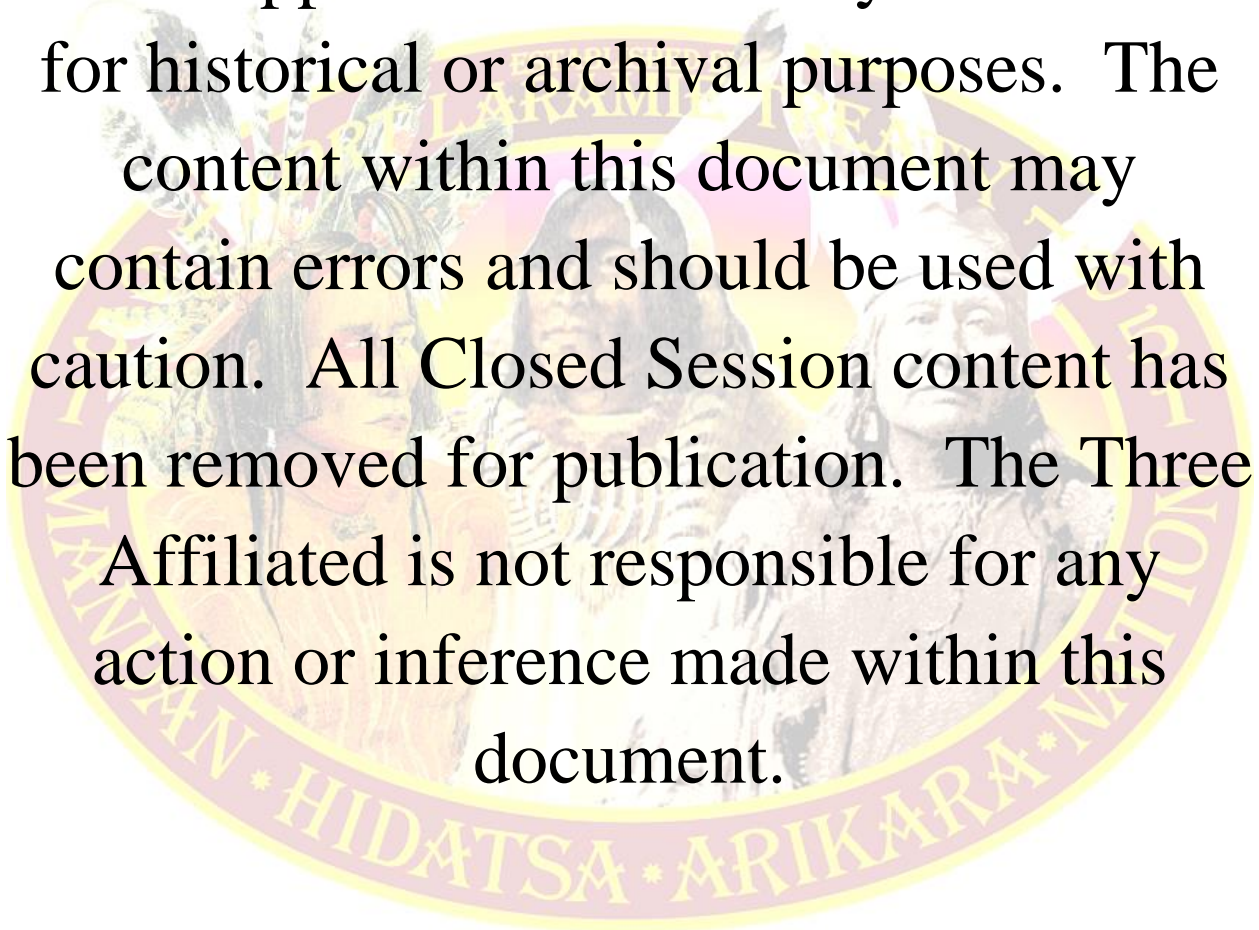


DISCLAIMER: The following Tribal Business Council minutes are uncertified or un-approved and are only to be used for historical or archival purposes. The content within this document may contain errors and should be used with caution. All Closed Session content has been removed for publication. The Three Affiliated is not responsible for any action or inference made within this document.



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
SPECIAL MEETING #NO. 19
MAY 31, 2001

01. CALL TO ORDER

Chairman Hall called the meeting to order at 11:05 a.m., and asked all present to say a silent prayer for those who are ill, grieving, and less fortunate.

02. ROLL CALL:

Members present: Councilman Spotted Bear, Councilman Fox, Councilman Wells, Councilman Gillette, Chairman Hall. Councilman Phelan.

03. APPROVAL OF THE AGENDA:

Councilman Gillette motioned to approve the agenda as amended. Seconded by Councilman Wolf.

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

04. ANNOUNCEMENTS:

05. APPROVAL OF MINUTES:

a. February 26, 2001:

Councilman Gillette motioned to approve the minutes as amended. Seconded by Councilman Wolf.

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

b. March 02, 2001:

Councilman Wells motioned to approve the minutes as amended. Seconded by Councilman Phelan.

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

c. February 27, 2001:

Councilman Gillette motioned to approve the minutes as amended. Seconded by Councilman Wells.

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

d. March 23, 2001:

Councilman Phelan motioned to approve the minutes as amended. Seconded by Councilman Gillette.

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

06. REVISION OF PERSONNEL POLICY HANDBOOK:

Councilman Wells motioned to direct the CEO and the Personnel Director to revise the Personnel Policy Handbook upon receiving recommendations for change from Directors, with a deadline of September 30, 2001. Seconded by Councilman Phelan.

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

07. LOCAL RESERVATION POW-WOWS:

Councilman Phelan motioned that each pow-wow committee receive an allowance of \$10,000 from the Community Board of each respective segment. Seconded by Councilman Wells.

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

08. FOUR BEARS CASINO AND LODGE/FOUR BEARS POW-WOW:

Councilman Fox motioned that the Four Bears Casino and Lodge disapprove the grant request of \$20,000 to the Four Bears Pow-wow Committee. Seconded by Councilman Wolf.

DISCUSSION: Concessions could be sold to the Fort Bears Casino and Lodge for \$10,000 as discussed with Four Bears Pow-wow committee member.

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

09. HIGHER EDUCATION FUNDS FOR SUMMER 2001:

Councilman Gillette motioned to direct the Treasurer work with the Higher Education Director to find money to finance for senior students and accelerated bachelor students.

Seconded by Councilman Wolf.

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

10. THEMED PRODUCTS CORPORATION - RESOLUTION #01-139MWJR:
Councilman Phelan motioned to approve a Charter for the business corporation and to require adding the wording: for profit" to the Charter. Seconded by Councilman Gillette.

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

11. HEADSTART PROGRAM:

Councilman Fox motioned that Head-Start staff be eligible to sell back their leave only for this FY, and that this action not be allowed in the future, that the Director be required to look for sources of funding to reimburse the Tribe, also offer an alternative policy such as a teachers contract with a set leave policy for a 9 month period. Seconded by Councilman Phelan.

DISCUSSION: The prior administrator did not allow the staff to take administrative leave when it was granted to tribal employees in 1997, so in the process compensatory time was accumulated. Because of this administrative decision, the sell back of leave was only supposed to be for that school year, and not an on-going process.

VOTE: 4 Ayes, 1 Nay, 2 Abstentions, 0 Absent. Motion carried.

- 12: APPROVAL OF MINUTES OF 2001:

A. February 26, 2001:

Councilman Gillette motioned to approve the minutes as amended. Seconded by Councilman Wolf.

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

Three Affiliated Tribes
Tribal Business Council
Special Meeting # 19
May 31, 2001
Page 4

- B. March 02, 2001
Councilman Wells motioned to approve the minutes as amended. Seconded by Councilman Gillette.
- VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.
Motion carried.
3. February 27, 2001:
Councilman Gillette motioned to approve the minutes as amended. Seconded by Councilman Wells.
- VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent.
Motion carried.
4. March 23, 2001:
Councilman Phelan motioned to approve the minutes as amended. Seconded by Councilman Gillette.
- VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Absent.
Motion carried.
5. April 02, 2001:
Councilman Wells motioned to approve the minutes as presented. Seconded by Councilman Phelan.
- VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent.
Motion carried.
- A. April 03, 2001:
Councilman Gillette motioned to approve the minutes as presented. Seconded by Councilman Spotted Bear.
- VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent.
Motion carried.
6. April 17, 2001:
Councilman Wells motioned to approve the minutes as presented. Seconded by Councilman Gillette.

**Three Affiliated Tribes
Tribal Business Council
Special Meeting # 19
May 31, 2001
Page 5**

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

- H. April 18, 2001:
Councilman Gillette motioned to approve the minutes as presented. Seconded by Councilman Spotted Bear.

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

13. VETERANS SERVICE PROGRAM:

Councilman Wells motioned to ratify the appointment of Data Entry Clerk position, to change the appointment date "from the end of the 01/FY to 30 days" and the rate of pay. (Reference Personnel Matters.) Seconded by Councilman Gillette.

DISCUSSION: Pat Wilkinson and Terry Red Fox were directed to work with the Director to research the budget and revise the programs job descriptions and present to the Tribal Business Council for review within 30 days.

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

14. COPS FAST PROGRAM LEAD POSITION:

Councilman Wells motioned to direct Pat Wilkinson and the Personnel Director to develop a lead Officer position within the COPS FAST Program, and that the application process be processed through the Personnel Office. Seconded by Councilman Phelan.

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

15. KDU MAINTENANCE:
Personnel Matter

16. CRIMINAL INVESTIGATOR POSITION:

Councilman Wells motioned to designate a Four Bears Cops Fast position to work as an assistant to the Criminal

**Three Affiliated Tribes
Tribal Business Council
Special Meeting # 19
May 31, 2001
Page 6**

Investigator with the rate of pay to remain the same.
Seconded by Councilman Phelan.

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

17. BEARS CASINO AND LODGE EXPANSION:

Scott Eagle did a report on the over expenditures of the expansion issues with KKE. No action was taken by the business council on the report.

18. ROBYN KEYES DAYCARE:

Closed Session.

19. RICK WEILAND CAMPAIGN CONTRIBUTION:

Councilman Phelan motioned to authorize a campaign contribution of \$1,000 to Congressman Rick Weiland from the State of South Dakota. Seconded by Councilman Wells.

DISCUSSION: Rick Weiland (Democrat) has announced his intention to run for the United States House of Representatives, representing his district within the State of North Dakota.

The Tribal Business Council is aware of Mr. Weiland's platform and other views as they relate to issues important to Indian Country.

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

NOTE: Councilman Gillette left the meeting at 7:15 p.m.
For the record the attendance is now six present and one absent.

20. EARLY PAY RELEASE FOR WAKE/FUNERAL:

Councilman Phelan motioned to waive the Early Payroll Policy and authorize an early pay release for Doris Duckett, Mary Schoppert, Rena Dusenberry, Connie Fox and Georgia Fox, because of the death of a member of their families. Seconded by Councilman Wells.

DISCUSSION: Although the above mentioned names are not

Three Affiliated Tribes
Tribal Business Council
Special Meeting # 19
May 31, 2001
Page 7

immediate family members, under TAT traditions they consider themselves immediate family. The Early Pay Release Policy will be reviewed to include extended family members when a loved one is lost.

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

21. EMERGENCY FEED PROGRAM:

Councilman Phelan motioned to direct Patti Jo Thomas to accept applications for the Emergency Feed Program beginning June 14, 2001. Seconded by Councilman Spotted Bear.

DISCUSSION: The Feed Program was approved for the period of November 01 thru January 29, 2001 and cattlemen who show proof of sale via receipts can be reimbursed for this period.

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

22. TRIBAL FIREWORKS ORDINANCE - NEW TOWN RESOLUTION #01-141MWJR

Councilman Phelan motioned to adopt Option 1, Resolution #01-141 for the City of New Town as presented. Seconded by Councilman Wolf.

VOTE: 5 Ayes, 1 Nay, 0 Abstentions, 1 Absent.

23. TRIBAL FIREWORKS ORDINANCE - PARSHALL RESOLUTION #01-142MWJR

Councilman Fox motioned to approve the prohibition of bottle rockets Tribal Fireworks Ordinance for the Parshall area as amended, adding " bottle rockets." Seconded by Councilman Wolf.

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

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

24. KDU PROGRAM:
Personnel Matter

25. ARROW WILKINSON FINANCIAL AID REQUEST:
Councilman Phelan motioned to approve \$2500 per semester for Arrow Wilkinson who is a graduate student with the payments to be taken out of the summer school funds. Seconded by Councilman Wolf.

DISCUSSION: Treasurer's Assistant will track the processing schedule.

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

26. FORMULATION OF ALCOHOL & DRUG COMMITTEE RESOLUTION #01-143MWJR.

Councilman Fox motioned to establish a separate committee for all Alcohol and Drug related programs, pursuant to Resolution #01-143MWJR. Seconded by Councilman Wolf.

DISCUSSION: The committee will consist of Malcolm Wolf as Chairman, with committee members identified as Mark Fox, and Randy Phelan and as with all committees Chairman Hall will be a standing committee member.

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

27. APPROVAL OF BACKLOG OF MINUTES:

A. May 28, 1998:

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

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

Three Affiliated Tribes
Tribal Business Council
Special Meeting No. #19
Page 9

2. August 13 & 14, 2001:
Councilman Fox motioned to approve the minutes as amended. Seconded by Councilman Phelan.

VOTE: 5 Ayes, 0 Nays, 1 Abstention, 1 Absent.
Motion carried.
3. November 11, 1999:
Councilman Spotted Bear motioned to approve the minutes as amended. Seconded by Councilman Wells.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent.
Motion carried.
4. January 17, 2000:
Councilman Fox motioned to approve the minutes as amended. Seconded by Councilman Phelan.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 1 Absent.
Motion carried.
5. February 09, 2000:
Councilman Fox motioned to approve the minutes as amended. Seconded by Councilman Wells.

VOTE: 5 Ayes, 0 Nays, 1 Abstention, 1 Absent.
Motion carried.
6. February 11, 2000:
Councilman Fox motioned to approve the minutes as amended. Seconded by Councilman Spotted Bear.

VOTE: 5 Ayes, 0 Nays, 1 Abstention, 1 Absent.
Motion carried.
7. March 07, 2000:
Councilman Wells motioned to approve the minutes as amended. Seconded by Councilman Spotted Bear.

VOTE: 5 Ayes, 0 Nays, 1 Abstention, 1 Absent.
Motion carried
8. March 10, 2000:

Three Affiliated Tribes
Tribal Business Council
Special Meeting No. #19
Page 10

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

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

9. March 20, 2000:

Councilman Phelan motioned to approve the minutes as amended. Seconded by Councilman Wells.

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

10. April 3 & 4, 2000:

Councilman Wells motioned to approve the minutes as amended. Seconded by Councilman Spotted Bear.

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

K. May 11, 2000:

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

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

NOTE: Councilman Fox left the meeting at 10:00 p.m. For the record, there were 5 members of council present and 2 members absent.

28. ADELE PHELAN BUSINESS DEVELOPMENT LOAN/GRANT: RESOLUTION #01-144 MWJR:

Councilman Wells motioned to approve of a \$3500 Small Loan and a \$3500 Business Development Grant, subject to the Small Loan/Grant guidelines. Seconded by Councilman Wolf.

DISCUSSION: A car title will be submitted and used as collateral, along with a business plan and a resolution, and a commitment of outside resources.

VOTE: 4 Ayes, 0 Nays, 1 Abstention 2 Absent. Motion

carried.

29. MERANDA SANDERSON SMALL LOAN RESOLUTION #01-145MWJR:
Councilman Phelan motioned to approve a \$3,500 Small Loan for Meranda Sanderson, subject to the requirements of the Small Loan Program. Seconded by Councilman Wells.

DISCUSSION: A car title will be used as collateral with bi-weekly payments of \$150.

VOTE: 4 Ayes, 0 Nays, 1 Abstention, 2 Absent. Motion carried.

30. MOTION TO ADJOURN:
Councilman Wolf motioned to adjourn the meeting at 10:25 p.m. Seconded by Councilman Wells.

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

Respectfully submitted,

Ardel Jean Baker, Recording Secretary
OFFICE OF THE EXECUTIVE SECRETARY
TRIBAL BUSINESS COUNCIL

Date

Three Affiliated Tribes
Tribal Business Council
Special Meeting No. #19

Page 12


Marcus Wells, Jr., Executive Secretary

10-14-03

Date

TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

ATTEST:

Tex G. Hall, Tribal Chairman

Date

TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

Ref: Corel C: Minutes 05-31-01 #19