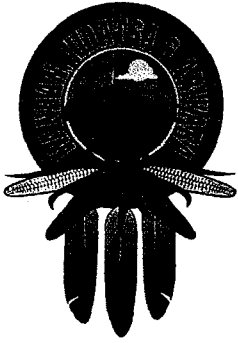


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MANDAN, HIDATSA, & ARIKARA NATION

Three Affiliated Tribes • Fort Berthold Indian Reservation

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

**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING #14
APRIL 17, 2001**

TRIBAL BUSINESS COUNCIL

(701) 627-4781

Fax (701) 627-3800 **CALL TO ORDER AND PRAYER:**

02. ROLL CALL:
03. APPROVAL OF THE AGENDA: MOTION ONE
04. CHAIRMAN/COUNCILMEN REPORT:
05. TREASURERS REPORT:
06. NORTHERN LIGHTS SUBDIVISION:
07. TILLIE WALKER REQUEST:
08. THEODORA STARR BUSINESS DEVELOPMENT REQUEST:
09. PHILLIP GULLICKSON: RESOLUTION #01-91DSB
10. KEOGH RANCH:
11. WIND ENERGY PRESENTATION:
12. SENATORS DORGAN, AND SENATOR POMEROY VISIT:
13. ROAD WORK SCHEDULE FY02-FY03: RESOLUTION #01-92MWJR
14. WHITE SHIELD/PARSHALL CLINICS PARKING LOTS:
15. KIDNEY DIALYSIS UNIT:
16. JERRY NAGEL REQUEST:
17. SCATTERED VILLAGE, INC. RESOLUTION #01-93MWJR
18. PERSONNEL DEPARTMENT: Closed Session
19. TRIBAL VEHICLE MILEAGE RATE:

20. 4BEARS CASINO AND LODGE EMERGENCY MEDICAL BUDGET:
MOTION TWELVE
21. MEDICAL ASSISTANCE/TAT:
22. NORTH SEGMENT BUDGET FY 2001:
23. ELDERS ASSISTANCE ISSUES:
24. NORTHERN LIGHTS ADDITION: 4BEARS CASINO AND LODGE:
RESOLUTION #01-94MWJR
25. RECESSED MEETING:

THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING NO.#2001-13
April 17, 2001

01. CALL TO ORDER AND PRAYER:

Chairman Hall called the meeting to order at 11:40 a.m., and the invocation was offered by Councilman Wolf.

02. ROLL CALL:

Members present: Councilman Fox, Councilman Gillette, Councilman Wolf, Councilman Spotted Bear, and Chairman Hall. Councilman Wells arrived at 2:15 p.m. after attending a community member's funeral in the Four Bears area.

03. APPROVAL OF THE AGENDA: MOTION ONE

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

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

04. CHAIRMAN/COUNCILMEN REPORT:

- Scheduled Special Council Meetings: May 7&8, 2001
 - a. Budget @ 10:00 a.m. 4/7/01 3 hrs.
 - b. 300 Home Housing Bond 3-4 hrs.
- I.H.S. Proposal 638 Training for TBC 4/18/01
- 1998 Audit update
 - a. CFO Update:
- Construction Schedule
 - a. Roads Dept.
 - b. MR&I Construction Process
 - c. FBHA Renovation/Construction Schedule
- National BIA Budget Meeting: May 10, 2001
- Mandaree Incorporated Elections in May
- State Legislature Ceremony: MIS Power Point presentation excellent. Recognition of staff and council's efforts legislature and other projects.
- NIGA Chairmanship support
- Fannie Mae Meeting: 4Bears Casino and Lodge: 5/10/01

05. TREASURERS REPORT:

The Treasurer discussed the payroll expenses of 5 Million+ needed until the end of the FY to carry 432 employees, which includes temporary status and consultants. Currently the gross payroll is \$454,513.09/Net pay \$292,400.42. The Tribal Business Council will know if a reduction in force is necessary after a budget meeting on May 7, 2001.

06. NORTHERN LIGHTS SUBDIVISION:

The cost to construct the infrastructure for the Northern Lights Addition was discussed in great length. It was determined that the Sanitation Deficiency Survey/IHS Priorities for the Fort Berthold Reservation will be placed on the agenda for May 7, 2001.

07. TILLIE WALKER REQUEST:

Tribal elder presented a constitutional amendment for ballot and heir ship laws proposed changes. No action was taken.

08. THEODORA STARR:

Councilman Phelan motioned to approve a \$3,500 Small Business Development Grant to Theodora Starr, subject to the requirements of the program. Seconded by Councilman Fox.

DISCUSSION: She applied for a business development loan with the Independence Program and was instructed to bring to the Tribe a viable business plan, proof of financial resources other than the tribe, with an attached resolution.

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

09. PHILLIP GULLICKSON: RESOLUTION #01-91DSB

Councilman Gillette motioned to approve a \$3,500 Small Business Development Grant to Theodora Starr, subject to the requirements of the program. Seconded by Councilman Fox.

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

10. KEOGH RANCH:

This agenda item was tabled until the May 7, 2001 meeting, when the appraiser will be in attendance to answer questions about the appraisal costs

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11. WIND ENERGY PRESENTATION:

Jay Haley, P.E., EAPC Architects Engineers, Grand Forks, ND, did a presentation on Wind Energy. There was no action taken.

NOTE: The Tribal Business Council took a short break at 2:30 and reconvened at 2:41 p.m.

NOTE: Councilman Wells arrived from a funeral in the Four Bears Area at 2:15 p.m.

12. SENATORS DORGAN, AND SENATOR POMEROY VISIT:

Senator Dorgan and Senator Pomeroy attended the Tribal Business Council Meeting to address the Tribal Business Council and were given the 12 priorities of the tribe:

01. JTAC II-the second funding request for the flooding of the Fort Berthold Reservation.
02. Dakota Water Resource Act: The need of \$6 Million FY02
03. Indian Health Care Budget Increase needs for FY-02
04. Energy Projects & Indian Energy Summit:
05. Government Contracts for our tribal companies to obtain from Air Force Base and U.S. Immigration Service
06. BIA Budget Increases for FY02-FY03
07. USDA Issues
08. Great Plains Tribes to testify at Senate Indian Affairs Commission on priorities of tribes.
09. Farm Bill: Tribes to develop Indian Section of the Farm Bill.

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10. USDA/Economic Development: Purchase of Bison from Indian tribes.
11. Tourism Issues: Lewis and Clark funding for new culture center, film and Lake Shore development.
12. Lands into Trust issues.
13. ROAD WORK SCHEDULE FY02-FY03: RESOLUTION #01-92MWJR
Councilman Gillette motioned to approve the list of priorities to be funded under the Indian Reservation Road Program for FY02 and FY03 as amended. Seconded by Councilman Wells.

DISCUSSION: The eight projects that will be funded in the FY 2002 budget are: Various park roads: \$300,000, Fort Berthold Gravel Surfacing: \$300,000, Traffic Control Signing: \$200,000, Mandaree Hill: \$200,000, Tribal Planning: \$55,000, Wells Road: \$300,000, PS&E for 4Bears Bridge: \$100,000, White Shield Housing Streets:\$125,000, Housing Development Streets: \$250,000, with a total of \$1,830,000.00.

The five projects that will be funded in FY03 budget are: Fort Berthold Gravel Surfacing: \$200,000, Wells Road: \$180,000.00, Housing Development Streets: \$900,000.00 Park and Lake Access Roads: \$300,000.00, Red Fox Addition Streets: \$75,000.00, with a total of \$1,655,000.00.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent. Motion carried.

14. WHITE SHIELD/PARSHALL CLINICS PARKING LOTS:
Councilman Gillette motioned to designate the profit of the

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\$42,000 carry-over funds from the Old Ree Road Project to the White Shield Clinic and the Parshall clinic parking lots, and to pledge the CD of \$77,000 that will mature in 2 days to cover the restoration cost of the other four segments clinic parking lots. Seconded by Councilman Phelan.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent. Motion carried.

15. KIDNEY DIALYSIS UNIT:
Personnel Matters: Closed Session

16. JERRY NAGEL REQUEST:
Jerry Nagel presented a preliminary plan to own and operate a full service summer water recreation business located on Lake Sakakawea below Sanish and on private land adjoining federal and state land.

A third party concessionaire agreement proposed by Jerry and Delaine Nagel, for Tim Kolke, Real Estate Manager, Riverdale Branch Office, U.S. Army Corps of Engineers, Omaha District, and Doug Prchal-Director, North Dakota State Park Service.

Councilman Gillette motioned to refer the third party Concessionaire Agreement to the Natural Resource Committee and the Legal Department for review and to bring back to the Tribal Business Council Meeting on May 7, 2001. Seconded by Councilman Wolf.

VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent. Motion carried.

17. SCATTERED VILLAGE, INC. RESOLUTION #01-93MWJR
Councilman Gillette motioned to grant a non-profit corporate charter to the cooperative to be known as Scattered Village, Inc. Seconded by Councilman Phelan.

DISCUSSION: The Scattered Village, Inc. will produce buffalo hide moccasins under the trademark, Night Walker Bison Products.

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The venture will utilize a cottage industry workforce from all of the communities of Fort Berthold. The Voc-Rehab Program will be utilized to assist both the business and the potential workers create a Cooperative-Based workforce.

The Three Affiliated Tribes Tourism and Independence Development Center will provide \$50,000 from their HUD Economic Development Supportive Services grant and \$10,000 from their National Endowment for the Arts/National Forest Service's grant for capital outlays, working capital and seed money to access other grant opportunities.

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

18. PERSONNEL DEPARTMENT: Closed Session

19. TRIBAL VEHICLE MILEAGE RATE:

Councilman Phelan motioned to increase the mileage reimbursement for tribal vehicles from \$.10.5 to \$.15 per mile, subject to legal review. Seconded by Councilman Spotted Bear.

DISCUSSION: This increase will be in effect as of April 17, 2001, unless legal counsel determines that this action is not in compliance with IRS regulations. The reason for the reimbursement increase is due to the increased expense of gasoline.

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

20. 4BEARS CASINO AND LODGE EMERGENCY MEDICAL BUDGET:
MOTION TWELVE

Councilman Gillette motioned to direct the 4Bears Casino and Lodge Casino to transfer the balance of funds allocated for medical assistance for the current FY to the Tribal Budget.

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Seconded by Councilman Fox.

DISCUSSION: The 4Bears Casino and Lodge staff will be informed of the transfer of the medical assistance line item from the Casino to the Tribal budget which will be administered by the TAT/Social Service Department.

Sponsor requests of various events and projects were also discussed and the end result was the Casino will forward a report of each sponsorship with the amount of the grant to the Treasurer's Office after approval by the TAT/Executive Committee.

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

21. MEDICAL ASSISTANCE/TAT:

Councilman Gillette motioned to designate in the Tribal budget including the transfer of funds from the Casino, a total of \$125,000 for this FY for medical assistance, and that it be monitored by the Social Service Department. Seconded by Councilman Phelan.

DISCUSSION: To date, the Tribe has spent \$50,000 for medical assistance with a balance of \$75,000 remaining which reconciles with the Treasurer's pro-ration of funds spent in a month on medical assistance requests.

Also, the Emergency Medical Assistance policy and procedures will need to be strictly adhered to for audit requirements.

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

22. NORTH SEGMENT BUDGET FY 2001:

A budget for the North Segment was presented for approval by full TBC. The Council discussed that TAT Youth @ \$10,000/\$16,855.86, and the \$125,000 for FY01 and \$75,000 for FY02. No action for approval was taken on the budget for the North Segment.

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23. ELDERS ASSISTANCE ISSUES:

The Tribal Elders FY01/02 budgets and the eligibility criteria will be placed on the TBC agenda and discussed on May 7, 2001. Also, the petition that was submitted with 60+ names will be addressed at that time.

24. NORTHERN LIGHTS ADDITION: 4BEARS CASINO AND LODGE:
RESOLUTION #01-94MWJR

Councilman Wolf motioned to designate Lots 1 through 6 of Block 6 of the preliminary plat of the Northern Lights subdivision specifically reserved for immediate use for Casino employee housing, including at a minimum, a 20 unit apartment complex. Seconded by Councilman Phelan.

DISCUSSION: Lots 1 through 6 of Block 1 shall be available to the Casino for further housing and day care needs for one year, provided that if the Casino intends to use Lots 1 through 6 of Block 1 for Casino housing, it will present plans to the Tribal Business Council for approval within one year of the date of passage of this resolution.

VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent. Motion carried.

25. RECESSED MEETING:

The meeting was recessed at 10:05 p.m., until April 18, 2001 at 10:00 a.m.

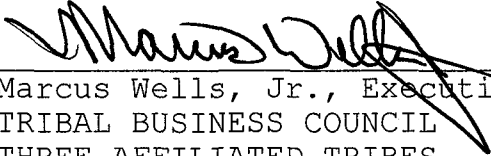
Respectfully Submitted,

Ardel Jean Baker, Recording Secretary

Date

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EXECUTIVE SECRETARY OFFICE
THREE AFFILIATED TRIBES



Marcus 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