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THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING NO.#2001-11
MARCH 23, 2001

01. CALL TO ORDER:

Chairman Hall called the meeting to order at 11:15 a.m., and Elise Packineau offered the invocation.

02. ROLL CALL: Members present: Chairman Hall, Councilman Phelan, Councilman Fox, Councilman Gillette, Councilman Wolf, Councilman Spotted Bear. Councilman Wells arrived at 5:05 P.M., from official travel.

DISCUSSION: Councilman Spotted Bear was appointed as the Secretary until Councilman Wells arrived.

03. APPROVAL OF THE AGENDA:

Councilman Gillette motioned to accept the agenda as amended. Seconded by Councilman Phelan.

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

DISCUSSION: The Chairman will request the Secretary to involve the Chief Executive Officer in the formation of the agendas. The standing committees were formulated to assist in resolving issues prior to submitting to the full Council. The committees need to be utilized for this purpose to curtail the prolonged meetings.

04. CHAIRMAN/MEMBER REPORTS:

- Indian Health Service 638 Update
- 24 Hour coverage
- KDU Nurses Report
- M.E.C. Report
- \$5,000 Education Resolution
- Oil and Gas Report
- MR&I/BOR Budget Update
- Water Rights Act
- Wind Energy
- National Indian Gaming Commission
- Personnel Issues referred to HHR
- Upcoming meetings dates
 - March 28, 2001 Detention Center Summit
 - March 31, 2001-April 2, 2001 A.C.O.I. Water Safety
 - Marina Groundbreaking Ceremony

March 27, 2001 Indian Health Service Meeting/AAO
BIA Meeting
Reschedule April TBC Regular Meeting April 17, 2001
Health Care Summit, Washington, D.C. April 4-5. 2001
TAT/BIA 2003 budget priorities.

05. TREASURER'S REPORT:

Councilman Gillette submitted the TAT FY 2001 Daily Finance Report. Grand Total: \$7,858,489.31 Debt: \$1,049,728.57 and the pending balance of \$7,858,489.31.

The total amount of 424 payroll checks are issued bi-weekly which amounts to a net of \$277,992.86. The estimated fringe is \$400,000. In calculation of the payroll budgets (\$277,992.86 X 21 pp = 5.8 Million. The payroll balanced against the \$7.8 Million dollars will give a deficit of \$2.8 Million. The temporary full-time employees and the consultant agreements are going to have to be reduced in the near future to stay within the payroll budget.

06. TRIBAL ELDERS ORGANIZATION:

Elder Concerns:

- Kidney Dialysis Unit
- Indian Health Service Budget
- Home visits/Nursing Home visits to elderly veterans. The Veterans Service Officer was given full authority to make home visits to the elderly Veterans. The Tribal Business Council directed the Veterans Service Director to coordinate a Pow-wow to be held in the 4Bears Events Center on Memorial Day for all World War II living Veterans.

· RODNEY HOWLING WOLF MEDICAL REQUEST:

The Elders Organization Director reported that everybody is eligible for services, but there is a protocol the program has to follow for auditing requirements, that there has to be checks and balances.

Its not to make things difficult but to be accountable. The program has to streamline the process as it was one of the big concerns.

Recommendations for Kidney Dialysis Unit:

- Dialysis unit is operational
- Routine patient consultation
- Recruit qualified tribal members

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- Implement Management Systems
- Health Service Board (advisory/sounding board for patients)
- State Board of Nursing
- Health Care Finance Act -HCEFA
- Legal review/possible action of documents
- Evaluation of Nephrologist (Dr. Tello)
- Concerns about clinical furnishings
- Food for patients
- Drivers and Personnel Care Assistants (female)

07. KIDNEY DIALYSIS UNIT/TRINITY HOSPITAL MANAGEMENT SERVICE AGREEMENT RESOLUTION #01-59DSB:

Councilman Gillette motioned to authorize negotiations for 90 day Management Agreement with Trinity Hospital and the KDU, to allow time to get the unit back in full operation. Seconded by Councilman Phelan.

DISCUSSION: The Management Agreement executed with Trinity Hospital will be presented by a hard copy to the Tribal Business Council for review. The nursing fees will be paid from contract dollars and indicated in the agreement. Also, the third party dollars will be excluded in the agreement to allow the program to use the funds to purchase new machines.

During the period that the KDU is not in operation, third party billing will not be reimbursable, but transportation is a reimbursable cost to the tribe.

Also, the 638 Contract will need a modification to include using contract dollars for this agreement. Hopefully, the KDU will be back in operation within three to four weeks.

VOTE: 5 Ayes, 0 Nays, 1 Abstention, 1 Absent. Motion carried.

08. LOW INCOME ENERGY HEATING ASSISTANCE PROGRAM:

The Tribal Business Council allocated last FY a supplement of \$40,000 to Social Services for LIEHAP. Although, the

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funds were earmarked for fuel assistance, they were used for medical assistance.

The LIEHAP Program will be working on their next FY budget, the first part of April, 2001. The needs of clientele receiving social security, SSI, TANF, and general assistance will be given first consideration. The elderly will also receive an additional \$200 for fuel assistance if they apply this FY.

It was decided to consider past policy and procedures which prioritized assistance requests. Whereas a committee from the Tribal Business Council was designated specifically to screen fuel assistance applications for eligibility requirements, i.e., income guidelines, application process, and composition of family.

MOTION: Councilman Gillette motioned that the Low Income Energy Heating Assistance Program applicants be prioritized and screened by the LIEHAP Director and the Human Resource Committee during their weekly meetings. Seconded by Councilman Phelan.

DISCUSSION: The State LIEHAP's income guideline allocation is higher than what the Tribes utilizes. The Tribe will adopt the State's income guidelines. The LIEHAP Program will be under the guidance of the HHR Committee as it devolves under its direction.

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

09. ENROLLMENT RESOLUTION #01-60DSB:

Councilman Gillette motioned to approve the Bureau of Indian Affairs document 4432, the certificate degree of Indian blood (CDIB) to be included in the enrollment process. Seconded by Councilman Phelan.

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

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10. EMERGENCY MEDICAL ASSISTANCE:

Councilman Phelan motioned to waive the medical assistance requirements and approve an additional \$500 medical assistance for Monte Packineau on behalf of his infant son.

Seconded by Councilman Gillette.

DISCUSSION: The motion is subject to Monte Packineau meeting all the requirements and providing documentation. The infant is a oncology patient.

11. ROADS DEPARTMENT - CLOSED SESSION:

12. CIRCLE OF LIFE CONSULTANT AGREEMENT:

Councilman Phelan motioned to approve a consultant agreement

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with Linda Gillette, beginning April 1, 2001 and ending October 1, 2002, not to exceed \$15,000. Seconded by Councilman Wells.

DISCUSSION: The consultant agreement will read: Meet with counselors to discuss individual treatment plans for clients. Checks all aspects for program compliance, meets with peer review team for chart compliance, meets with team members dealing with hostile clients. Serves as a clinical supervisor to meet state requirements for a North Dakota license.

The breakdown of consultant costs are: two visits per month for 18 months @ \$40 per hour, plus mileage round trip from Twin Buttes to New Town 8 hrs. X 40 = \$320+80.39 (round trip 233 miles X 34.5) \$320.00 + 80.39 = \$400.39 X 37 visits = \$14,814.43.

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

13. YOUNG WOLF DEN: RESOLUTION #01-61MWJR:
Councilman Gillette motioned to approve a \$2,500 grant for a joint venture business proposal to Shirley Grady and Liz Young Wolf. Seconded by Councilman Wells.

DISCUSSION: The Independence Program will provide a \$2,500 loan to the Young Wolf Den Project.

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

14. DAKOTA SEAMLESS GUTTERS - RESOLUTION #01-62MWJR:
Councilman Wells motioned to approve a \$3500 grant to Glen LaCroix for a business Venture, subject to availability of funds and proof of the financial commitment and acquisition of outside resources. Seconded by Councilman Phelan.
DISCUSSION: The applicant wishes to waive the business development loan at this time.

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

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15. BEAVER CREEK RECREATION AREA:

Councilman Spotted Bear motioned to approve a recreational lease agreement between the Tribe and Dale Little Soldier, subject to amendments. No second. Motion failed.

DISCUSSION: Amendments read: \$4.00 an acre and an assessment on recreational land will be done and lease amount is subject to change after assessment is finalized.

16. DRUG TESTING/ALCOHOL TESTING:

Councilman Wells motioned to approve of drug and alcohol testing four times a year or 25%. Seconded by Councilman Wolf.

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

17. ALCOHOL AND DRUG TREATMENT COSTS:

Councilman Gillette motioned to place the burden on the employee for alcohol and drug treatment if their test is positive. Seconded by Councilman Wells.

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

18. DRUG PARAPHERNALIA RESOLUTION #01-63 MWJR:

Councilman Gillette motioned to approve Resolution #01-63, which describes that the Tribal Business Council of the Three Affiliated Tribes formally enacts the statutory provisions titled, "Drug Paraphernalia" and designated said provisions as Section 1000.16 of Chapter 2 of Title III of the Fort Berthold Code. Seconded by Councilman Wells.

DISCUSSION: That the attached statutory provisions titled "Drug Paraphernalia" shall become effective immediately and shall supersede and replace any and all conflicting or inconsistent provisions included in the body of law of the Three Affiliated Tribes.

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

19. ANIMAL CONTROL AND PROTECTION LAW:

Councilman Wells motioned to authorize the Legal Counsel and the Property and Supply Officer to secure a vehicle for the temporary Animal Warden. Seconded by Councilman Phelan.

DISCUSSION: The Tribal Business Council approved an Animal Control and Protection Law Code for the reservation. They further authorized staff to build kennels and utilize whatever plans necessary to secure a facility for impounded animals to implement and enforce the Animal Control and Protection Law.

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

20. THOMAS GUNDERSON CONSULTANT AGREEMENT:

Councilman Phelan motioned to extend Thomas Gunderson's consultant agreement to the end of the FY 2001. Seconded by Councilman Wells.

DISCUSSION: Mr. Gunderson, Esq., serves as consultant for TAT Child Welfare cases. His fee is \$1800 per month @ 16 to 19 hours per week.

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

21. TRIBAL GRIEVANCE HEARING OFFICER:

Councilman Phelan motioned to advertise for a Tribal Grievance Officer. Seconded by Councilman Wells.

VOTE: 4 Ayes, 0 Nays, 2 Abstentions, 0 Not voting.
Motion carried.

22. HEAD START REQUEST:

Councilman Phelan motioned to authorize the Head-start

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Program to buy a server for the program based on the quotes submitted, subject to the Head-start final budget review by the Treasurer and the Head-start Director. Seconded by Councilman Fox.

DISCUSSION: The 4Bears Head-start Center has been condemned for 4 years and needs a new building. After a review of the budget, there could possibly be a savings in the salary line item for building costs.

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

23. CELEBRATION/POW-WOW COMMITTEES - #00-275DSB:

The Tribal Business Council approved Resolution #01-50MWJR in which the Districts shall be responsible for their annual dances, vehicle replacements, and sponsorship of youth and community activities. Each District was allocated an additional \$75,000 for a total of \$200,000 per district.

Members of the various celebration committees presented arguments that the money allocated to each District will not fund all activities, sponsorships, vehicle replacement and annual dances. The elders look forward to the Annual Dances where they can practice their traditional ways.

A. Councilman Phelan motioned to allow \$20,000 for each of the celebration committees on the reservation, for a total of \$120,000. Seconded by Councilman Gillette.

VOTE: 3 Ayes, 3 Nays, 1 Abstention, 0 Not voting.
Motion failed.

B. Councilman Phelan motioned to reaffirm Resolution #00-275DSB, which matches dollar for dollar of funds raised by a celebration/pow-wow committee with a beginning base of \$12,500. Seconded by Councilman Wells.

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DISCUSSION: This motion will only pertain to matching grants to the local Pow-wow Committees.

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

24. KIDNEY DIALYSIS CONSULTANT AGREEMENT:

The Tribal Business Council confirmed the authority of the Program Director and the KDU Administrator to make temporary appointments for the Kidney Dialysis Unit. This authority was granted on March 02, 2001.

MOTION: Councilman Gillette motioned to extend the consultant agreement of Aileen Jackson until the end of the FY 2001 at a monthly flat rate of \$700. Seconded by Councilman Fox.

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

25. TEK INDUSTRIES:

Ted Danks addressed the Tribal Business Council and made an offer to purchase virgin gravel @ \$1.00 a ton, and \$6 a ton for crushed gravel.

MOTION: Councilman Phelan motioned to refer this request to the Natural Resources Committee to review and assess the stockpile quantities in the Four Bears Area. Also to solicit bids from interested parties, including TEK Industries willing to purchase gravel. This agenda item will be brought to the Special TBC Meeting on April 2, 2001. Seconded by Councilman Spotted Bear.

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

26. SHERRY HALL: RESOLUTION NO. #01-64MWJR:

Councilman Gillette motioned to approve a \$1500 Small Loan to Sherry Hall for moving expenses, subject to the Small Loan requirements. Seconded by Councilman Wells.

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DISCUSSION: Todd Hall will act as a co-signer for Sherry Hall to receive her loan.

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

27. PARSHALL RESOURCE CENTER- RESOLUTION No. #01-65 MWJR.

A. The Parshall Resource Center has applied to the Robert Wood Johnson Foundation for funding to develop a Women/Women with Children Residential Alcohol and Drug Treatment Center and is in need of a facility to house the newly developed program. They are seeking a lease with the Three Affiliated Tribes for any vacant Tribal property for a fee of \$50 per year for a period of 25 years.

This agenda item was deferred until the Natural Resource Committee could address this request on Tuesday, March 27, 2001.

B. ROBERT WOOD JOHNSON FOUNDATION:

The Parshall Resource Center has been selected for a site visit on April 19, 2001 with the Robert Wood Johnson Foundation (RWJF)

Local Initiative Funding Partners Program (LIFPP) for contractual funding with the final selection to be made in July, 2001. Contingent upon selection from the RWJF, the PRC Women with children Program will be awarded \$125,000 per year over a period of four consecutive years beginning October 01, 2001.

The RWJF is requiring a fifty-fifty (50%) match of funds from a local partner over the entire contract period (\$125,000) per year or \$10,416.67 a month.

The Parshall Resource Center is requesting a 50% match from the Tribal Business Council.

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MOTION: Councilman Gillette motioned that the Three Affiliated Tribes further approves a monthly expenditure of \$10,416.67 per month from the Tribal JTAC Funds, not to exceed 48 months, beginning October 1, 2001 and ending September 30, 2005 to the Parshall Resource Center Women/Women with Children Program, the total allocation amount will be \$500,000. Seconded by Councilman Fox.

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

28. SHERRY TURNER/LONE FIGHT SMALL LOAN - RESOLUTION #01-66MWJR:

A. Councilman Phelan motioned approve a \$3500 loan for Sherry Turner Lone Fight. Seconded by Councilman Wolf.

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

B. Councilman Phelan motioned to approve a \$2,000 loan for Sherry Turner Lone Fight. Seconded by Councilman Gillette.

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

29. WATER TREATMENT PLAN NEW TOWN/PARSHALL AREA - RESOLUTION

#01-67MWJR: Councilman Fox motioned to support as the first priority of the Tribe for the MR&I Phase II Projects, placing a new water plant in the New Town area, and to expand the water treatment plant in the Parshall/Lucky Mound area in the new funding for this FY 2002. Seconded by Councilman Gillette.

DISCUSSION: The Tribal Business Council authorizes the Tribal Chairman to coordinate lobbying efforts with those law firms that have been hired by the Tribe and the Tribal

Legal Department to accomplish the goal of an appropriation of at least \$6,000,000 from the Dakota Water Resource Act

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for FY 2002 for the MR&I Projects of the Three Affiliated Tribes to allow such projects to be completed for all residents living on the Fort Berthold Reservation.

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

30. WEST DAKOTA SERVICE -FBDC:

The Fort Berthold Development Corporation owns the West Dakota Service, a business which provides gas, diesel, wrecker service in the local area, new and used tires and provides a full service high quality repair shop for autos and light trucks, and has been in business as a fully Tribally owned entity since October, 1999.

The Tribal Business Council sees no reason for the Tribe and all of its departments and entities to utilize any source other than West Dakota Service for products and services other than the Tribal Casino's Convenience Store.

MOTION: Councilman Fox motioned that from the passage of Resolution #01-68MWJR, the Tribal Business Council directs that to the maximum extent feasible, all tribal departments and entities will purchase diesel fuel, in bulk or otherwise, gasoline, products and services from the West Dakota Service or the 4Bears Casino C-Store for all tribally owned vehicles. Seconded by Councilman Phelan.

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

31. FORT BERTHOLD DEVELOPMENT CORPORATION: CASH BOND BID:

Councilman Fox motioned to provide a cash bid bond for FBDC for the New Town Public School project in the amount of \$50,000. Seconded by Councilman Gillette.

DISCUSSION: The \$50,000 Bid Bond will be available at the

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time the bid is due to be submitted on March 29, 2001. If the FBDC does not get the bid, the money will come back to the Tribe. The money will be taken out of the Economic Development Pool line item.

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

32. INTERNAL AUDITOR -STEVEN SALVESON:

Councilman Phelan motioned to execute Steve Salveson as the Internal Auditor for a one year contract. Seconded by Councilman Wolf.

DISCUSSION: The Tribe will be the sole source of employment subject to an evaluation after one year. A standard procedure background test will be administered. His start date will be May 1, 2001.

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

WAIVE PERSONNEL POLICIES - INTERNAL AUDITOR:

Councilman Gillette motioned to waive the Personnel Policies on advertising procedures for job openings for the Internal Auditor only. Seconded by Councilman Phelan.

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

33. ERNIE C. AVALOZ - BOXING PROMOTIONS:

Councilman Phelan motioned to approve of travel for Sterling McPherson, who is a boxing promoter from Las Vegas, Nevada to visit with the Tribe and the Casino Management at the expense of the 4Bears Casino and Lodge. Seconded by Councilman Spotted Bear.

DISCUSSION: According to Mr. Ernie Avaloz, Mr. McPherson is a world-renowned boxing promoter. He also submitted the name of Mr. Hidat, who is an promoter for entertainment.

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The two promoters are willing to meet with the council at separate times to discuss bringing in world renowned entertainment to the Fort Berthold Reservation.

It was also mentioned that the promoters of the Las Vegas Magazine are interested in meeting with the tribe. Mr. Avaloz will be responsible for setting the date of April 02 or 17, 2001 for the trip.

The costs will consist of a plane ticket and a meal at the expense of the 4Bears Casino and Lodge. Provisions of a limo for the promoter's trip to the reservation will need clarification as it wasn't part of the motion but was implied in the discussion.

Mr. Avaloz requested that he be accompanied by a security officer to pick up Mr. McPherson to travel to the Tribal Business Council Meeting.

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

34. FORT BERTHOLD HOUSING AUTHORITY:

A. RESOLUTION #01-70MWJR:MANDAREE USER FEES

The Fort Berthold Housing Authority (FBHA), through a Memorandum of Agreement approved by the Tribal Business Council, agreed to make available "user fees to the Tribal Solid Waste Division and Roads Department, to provide operating and maintenance costs that would otherwise be supplemented by the Tribal Business Council.

The Mandaree Community has requested a portion of these funds to implement infrastructure zoning, water and sewer alignment within the proposed construction of the new and existing Mandaree roads and street project and to do plat maps of certain areas within Mandaree.

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MOTION: Councilman Phelan motioned that the Three Affiliated Tribes agrees to make available \$14,000 of FBHA "user fees" to the Mandaree Community for the above delineated uses; and that the Memorandum of Agreement between Solid Waste Division and Tribal Roads Division and FBHA be amended to reflect the disbursement of \$14,000 in "User fees" to the Mandaree Community development of the described project. Seconded by Councilman Gillette.

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

B. RESOLUTION #01-71MWJR - PROJECT ND5-30:

It is considered judgement of the Tribal Business Council that the Tribes should in conjunction with the Fort Berthold Housing Authority make available Tribal lands for the development of Project ND5-30 which involves the construction of an apartment complex in the Twin Buttes Segment of the Fort Berthold Reservation.

MOTION: Councilman Spotted Bear motioned that the TAT , in conjunction with the FBHA, shall make available the Tribal lands in the amount of 2.5 acres described as being within the SW4 of Section 26, Township 147 North, Range 91 West; Fifth Principal Meridian, Dunn County, North Dakota. Seconded by Councilman Gillette.

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

C. RESOLUTION #01-72MWJR - SUPPORT FOR FBHA ON NAHASDA ISSUES:

MOTION: Councilman Wells motioned that the Three Affiliated Tribes Tribal Business Council states its support of the efforts of United Native American Housing Association (UNAHA) to reach satisfactory resolution of a multitude of other related housing concerns; and to pledge its active support to gaining such resolution so that TAT's tribal

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membership may avail itself of the "American Dream" which is to live in and own safe, sanitary, decent and affordable housing. Seconded by Councilman Gillette.

DISCUSSION: The United Native American Housing Association (UNAHA) is the regional Indian housing Association that represents 32 Tribes and Tribal Designated Housing Entities in this Region including the Three Affiliated Tribes, TDHE, which is the Fort Berthold Housing Authority.

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

35. CHARLES MONSON LAND SALE: RESOLUTION #01-73MWJR
Councilman Wells motioned to approve a purchase land of 120 acres for \$28,800 or \$240 an acre with the inclusion of mineral rights. Seconded by Councilman Phelan.

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

36. JOHN IVERSON LAND SALE: RESOLUTION #01-74MWJR.
Councilman Gillette motioned to approve the purchase of land of 120 acres for \$28,800 or \$240 an acre with the inclusion of mineral rights. Seconded by Councilman Phelan.

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

37. DAVELLE HOLLY HOPKINS: RESOLUTION #01-75MWJR.
Councilman Gillette motioned to approve the purchase of land 15 acres for \$2,488 or \$165 an acre. Seconded by Councilman Wells.

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

38. NATIONS INVESTMENTS INC: RESOLUTION #01-76MWJR
Councilman Wells motioned to approve a charter to Nation

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Investments for an Incorporated Business. The Directors being Jamie Thornton, Ernie Avaloz, and Audrey Davy. Seconded by Councilman Phelan.

DISCUSSION: Nation Investments is a For-Profit Charter and will be used to build a hand car wash and a truck stop in the future.

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

39. NORTHERN LIGHTS RESOLUTION #01-77MWJR:

The Four Bears Casino and Lodge is pursuing the construction of a 20 unit apartment complex in the Northern Lights Subdivision in the North Segment, which will accommodate Casino employees and their families who would otherwise be unable to secure housing in the New Town area.

The management of the Four Bears Casino and Lodge has approached the Tribal Business Council with a cost sharing request, wherein the Three Affiliated Tribes, owner of the Casino, would cause to be performed and incur the cost of the site development and certain infrastructure work for the proposed 20 unit apartment complex.

The requested cost-sharing by the Tribe would enable the Casino to assess substantially reduced apartment rental charges, the proceeds of which charges will be allocated to the repayment of the loan to be secured by the Casino for the construction of the apartment complex.

MOTION: Councilman Wolf motioned to approve Resolution #01-77 as read. Seconded by Councilman Spotted Bear.

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

40. JOHN MOSSETT SMALL LOANS #01-78MWJR.

Councilman Phelan motioned to approve a \$3500 loan to John

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Mossett, subject to the requirements of the Small Loan Program. Seconded by Councilman Fox.

DISCUSSION: The applicant will need to have proper collateral submitted with the application prior to receiving the loan.

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

41. SHERRY TURNER LONE FIGHT RESOLUTION #01-66MWJR:AMENDED
Councilman Phelan motioned amend the motion approving a \$3,500 loan for Sherry Turner Lone Fight, subject to her submitting some form of collateralization. Seconded by Councilman Fox.

DISCUSSION: In the early part of the meeting a motion was passed to approve a \$2,000 loan for Sherry Turner Lone Fight.

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

42. RESOLUTION #01-79MWJR: TAT INTERPRETIVE CENTER
Councilman Wells motioned to authorize the Tourism and Independence Development Center to apply for an ANA/SEDS grant opportunity for the Three Affiliated Tribes, who will set aside \$50,000 from FY 2002 from available Tribal funds as working capital for the TAT Cultural Interpretive Center Project. Seconded by Councilman Gillette.

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

43. RESOLUTION #01-80MWJR. EARTH LODGE VILLAGE
Councilman Gillette motioned that in recognition of the need for business opportunities for our Tribal membership, the Three Affiliated Tribes hereby authorizes and supports the

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Fort Berthold Community College to apply for the ANA/SEDS grant opportunity in partnership with the Three Affiliated Tribes, who will set aside \$50,000 from FY 2002, that begins October 1, 2001 from available Tribal funds as working capital for the Earth Lodge Village Project.
Seconded by Councilman Phelan.

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

44. RESOLUTION #01-81 CEDS AUTHORIZING APPLICATIONS FOR GRANTS AND TRIBAL MATCH OF FUNDS:

Councilman Gillette motioned to authorize the Community Development and Planning Office (CDPO) to apply for all grants that become available to said department, for the purposes of continued social, cultural and economic benefit to the Tribe as identified by the Comprehensive Economic Development Strategy Committee (CEDS) and the Tribe.
Seconded by Councilman Wells.

DISCUSSION: The CDPO will inform the Tribal Business Council of any In-kind or cash match prior to applying for the grants.

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

45. RESOLUTION #01-82MWJR: 4BEARS CASINO AND LODGE SIGNATURE CARDS:

Councilman Wells motioned that the Council hereby directs that, at a minimum, checks issued by the 4Bears Casino and Lodge shall contain not less than two signatures, including the signatures of two of the following: Bernie A. Fox, Spencer Wilkinson, Jr., Scott Eagle or Ceresse Baker.
Seconded by Councilman Phelan.

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

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NOTE: Councilmen Wolf and Phelan left the meeting at 2:49
a.m.

46. ADJOURNMENT:

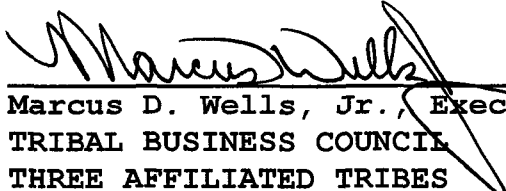
Councilman Wells motioned to adjourn the meeting at 2:58
a.m. Seconded by Councilman Gillette.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 2 Absent. Motion
carried.

Respectfully submitted,

Ardel Jean Baker, Recording Secretary
OFFICE OF THE EXECUTIVE SECRETARY
THREE AFFILIATED TRIBES

Date



Marcus D. Wells, Jr., Executive Secretary
TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

11-16-01

Date

ATTEST:

Tex G. Hall, Tribal Chairman
TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

Date