

THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
SPECIAL MEETING NO. 24
November 02, 2000

01. CALL TO ORDER:

The meeting was called to order at 3:25 p.m., by Chairman Hall. He asked all present for a moment of silence to remember the Paul Reed family and other Tribal members who are sick and less fortunate.

02. CALL TO ORDER:

Members present: Chairman Hall, Councilman Gillette, Councilman Hale, Councilman Wells, Councilman Fox, Councilman Spotted Bear. (Arrived at 4:00 p.m.)
Absent: Councilman Bird Bear. A quorum was established with five members present.

03. APPROVAL OF THE AGENDA:

Councilman Fox motioned to approve the agenda as amended. Seconded by Councilman Wells.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting.
Motion carried.

04. JTAC INTEREST FUNDS: RESOLUTION #00-391DSB:

Councilman Hale motioned to approve and submit the attached proposal expenditures of a portion of the interest funds derived from the Act, in the amount of \$11,848,678. Seconded by Councilman Wells Jr.

Discussion: The Tribe may from time to time during Fiscal Year 2001 wish to shift budget items from one category of expenditures and allowed under the Act to another category as long as it conforms to the Act and the General Plan. The Resolution will be amended by Legal Counsel, Tom Disselhorst.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting.
Motion carried.

05. TRIBAL ELDERS HOME RENOVATION PROTOCOL:

Councilman Hake will prepare the protocol for renovation of units for the elderly. Prior to implementation, the process will be reviewed by full council.

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06. VIVIAN YOUNG BEAR BULLHEAD REQUEST:

Vivian Young Bear Bull Head Request:

Mrs. Bull Head is requesting a home site lease to build a home with funds from the USDA Home Loan Guarantee Program. She said that she has traveled three times to the Business Meetings and staff have not been available for services. She has been given an extension twice from Ms. Knight's program, which expires on 11/15/00.

Mr. Phelan spoke for the family and informed the Business Council that she is looking for approval of a 5 acre tribal lease TB 69A-B., SE/SE corner. The land is located near where the late Bill Baker started building a home outside of Mandaree.

Discussion: The Tribal Elder was informed that she would have to prepare a home package to include the cost of the electrical poles etc.

a map of the land description of the requested home site.

It was noted that this request was brought up in the Natural Resource Committee Meeting. The Tribal Land Policy was that designation of home ownership land was located by the pow-wow grounds. The Land Policy does not allow home ownership in the proximity of where the Bull Heads want to build.

MOTION: Councilman Hale motioned approval of a home site for Vivian Young Bear- Bull Head, informing her that the home-site may not necessarily be the location requested, and to request that Avalon Knight, FBHA, work on an extension to allow the Tribe to find a home-site that meets the Tribe's Land policy. Seconded by Councilman Gillette.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 1 Not voting.
Motion carried.

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07. WELLS NATION MAGAZINE RESOLUTION:

Councilman Hale motioned to approve Package #1 for the Wells Nation Magazine. No second, motion failed.

08. HEALTH CARE CONTRACTS BUDGETS:

Councilman Hale motioned to direct the Program Managers to work with Iva Gillies and Pat Wilkinson in drafting and reviewing all Health Care budgets. Seconded by Councilman Wells Jr.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 1 Not voting.
Motion carried.

09. FORT BERTHOLD HOUSING AUTHORITY HIP FUNDS:

Councilman Wells motioned to redirect the HIP funds from the Fort Berthold Housing Authority to the Tribe. Seconded by Councilman Hale.

DISCUSSION: When the HIP Program was transferred to the Fort Berthold Housing Authority, there was to be no money used for salaries and the funds were earmarked for Tribal elders. There needs to be a reporting mechanism to the Tribe, as it has been relayed to TBC members that the funds are being used to renovate non-elderly homes.

VOTE: 2 Ayes, 2 Nays, 2 Abstentions, 0 Not voting.
Motion failed.

10. FORT BERTHOLD HOUSING AUTHORITY HIP REPORT:

Councilman Hale motioned to direct the Fort Berthold Housing Authority to give the Tribe a report on the program at the next meeting. Seconded by Councilman Gillette.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting.
Motion carried.

11. NORTH SEGMENT HUD CDBG GRANT REPORT:

Councilman Hale motioned to request Mr. Bill Wells presence at the next meeting to give a report on the \$16,606 funds used for North Segment Community Center Project. Seconded

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by Councilman Gillette.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting.
Motion carried.

12. TRANSPORTATION PLANNING:

On page 34 of the Tribal Budget Draft #3, the figure should read \$21,686 as opposed to \$38, 817, based on federal dollars. On Page 34, the name will be changed to Traffic Safety as opposed to Transportation Planning.

13. TRIBAL COURT CONSULTANTS:

Tribal Court consultants who are hired to work in the Court system should be made permanent full-time employees which would be more cost effective for the Tribe's IDC Budget.

14. TRIBAL AGING PROGRAM:

The Tribal Aging Program's fiscal year starts in April of each year, and it is basically only a meal site. A memorandum will be sent to the Director regarding food and personnel line items. The Comptroller was directed to leave \$49, 992 in budget as opposed to \$78, 810.

15. TRIBAL PHYSICIANS BUDGET:

Councilman Hale motioned to include Iva Gillies to work with Pat Wilkinson in preparing the Tribal Physician's budget. Seconded by Councilman Fox.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting.
Motion carried.

16. SPECIAL/REGULAR COUNCIL MEETINGS December 13 AND 14, 2000:

A Special Council Meeting will be scheduled for December 13, 2000. The only agenda item will be Tribal Program Reports and Tribal Entity Reports. The Managers and Directors are required to attend the meeting. Written reports will include goals and objectives, along with statistical data and will be submitted to the CEO prior to the meeting. The CEO will send out a notice to all programs and entities in sufficient time for them to prepare the reports.

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The Regular December Council Meeting is on December 14, 2000, and agenda items will be accepted for the meeting.

Discussion: The Comptroller and The Treasurer will make sure that redundancies are not part of the Tribal Budget. The Finance Contracting Officers are appreciated for accuracy of budget.

17. APPROVAL OF TEMPORARY LOAN FROM COMMUNITY FIRST:

The Comptroller presented a request to approve a 60 day temporary Loan of \$400,000 with Community First. \$400,000 of the CD #6420054099 would be held as a guaranteed repayment of the loan. The temporary operating loan will be repaid from 2001 JTAC draw down.

Councilman Fox motioned approval of the Executive Committee's actions of a \$400,000 temporary operating loan with Community First, and as well approval of a partial release of \$325,000.00 of the \$559,477.00 of Docket Funds FY-01 for immediate use and to hold the balance for the annual installment. Seconded by Councilman Hale.

VOTE: 3 Ayes, 1 Nay, 1 Abstention, 1 Not voting. Motion carried.

18. CONTINUING RESOLUTION FOR TRIBAL PROGRAMS:

Councilman Gillette motioned to approve a continuing Resolution for all Tribal and Federal Programs pending final approval of the Tribal Budget. Seconded by Councilman Hale.

Discussion: All spending is to be restricted only to payroll and Tribal Programs' Operating Costs, all other expenditures will be disapproved, including accounts payable until the FY01 Budget is approved. The Programs will continue to use the FY00 Budget figures.

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19. PETER YOUNG BIRD:

Councilman Hale motioned to approve a loan of \$1,650 to Peter Young Bird, with the payback agreement subject to the Small Loan Programs payback guidelines. Seconded by Councilman Fox.

VOTE: 5 Yes, 0 Nays, 0 Abstentions, 1 Not voting.
Motion carried.

20. CHARLES MORAN:

Councilman Hale motioned to approve a loan of \$2,000 to Charlie Moran, payback agreement subject to Program guidelines. Seconded by Councilman Fox.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 1 Not voting.
Motion carried.

21. PAT PACKINEAU: RESOLUTION #00-393DSB

Councilman Fox motioned to approve a \$10,000 Home Buyer Loan to Pat Packineau, subject to the five year pay back plan.

Discussion: Pat Packineau will provide documentation naming the Three Affiliated Tribes as a second lien holder on the house.

VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

22. INCREASE SMALL LOAN DIRECTORS AUTHORITY:

Councilman Gillette motioned to raise the Small Loan Director's authority to approve loans up to \$1,000, subject to the Small Loan Policy and Procedures. Seconded by Councilman Wells, Jr.

DISCUSSIO: The payback schedule will coincide with the net pay and will have an interest rate of 9.5%.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting.
Motion carried.

23. CONSOLIDATE CREDIT LOANS AND HOME BUYER PROGRAM:

Councilman Wells, Jr., motioned to move the consolidated amount of the Home Buyers Program to the Credit Program. No second. Motion failed.

24. NORTH DAKOTA INDIAN CHILD WELFARE CONFERENCE:

Councilman Hale motioned to approve travel for Randy Phelan to travel to the NDICW Annual Conference. The travel amount of \$260.00 will be funded through the TSCC fund program. Seconded by Councilman Gillette.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting.
Motion carried.

25. LITTLE SHELL PEMBINA BAND:

Councilman Hale motioned to approve of the concept for the Legal Dept. to develop an agreement and escrow for the Little Shell Band. No second. Motion failed.

26. TAT/FORT BERTHOLD COMMUNITY COLLEGE AISES CHAPTER:

The TAT/FBCC AISES Chapter is requesting monetary assistance to attend the Annual AISES Conference in Portland, Oregon on November 7, 2000.

Councilman Fox motioned to approve \$200 per 11 students to attend the Annual AISES Conference in Portland, Oregon. Seconded by Councilman Hale.

Discussion: Chairman Hall will donate airline miles for an airline ticket for Nicole Lone Bear.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting.
Motion carried.

27. HIGH SCHOOL AISES CHAPERONES:

The high school chaperones for the high school AISES Chapter requested monetary assistance to travel to the AISES Annual Conference in Portland, Oregon.

Councilman Hale motioned to approve \$200X6 Chaperones:
for a total of \$1200. Seconded by Councilman Fox.

Discussion: The six chaperones include 2 from Mandaree, 3
from New Town, and 1 from the White Shield area.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 1 Not voting.
Motion carried.

28. 2001 NATIONAL NATIVE AMERICAN INDIAN TOURISM CONFERENCE:
SEPTEMBER 9-12, 2001 Bismarck, ND:

Councilman Hale motioned to support the appointment of
Sandra Poitra to serve as the co-chair along with Gloria
Cobb of the 2001 National Native American Indian Tourism
Conference.

VOTE: 4 Ayes, 0 Nays, 1 Abstention, 1 Not voting.
Motion carried.

29. ELBOW WOODS WORKS: RESOLUTION NO. 00-395DSB

Elbow Woods Works requested to be received and administered
by Three Affiliated Tribes in agreement with the Fort
Berthold Housing Authority, and that the Elbow Woods Works
Project be assisted financially by the Independence Program
for the amount of \$70,000 until any new grant funds be found
to continue the project.

Councilman Hale motioned to approve of the request from
Elbow Woods Works as described in Resolution No. 00-395DSB.
Seconded by Councilman Wells, Jr.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 1 Not voting.
Motion carried.

30. PERSONNEL MATTERS: Closed Session

31. RETRACT HIP FUNDS FROM THE FORT BERTHOLD HOUSING AUTHORITY:

Councilman Wells motioned to transfer HIP funds from the
FBHA, to the Tribe to fix or renovate a house for Anita
McDonald, subject to availability of housing.

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32. ROADS DEPARTMENT GRAVEL PLAN:

Councilman Hale motioned to direct Ed Hall to develop a plan for gravel. Seconded by Councilman Wells, Jr.

Discussion:

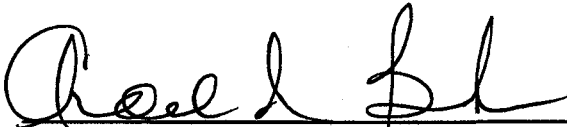
VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 1 Not voting.
Motion carried.

33. ADJOURNMENT:

Councilman Fox motioned to adjourn the meeting at 9:26 p.m. Seconded by Councilman Spotted Bear.

VOTE: 3 Ayes, 0 Nays, 2 Abstentions, 1 Not voting.
Motion carried.

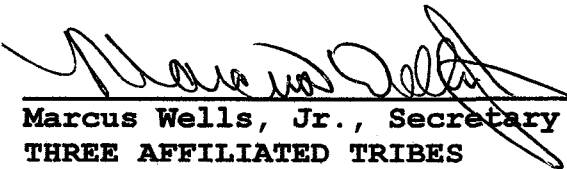
Respectfully submitted,



Ardel Jean Baker, Recording Secretary
THREE AFFILIATED TRIBES

12/14/00

Date

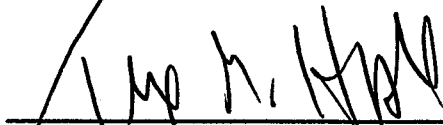


Marcus Wells, Jr., Secretary
THREE AFFILIATED TRIBES

12/14/00

Date

ATTEST:



Tex G. Hall, Tribal Chairman
THREE AFFILIATED TRIBES

12-14-00

Date