

**THREE AFFILIATED TRIBES  
TRIBAL BUSINESS COUNCIL  
REGULAR MEETING NO. 25  
NOVEMBER 09, 2000**

**01. CALL TO ORDER:**

The meeting was called to order by Chairman Hall at 2:14 p.m., who congratulated the newly seated members, and asked all present to remember tribal members who are grieving and less fortunate.

**02. ROLL CALL:**

**Members present:** Chairman Tex Hall, Councilman Fox, Councilman Wells, Councilman Phelan, Councilman Wolf, Councilman Gillette, and Councilman Spotted Bear. A quorum was established with seven members present.

**03. APPROVAL OF THE AGENDA:**

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

Discussion: The Personnel Matters will be deferred until the budget is approved. Only emergency positions will be filled temporarily until the November 21, 2000 Meeting. Small Loan applications will be added to the agenda.

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

**04. APPROVAL OF MINUTES:**

**a. October 04, 2000**

Councilman Gillette motioned to approve of the October 04, 2000 with corrections and deletions. Seconded by Councilman Wells.

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

**b. October 12, 2000:**

Councilman Wells motioned to approve the minutes of October 12, 2000, with corrections and deletions. Seconded by Councilman Fox.

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

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**DISCUSSION:** A number of minutes are missing or can't be found. Councilman Wells reported that the Recording Secretary has transcribed minutes recorded by her, but will need approval of staff overtime to finish the backlog. Elaine Bolman will be working with the Recording Secretary on the back log of minutes.

**05. CHAIRMAN'S ANNOUNCEMENTS:**

- a. 106<sup>th</sup> Congress Update: Dakota Water Resource Act and Water Resources Development Act.
- b. Oil and Gas Update:
- c. Gaming Compact Meeting: State Capital No. 20, 2000  
Two meeting are scheduled in the Bismarck, ND area. The first meeting will be with Governor Schafer and the second meeting is at 1:30 p.m., for the Gaming Compact requirements and study.
- d. NCAI: St. Paul, Mn.  
Potential Resolution BIA Trust Policy Issue.
- e. North Dakota Intertribal Reinterment Committee Conference: November 27, 2000, UTTEC Bldg. 61  
Recognition of protection by two tribes of burial sites from potential looting. Chairman Hall would like to honor the two tribes with a plaque and a blanket.
- f. Army Corps of Engineers Meeting: November 29, 2000.
- g. Lewis and Clark Meeting: November 27, 2000.  
Representatives will be attending from Williston and Minot, ND. The next meeting is scheduled for November 30, 2000.
- h. President Clinton signed an Executive Order on November 7, 2000, regarding the Four Bears Bridge.
- i. Keeps Eagle versus Glickman Update: Washington Rally.

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**TREASURERS REPORT:**

**J. BUREAU OF INDIAN AFFAIRS GRANT \$77,000 CD:**

**MOTION:** Councilman Fox motioned to authorize Chairman and staff prepare a letter to Cora Jones from the Bureau of Indian Affairs requesting access to the \$77,000, to be able to spend the funds for tribal purposes. Seconded by Councilman Spotted Bear.

Discussion: The \$77,000 was made available by the Bureau of Indian Affairs for USDA purposes to help with their loans. The funds were frozen because it was related to a litigation case of prior administration. The money will be used for what it was intended for.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 1 Not voting.  
Motion carried.

**K. NIGC TASK FORCE MEETING: November 12, 2000.** ITMA BOARD Meeting on November 13, 2000, which the agenda being Gaming Issues nationally.

**L. ROADS DEPARTMENT EQUIPMENT FOR THE NORTHEAST SEGMENT:**  
The Bobcat that was purchased for the Parshall areas was moved to the White Shield area because their equipment needed fixing.

**L. THE PARSHALL COMMUNITY** will sponsor a Veterans Day and Thanksgiving Dinner on November 16, 2000 at 7:00 p.m.

**M. WHITE SHIELD DEAD GRASS SOCIETY** will be holding their annual Veterans Day Dance. Chairman Hall has been invited to speak to the Veterans.

**N. LITTLE SHELL AUXILLARY** will sponsor a Veterans Dance on November 11, 2000, at the North Segment Hall.

**O. APPRECIATION DINNER:** Councilman Phelen will be having an Appreciation Dinner at 1:00 p.m. on November 18, 2000 at the Red Butte Hall.

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**P. CEO REPORT:**

The CEO informed the Tribal Business Council of the joint venture contractors. At the present time, Twin Buttes has 27 employees, with the joint venture they will be able to employ at the very least 50-55 people.

**MENARD'S** have requested a display of Mandaree Solid Surfacing materials and are in the process of negotiating a contract.

**REORGANIZATION:**

The Tribal Business Council will receive a final draft for review on November 21, 2000. The MIS Department's budget will be funded out of the IDC Budget.

**HOME OWNERSHIP POLICY:**

Nominations for Fannie Mae Housing Board Issue. CEDS will 50 exceptions - 100 units for the Little Shell area.

**K. TAX CODE:**

El-Marie Conklin, Tax Commissioner gave short presentation on the Tax Code. She is working with a tax comparable with the Spirit Lake Tribe and the Standing Rock Tribe. She reported that the comparable is based on population.

MOTION: Councilman Fox motioned to authorize the Tax Commissioner to prepare information of 80-90% tax share. Seconded by Councilman Phelen.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 1 Not voting.  
Motion carried.

06. **ELECTION OF EXECUTIVE COMMITTEE: RESOLUTION #00-01MWJR**

Councilman Fox motioned to appoint Randy Phelen as Vice-Chairman, Austin Gillette as Treasurer, and Marcus Wells Jr., as the Secretary for the Three Affiliated Tribes. Seconded by Councilman Wolf.

Discussion: Councilman Fox will continue to represent the Tribe on National Boards, such as National Indian Gaming, and Intertribal Monitoring Association on Trust Funds.

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

07. **LAY-OFF NORTH SEGMENT AND MANDAREE POLITICAL APPOINTED STAFF**

**MEMBERS:** Councilman Gillette motioned to give Councilman Wolf and Councilman Phelen authority to lay-off political staff and to hire new staff budgetary complying with guidelines for positions available. Seconded by Councilman Spotted Bear.

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

08. **AUTHORIZATION FOR NEW SIGNATURE CARDS:**

Councilman Gillette motioned to approve utilizing the previous signature cards for payroll and accounts payable purposes until the new stamps are in place. Seconded by Councilman Phelen.

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

09. **RACHELLE NORMA BAKER: RESOLUTION 300-02MWJR.**

Councilman Phelen motioned to approve a \$1,000 grant for Rachelle Norma Baker who is a contestant in the Miss NCAI Pageant. Seconded by Councilman Wells.

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

10. **CONSULTANT AGREEMENT - ELAINE BOLMAN:**

Councilman Phelen motioned to approve of a 30 day appointment at the same rate of pay as she was previously earning to help the Recording Secretary complete the backlog of minutes. Seconded by Councilman Spotted Bear.

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

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11. **CONSULTANT AGREEMENT - MARTIN COHEN**

Councilman Wells motioned to approve of a consultant agreement with Martin Cohn for video and still for a oil and gas venture. The total amount will be \$5,725 and will come out of the BIA Contract.

12. **AMERICA'S OPENING WORLD CUP SKI RACE:**

The America's Opening World Cup Ski Race will be opening in Park City, Utah on November 16-19, 2000. Native Voices Foundation, Co-Chair Suzy Chaffee has invited our youth to participate in the half-time ceremonies with a Native Dance Shoe which will be televised for world viewing.

Native Voices has raised \$2,500 from Aspen Ski area and \$1,000 from Northwest tribes with matching grants from Utah Travel and Tourism. They are requesting financial assistance from the Three Affiliated Tribes in the amount of \$2,500 which will be matched by Utah Travel and Tourism.

MOTION: Councilman Gillette motioned to approve of the request for \$2,500. The funds will be secured from the Sacred Child Project, Figure Four Ranch, Tourism, and IK-KI-PI Program on a cost share basis. Seconded by Councilman Phelen.

Discussion: Terry Red Fox will follow-up on the request.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 2 Not voting.  
Motion carried.

13. **FINANCIAL ASSISTANCE REQUEST:**

A senior tribal member who lives in Los Angeles, California since 1979 came to visit her sister who is in poor health. She is requesting help to finance her trip back to Los Angeles.

MOTION: Councilman Gillette motioned to approve \$250 from grants and donations to help purchase a train ticket to Los Angeles, Ca. Seconded by Councilman Wolf.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 1 Not voting.

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14. **RACHEL GRADY REQUEST:**

Tribal member was granted a Business Loan in the amount of \$3500. Her payback scheduled was \$150 per pay period. She will no longer be working as of end of the month. She is asking to renegotiate her payback schedule to \$50 per month.

**MOTION:** Councilman Gillette motioned to authorize Rachel Grady to negotiate her payback agreement to \$50 per month, for one year, then the payback scheduled shall be renegotiated. Seconded by Councilman Wells.

**VOTE:** 6 Ayes, 0 Nays, 0 Abstentions, 1 Not voting. Motion carried.

15. **CHILD WELFARE CASE:**

Councilman Gillette motioned to direct Terry Red Fox and Pat Wilkinson to work with Social Service on CW/Case. Seconded by Councilman Wells.

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

16. **FINANCIAL REQUEST:** Kimberly Spotted Bear

Councilman Phelen motioned to defer this agenda item until more information is submitted. Seconded by Councilman Wolf.

**VOTE:** 5 Ayes, 0 Nays, 0 Abstentions, 2 Not voting. Motion carried.

17. **SMALL LOAN - CHARMAINE DRIVER:**

Councilman Fox motioned to approve a \$2,000 loan to Charmaine Driver, with the payback schedule to be determined within the Small Loan Payback schedule. Seconded by Councilman Wolf.

**VOTE:** 6 Ayes, 0 Nays, 0 Abstentions, 1 Not voting.

18. **SMALL LOAN - JAMIE GALSTER:**

Councilman Wells motioned to approve a \$3,000 loan to Jamie Galster, with the payback schedule to be determined within the Small Loan Payback Schedule. Seconded by Councilman Phelen.

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VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 1 Not voting.  
Motion carried.

19. **ADD-ON ANITA MCDONALD TO THE AGENDA:**

Councilman Phelen motioned to add Anita McDonald to the agenda. Seconded by Councilman Wells.

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

20. **ADD-ON PROPERTY AND SUPPLY TO THE AGENDA:**

Councilman Wells motioned to add Property & Supply to the agenda. Seconded by Councilman Fox.

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

21. **THREE AFFILIATED TRIBES VEHICLE INVENTORY:**

Councilman Phelen motioned to authorize the Property & Supply Officer to bid out all vehicles available for trade-in, with the exception of the 1999 Chevy PU Silver, mileage of 74,484. Seconded by Councilman Gillette.

Discussion: The bidding will be advertised in the MHA Times, New Town News, and the radio station KMHA.

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

22. **THREE AFFILIATED TRIBES POLICE DECALS:**

Harry Sitting Bear presented two different decals for the Tribal Business Council review. The total cost to apply the the decals on the police cars are \$6,938.

MOTION: Councilman Phelen motioned to authorize Harry Sitting Bear to solicit three more bids on cost for applying the decals to police cars, not to exceed \$7,000. Seconded by Councilman Wells.

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



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23. **COPS FAST CONTRACTING OFFICER:**

Councilman Wells motioned to assign Bonnie Morin as the Contracting Officer of the Cops Fast Program. Seconded by Councilman Wells.

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

24. **COPS FAST VEHICLES:**

Councilman Wells motioned to allow Harry Sitting Bear authority to obtain estimates for new Cops Fast Cars and to complete current inventory

25. **ANITA MCDONALD** - CLOSED SESSION

26. **PERSONNEL MATTERS** - CLOSED SESSION

27. **RESOLUTION NO.00-05-MWJR**

Councilman Wells, Jr., motioned to approve the names listed below for two year terms with the following committees:  
Seconded by Councilman Phelan.

**GAMING COMMISSION:**

James "Sonny" Bear

**FBHA COMMISSIONER**

V. Judy Brugh

**FBCC: BOARD OF DIRECTOR**

Maggie Young Bear

**TERO COMMISSION**

Roy Bird Bear

**KMHA/MHA TIMES**

Andrew Reed

**FBDC BOARD OF DIRECTOR**

Matt Foolish Bear

NOTE: Councilman Wells will bring a Resolution.

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

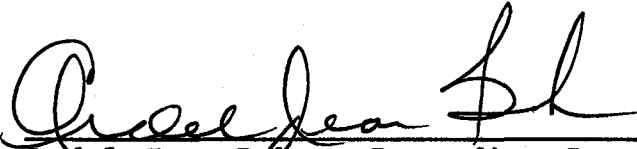
28. **ADJOURNMENT:**

Councilman Phelan motioned to adjourn the meeting at 12:10 a.m. Seconded by Councilman Wolf.

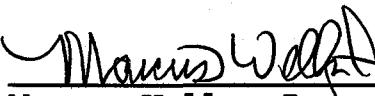
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VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not voting.  
Motion carried.

Respectfully submitted,

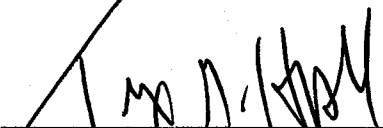
  
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Ardel Jean Baker, Recording Secretary  
Tribal Business Council  
THREE AFFILIATED TRIBES

12/14/00  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Marcus Wells, Jr., Secretary  
Tribal Business Council  
THREE AFFILIATED TRIBES

12/14/00  
\_\_\_\_\_  
Date

ATTEST:

  
\_\_\_\_\_  
Tex G. Hall, Chairman  
Tribal Business Council  
THREE AFFILIATED TRIBES

12-14-00  
\_\_\_\_\_  
Date