would like to defer any action on such a project to a later

date, at which time, the project would be advertised to give all tribal members interested in such a project an opportunity to submit their proposals. **MOTION** was made by Mr. Fox to defer any action on a historical photo-documentary to a later date, so decisions can be made as to how this would be accomplished. Second to motion, Mr. Hall. Discussion: Mr. Gillette requested council to consider a time-frame for a decision to be made, rather than deferring to "a later date". Mr. Fox **amended** his motion to defer any action on a historical photo-documentary project at this time, and to make a decision within 90 days on this project. Mr. Hall concurred. **Motion Amended.**
Vote: 7 in favor. Carried.

07. Casino Internal Controls Review and Teleconference. Mr. Russ Andrews went over the findings of the internal controls review which he had conducted at the Four Bears Casino. A teleconference was set up with TAT Financial Consultant David Brendsel and TAT Gaming Attorney Henry Buffalo so they could listen and partake in the discussion. Mr. Andrews provided a temporary draft copy of the results of his evaluation, and summarized the major points. Mr. Andrews was thanked, and was advised by Mr. Fox that they would let him know what the next step would be.

08. Motions to add to agenda. **MOTION** was made by Mr. Spotted Bear, seconded by Mr. Fast Dog, to add the superintendent recommendation to the agenda. Vote: 6 in favor, Mr. Fox not present for vote. Carried. **MOTION** was made by Mr. Gillette to add two resolutions on Uniband and Definition of Segment Employees; and to add NRD salary adjustments under Personnel. Second by Mr. Hall. Vote: 6 in favor, 1 abstention. Carried. **MOTION** by Mr. Fox to add two resolutions pertaining to Tribal Court. Second by Mr. Gillette. Vote: 7 in favor. Carried. **MOTION** by Mr. Hall to add a resolution on the Four Bears Lagoon to the agenda. Second by Mr. Gillette. Vote: 7 in favor. Carried.

09. Fire Destruction Assistance. **MOTION** made by Mr. Gillette for approval of \$1,000 to Mr. Edwin Hall for 250 tons of hay bales destroyed in an intentionally-set fire by person(s) unknown. Second by Mr. Johnson. Discussion that this amount did not begin to cover the actual cost of the loss of the hay bales, however, this amount is what is normally given to victims of fire damage. Vote: 5 in favor, 0 opposed, Mr. Fast Dog abstained, Mr. Hall not voting. Carried.

10. Tribal Business Council Representative for Law Enforcement Agreements on Reservation. Mr. Fox informed the council that the Judiciary Committee is trying to formulate law enforcement agreements with other law enforcement entities; one is already in place with the cities of New Town and Parshall, but they are looking at setting one up with McKenzie County, Mountrail County, Dunn County; and, possibly, McLean County. As the Chairman of the Judiciary Committee, Mr. Fox asked to serve as the official representative of the Tribal Business

Council in any and all agreements established. **MOTION** by Mr. Gillette to approve the request of Mr. Fox by motion, to be followed later with a resolution. Second by Mr. Hall. Vote: 7 in favor. Motion Carried.

11. Sergeant at Arms Supervisor and Scheduling of Security Personnel. Kermit Heart was welcomed aboard as Sergeant at Arms by Mr. Fox, who said he was asking for affirmation to continue to be the Administrator and to work with the Sergeant at Arms in developing our security policy. **MOTION** was made by Mr. Fox that he be the Administrator and work with Security in administering and supervising security. Second by Mr. Hall. Discussion and clarification: The Sergeant at Arms will work under the supervision of the Treasurer, and they will work together with Security in scheduling the other security officers. Vote: 7 in favor. Carried.

12. Memorandum of Agreement Between TAT and USDA, on Conservation District. Mr. John Danks said the purpose of this resolution was to coordinate the services of the U. S. Department of Agriculture better on the reservation. **MOTION** to approve resolution made by Mr. Hall. Second by Mr. Johnson. Vote: 5 in favor, Mr. Gillette and Mr. Spotted Bear not present for vote. Carried. **R#96-092-DSB.**

13. Mission Statement of the Memorandum of Agreement Between TAT and USDA. **MOTION** to approve resolution made by Mr. Hall. Second by Mr. Fox. Vote: 5 in favor, Mr. Gillette and Mr. Spotted Bear not present for vote. Carried. **R#96-093-DSB.**

G. OTHER BUSINESS.

01. Ruth Suarez Education Grant Request. Ms. Suarez submitted her request for summer school assistance, of which she stated she will be paying for 1/2 credit. Before discussion, Chairman Mason commended Ms. Suarez on her scholastic and athletic achievements. Treasurer Fox also commended Ms. Suarez on her achievements. After discussion, a **MOTION** was made by Mr. Fox that the policy for administering student grants of \$500 for summer school be as follows: The student is eligible if the student didn't receive a grant for the spring semester, is currently enrolled as a full-time student at a four-year institution, is in good standing, and can document unmet need. Second by Mr. Fast Dog. Vote: 7 in favor. Carried. Ms. Suarez was deemed eligible to receive \$500, since she met all of the above requirements.

02. Stephanie N. Bolman, Harvard Internship Assistance Request. Referred by the council to the Chairman and the Treasurer for action.

03. Hosh-ka Band Descendants Non-Profit Corporate Charter. Charter and resolution presented by Clorine J. Driver. **MOTION** to approve made by Mr. Fast Dog. Second to motion, Mr. Johnson. Discussion: Mr. Quale advised he had assisted with the charter and the resolution, and everything looked fine. Vote: 7 in favor. Carried. **96-094-DSB.**

(Meeting recessed at 3:50 p.m. for break; reconvened at 4:10 p.m.)

04. Proclamation - Fetal Alcohol Syndrome Prevention Week. Proclamation presented by WIC Director, Delphine Baker. **MOTION** to approve, Mr. Fast Dog. Second by Mr. Hall. Discussion: Mrs. Baker requested \$300 for publication expenses. Request to be worked out with Chairman and Treasurer. Vote: 5 in favor, 1 abstained, Mr. Fox not present for vote. Carried.
05. Healthy Food Recipe Contest Financial Request. \$300 was requested by Mrs. Baker for a Healthy Food Recipe Contest to be held in the Tribal Lobby as part of Wellness Week on June 4th. **MOTION** to approve request of \$300 made by Mr. Fast Dog. Second by Mr. Hall. Vote: 5 in favor, 1 abstention, Mr. Fox not present for vote. Carried.
06. Resolution to Request Bruce H. Lien Company/Four Bears Casino, to Contribute \$12,500 to Campaign Against Measure No. 5; if Unsuccessful, Authorization for TAT to Spend an Additional \$7,500. **MOTION** made by Mr. Fast Dog to approve resolution to request BHL&C to provide \$12,500; if not, TAT to contribute an additional \$7,500 to oppose Measure #5. Second by Mr. Fox. Vote: 7 in favor. Carried.
R#96-095-DSB.
07. Land Purchase, Janice Malnourie. **MOTION** to approve resolution for purchase of land made by Mr. Fast Dog. Second by Mr. Johnson. Discussion: Mr. Fox said an indication is needed on what the balance of the land purchase account is. Vote: 7 in favor. Carried.
R#96-096-DSB.
08. Amendment to Personnel Hiring Policy to Provide Temporary and/or Seasonal Staff for Natural Resources Department Programs. NRD Administrator Kyle Baker said this resolution had been pre-approved by the Natural Resources Committee. **MOTION** to approve resolution made by Mr. Hall. Second by Mr. Gillette. Discussion: Mr. Texx Lone Bear stated that each director will develop a job description and submit it to personnel for their rating; after that, it will be given to the administrator to submit to the NRC asking for "x" amount of employees for a certain job. If approved, Job Service and TERO will be utilized to develop a labor pool, which will provide a constant labor pool to choose from. Natural Resources Department will select the eligible candidates and submit them to the NRC for final approval. Appointments will not exceed 90 days or whenever the job ends. All temporary employees will be subject to TAT Personnel Policies and Procedures. Flex time will be used as needed. It will be up to the NRC to determine what constitutes a quorum in the selection committee. **Motion amended** by Mr. Hall to include in the resolution the programs that will be utilizing the seasonal hiring policy, concurred by Mr. Gillette. Vote: 7 in favor. Carried. **R#96-097-DSB.**

09. Renewal of Phase II Cooperative Agreement with MSE-HKM. Approval for extension of this consultant agreement to December 1996 was requested for the MR&I Program. **MOTION** to approve by Mr. Gillette, second by Mr. Fox. Vote: 7 in favor. Carried.

10. OM&R Resolution for Consultant Agreement with Bill's Construction. **MOTION** to approve resolution and consultant agreement to build sidewalk between the Tribal Administration Building and the OM&R Building made by Mr. Fox, second by Mr. Fast Dog. Vote: 7 in favor. Carried. R#96-098-DSB.

11. Discussion on scope of background investigations to be conducted on applicants for positions requiring background checks. Mr. Quale inquired as to the scope of background investigations to be conducted on employees. Mr. Fox stated (in regards to the FBDC Director Position) this would be relative to the ability to carry out the job, domestic-type relations, anything that would endanger the health and welfare of a child, BCI check, and all reservations in ND and near ND. After discussion, Mr. Quale thought this is something that could be taken up with the Human Resources Committee.

12. Payment of \$600 annual dues and CY96 membership dues to the North Dakota Council on Abused Women's Services for the Domestic Violence Program. **MOTION** to approve made by Mr. Fox, second by Mr. Hall. Vote: 6 in favor, Mr. Fast Dog absent during vote. Carried. R#96-099-DSB.

13. Appointment of Phyliss Cross to the Human Resources Committee. **MOTION** to approve appointment of Phyliss Cross to the Human Resources Committee made by Mr. Gillette, seconded by Mr. Spotted Bear. Vote: 6 in favor, Mr. Fast Dog absent during vote. Carried. R#96-100-DSB.

14. Adoption of TAT Organizational Charts for Tribal Administration; Tribal Corporations and Enterprises; and Tribal Business Council Committees. Resolution presented by Chairman Mason, who explained that the organizational charts had been discussed in the Human Resources Committee, and the committee had accepted the recommendations. The Tribal Organization Chart shifts the line of authority for Finance, and maintains the oversight responsibility of Finance to the Credit Finance Committee. **MOTION** to approve made by Mr. Fast Dog, second by Mr. Spotted Bear. Discussion: Line of authority is administrative only. The Chairman and Treasurer will continue to initial all purchase orders and all travel. Only the day-to-day functions, such as accountability for time and attendance and performance appraisals, shall be under the direction of the Tribal Programs Analyst. Vote: 3 in favor, 2 opposed, 2 abstained. Carried. R#96-101-DSB.

15. \$1,000 REWARD for Information Leading to Arrest and Prosecution of Individual(s) Responsible for Burning 250 Tons of Hay Belonging to Mr. Edwin Hall. **MOTION** to approve by Mr. Fox, second to motion made by Mr. Gillette. Vote: 5 in favor, Mr. Hall abstained, Mr. Johnson absent during vote. Carried. **R#96-102-DSB.**

16. Children's Justice Act Grant Program Administrator Change. Department of Justice Grant has been approved for \$60,000 to develop codes to help prevent child abuse, deter sexual offenders, etcetera. Janet Gunderson, Social Services, will administer the grant, not Tribal Court, as originally planned. **MOTION** to approve by Mr. Fox, second by Mr. Gillette. Vote: 7 in favor. Carried. **R#96-103-DSB.**

17. Committee Members' Stipend Amendment. Amends R#96-153-DSB from a flat rate of \$75 to \$25 if member appears and no meeting is held; \$50 if member meets for at least 4 hours; and \$75 if member meets over 4 hours. **MOTION** to approve made by Mr. Fox, second by Mr. Fast Dog. Discussion held on setting standards for board members also. Vote: 7 in favor. Carried. **R#96-104-DSB.**

18. Declaration of TAT Enrolled Members as Socially Disadvantaged and Economically Depressed. For purposes of USDA program delivery on the Fort Berthold Reservation without 30% cost share, declares members to be socially disadvantaged and economically depressed. **MOTION** to approve made by Mr. Fast Dog, second by Mr. Hall. Vote: 7 in favor. Carried. **R#96-105-DSB.**

19. Four Bears Playground Equipment. Mr. Hall advised this equipment had been ordered by some members of the community without the proper authority of the community board, funds are no longer available to pay the community share, and a settlement of \$2500 had been reached with Dakota Fence. He requested that the Tribe pay the balance of this account for the Four Bears Community. After preliminary discussion, **MOTION** was made by Mr. Fox for the Tribe to pay the \$2,500 to keep our business relationships intact, but council bear in mind that \$2,500 for other segments for similar projects be available at a subsequent date. Second by Mr. Johnson. Discussion by Mr. Gillette that Four Bears Community pay for this when they get their community funds this Fall. Mr. Fox said \$5,000 may be made available to communities sometime this summer, and he recommended that Four Bears Community receive only \$2,500 of this when it is made available. Council agreed. Vote on motion: 7 in favor. Carried. **R#96-106-DSB.**

20. White Shield Senior Citizens' Request to Apply for Title III Aging Monies. Mr. Gillette stated the White Shield Community Board wants to apply for this grant, since Aging Services has not applied for this. Mr. Fox stated he would like to see the program expanded to include mealsites for all segments. After preliminary discussion, Mr. Gillette made a **MOTION** to approve, with the understanding that it can

be changed. Second by Mr. Johnson. Discussion: If we submit one application, we might limit ourselves for a broad-based application. Mr. Gillette said maybe it could be amended to state in a way so it doesn't limit us. Mr. Fox said maybe Comprehensive Management could figure out how to approach this. Mr. Gillette was asked to defer this. Second was withdrawn by Mr. Johnson. Chairman Mason stated he would call the Director of Aging in Washington and talk to her. Mr. Fox said if we can't do a broad-based application for the whole reservation, Mr. Gillette could bring it back in for approval. Mr. Gillette agreed. Deferred.

21. Uniband Resolution Regarding Signing of Closing Documents. MOTION to approve made by Mr. Gillette. Second by Mr. Fox for purposes of discussion. Discussion: Mr. Gillette said only one more document was required to be signed, and then it was ready to move forward. Mr. Fox inquired about the lease payments. Mr. Gillette said he had informed the community board that the lease/rental payments would go toward retiring any tribal funds put in the project and that they could do another resolution on this. Mr. Fox asked if Uniband would assume the cost for utilities and operation, to which Mr. Gillette said, "Yes". Vote: 7 in favor. Carried. R#96-107-DSB.

22. Four Bears Lagoon System. Resolution read and presented by Mr. Hall. Discussion on funding for this project, which will come from the Tribe with an informal verbal commitment from IHS that they can't approve of it right now, but will, at a later date, reimburse the Tribe. It will cost a total of \$51,000 right now to alleviate the problem until a new lagoon and new system can be funded and built. Mr. Fox said he wanted Legal to review the purchase of this equipment to get an express warranty from the seller, so if the equipment breaks down, we won't be out \$33,000; this hasn't been done yet. Mr. Hall agreed to defer this resolution until this is done. Deferred.

23. Request for Temporary Liquor License for Twin Buttes Memorial Pool Tournament. Councilman Spotted Bear requested a temporary liquor license for this scheduled event. Mr. Fox expressed concern about liability issues, and said State approval was needed for liquor licenses, even though we are Indians on tribal land within the boundaries of the reservation, federal law gives the State authority on alcohol regulations. Mr. Spotted Bear inquired if Mr. Whitney Bell could use his existing State and Tribal licenses to set this up. Council agreed that the organizers of the memorial pool tournament could work something out with Mr. Bell on this.

(Meeting recessed at 5:47 p.m., reconvened at 6:00 p.m.)

H. LEGAL DEPARTMENT MATTERS.

01. Legal Updates. Mr. Thomas Disselhorst, Staff Attorney, presented updates to the council on the following: Information/Report on North Dakota Indian Gaming Association; SD v. U. S. (Lower Brule Trust Land Case); Army COE Litigation/Rulemaking; Workers Compensation.

02. TAT Equipment & Vehicle Leasing, Inc. Chairman Mason requested recommendations from council for people to serve on the board of directors by next week. Five members are to be selected.

03. Request for Special TBC Meeting for Friday, May 24. Mr. Quale requested a special meeting be held to review a draft of the housing code in conjunction with HUD Section 184 Guaranteed Loan Program. Special meeting set for 10:00 a.m., Friday, May 24, 1996.

04. Separate Corporate Charter for Fort Berthold Communications Enterprise (KMHA Radio Station). MOTION for approval made by Mr. Fox. Second by Mr. Fast Dog. Discussion: There are still two vacancies to be filled on this board. Vote: 7 in favor. Carried. R#96-108-DSB.

05. Separate Corporate Charter for Fort Berthold Publishing and Printing Enterprise (MHA Times). MOTION for approval made by Mr. Fox. Second by Mr. Fast Dog. Discussion: There are still two vacancies to be filled on this board. Vote: 7 in favor. Carried. R#96-109-DSB.

06. Appointment of Associate District Judge for Three Affiliated Tribes. MOTION to approve appointment of Mr. Dean Winkjer of Williston, ND, to serve as the Associate District Judge for the Three Affiliated Tribes commencing May 3, 1996 to December 31, 1996, was made by Mr. Fox. Second by Mr. Johnson. Vote: 7 in favor. Carried. R#96-110-DSB.

07. Appointment of Acting Judicial Resources Manager for Tribal Court. MOTION by Mr. Fox to approve Dixie Howling Wolf to serve in capacity as Judicial Resources Manager temporarily until September 30, 1996. Second by Mr. Johnson. Vote: 7 in favor. Carried. R#96-111-DSB.

08. Employment of P. Diane Avery with TAT Legal Department. MOTION by Mr. Fox for acceptance of employment of P. Diane Avery with the Three Affiliated Tribes' Legal Department. Second, Mr. Gillette. Discussion: Lack of job description and/or contract. Mr. Quale said the relevant details will have to be worked out with the council. Vote: 7 in favor. Carried.

I. ADDITIONAL AGENDA ITEM.

Fort Berthold BIA Agency Superintendent Recommendation. Mr. Fast Dog made **MOTION** to recommend to the Aberdeen Area Director the selection of Adeline Brunelle as Superintendent. Second by Mr. Johnson. Vote: 5 in favor, 1 opposed, 1 abstained. Carried.

J. PERSONNEL.

01. Northeast Segment Employment Program. **MOTION** by Mr. Fox to temporarily lay off Delvin Rogers, who is going into training. Second by Mr. Gillette. Vote: 7 in favor. Carried. **MOTION** by Mr. Fox to temporarily appoint Alvin Foote as replacement for Delvin Rogers. Second by Mr. Gillette. Vote: 7 in favor. Carried.

02. Circle of Life Consultants. **MOTION** by Mr. Fast Dog to approve recommendation of Alcohol Program to hire Juanita Two Hearts and Cheryl Fox as consultants for the Circle of Life Program. Second by Mr. Johnson. Discussion: These consultant appointments are until August 30, 1996, and funds are available in the program. Vote: 6 in favor, 1 opposed. Carried.

03. Healthy Start. **MOTION** by Mr. Gillette to approve employment of Jackie Bears Tail as recommended by Healthy Start Director. Second by Mr. Fast Dog. Vote: 7 in favor. Carried.

04. Head Start. Health and Human Resources Committee submitted recommendation to pay four Head Start employees for their carry-over annual leave. Preliminary discussion that program director should be responsible for making provisions for substitute teachers. If approved, this will have to be a one-time basis. Policies and procedures state "use or lose". **MOTION** made by Mr. Johnson for approval. Second by Mr. Fast Dog. Discussion: Mr. Fox stated approval should be based upon the fact stated in the Head Start memorandum that no funds will come from the Tribe; and provided that this is allowable under the contract. Motion and second amended as such. Vote: 6 in favor, 1 opposed. Carried.

05. Natural Resources/Environmental Division Salary Adjustment. **MOTION** by Mr. Hall to approve salary adjustment for James Heckman, NonPoint Source Coordinator. Second by Mr. Gillette. Vote: 4 in favor, 1 opposed, 2 abstentions. Carried.

06. Dialysis Technician. **MOTION** by Mr. Johnson to select Roger Grady, Jr. as Dialysis Technician. Second by Mr. Fast Dog. Vote: 3 in favor, 3 opposed, 1 abstained. Motion Tied. **MOTION** by Mr. Fox to extend application deadline for one week in order to seek the most qualified candidate. Second by Mr. Hall. Vote: 5 in favor, 2 abstained. Carried.

07. Noxious Weed Technicians (2). **MOTION** by Mr. Fast Dog to select Edward Fox and Sherry Hartman Fox. Second, Mr. Gillette. Vote: 6 in favor, 1 abstained. **MOTION** by Mr. Fast Dog to select Cuthbert Flynn as Alternate. Second, Mr. Gillette. Vote: 6 in favor, 1 abstained. Carried. (See Item 09 below.)

08. Fire Technicians (2). **MOTION** by Mr. Gillette to select Everett Hosie and Bennett Everette as the two fire technicians; and to select Marvel Heart as the Alternate. Second by Mr. Fast Dog. Vote: 6 in favor, 1 abstained. Carried.

09. Police Officer. **MOTION** by Mr. Johnson to select Cuthbert Flynn. Second by Mr. Fast Dog. Vote: 4 in favor, 3 abstained. Carried. **MOTION** by Mr. Fox that should Mr. Flynn accept this position, that Quail Bruce be named the first alternate for noxious weed technician. Vote: 7 in favor. Carried. (See Item 07 above.)

(Mr. Johnson left meeting at 7:25 p.m.)

K. **NEXT MEETING. 10:00 a.m. Friday, May 24, 1996.**

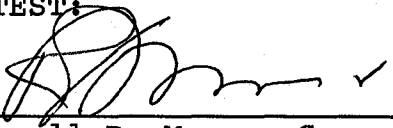
L. **ADJOURNMENT. MOTION** to adjourn made by Mr. Spotted Bear. Second by Mr. Hall. Vote: 6 in favor, 1 absent. Carried. Meeting adjourned at 7:30 p.m.

CERTIFICATION OF MINUTES

I, the undersigned, as Executive Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members, of whom five (5) members constitute a quorum. Seven members were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 18th day of June 1996, whereupon the foregoing minutes were presented for approval by the Three Affiliated Tribes Recording Secretary. Said minutes were duly approved by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 members absent; and that these minutes have not been amended in any way, except as noted by council when approved. Dated this 18th day of June 1996.

Daylon Spotted Bear
Daylon Spotted Bear, Executive Secretary
Three Affiliated Tribes

ATTEST:



Russell D. Mason, Sr., Chairman
Tribal Business Council