

**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING #34
NOVEMBER 08, 2001**

01. CALL TO ORDER AND PRAYER:

Chairman Hall called the meeting to order at 1:30 p.m., with the invocation said by Councilman Wolf.

02. ROLL CALL:

Members present: Treasurer Gillette, Vice-Chairman Phelan, Chairman Hall, Councilman Wolf, Councilman Fox, Secretary Wells, Councilman Spotted Bear arrived at 2:35 p.m. There were 6 members present initially to establish a quorum. Others present: Jean Baker, Flora Wolf, Joni Halsey, Patti Thomas, Pat Wilkinson.

03. APPROVAL OF AGENDA

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

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

04. TRIBAL BUSINESS COUNCIL REPORTS:

a. Chairman's Report

- **24 hr Health Care Facility/ 24 hr Ambulatory clinic. Senator Max Baucus is the Chairman of the Finance Committee. If his bid for re-election as a Senator from Montana is successful, there is a strong possibility that Fort Berthold will be selected as a pilot program for Diabetes and Cancer. In view of this, Chairman Hall entertained a motion to support Senator Baucus campaign.**

Councilman Wells motioned to approve the amount of \$1,000 to be contributed to an appropriate Political Action Committee or campaign fund raising committee for Senator Max Baucus in his bid for re-election for the United States Senate from Montana. Seconded by Councilman Fox.

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

- **Senate Economic Stimulus Bill: \$125,000 for each unit \$10 Million is 80 homes Mtg. @.Friday 11/16/01 w/ Conrad housing purposes 100% grant. Spread out to 6 districts.**
- **Lakeshore Proposed Bill:**

- **BIA Budget:** BIA grant loan program reinstated and increased the ceiling from proposal.
- **November 14, 2001 Meeting on Oil and Gas:** Mark Cruse and Dan Israel .
- **SPECIAL COUNCIL MEETING:** For minutes only 11-14-02 No. 35 12:00 p.m. No add-ons.
- **Van Ness Feldman Contract:**
- **Bio-Chemical Issues:**
IHS has medication develop a budget for bio-terrorism . Borland requested smallpox vaccination, but it has to be requested by Chairman Association. Nationally important to vaccinate health care officials. Need an overall plan from HHR
- **Oil and Gas Refinery:** To plan for that front end committed by the Bureau of Indian Affairs to provide \$500,000 EDA Grant with a match of \$250,000.

05. SELECTION CRITERIA FOR SALE OF TRIBAL BUFFALO:

MOTION: Vice-Chairman Phelan motioned that tribal buffalo not be sold to individuals until such time the Tribal Business Council has formally approved a management and distribution plan in addition to a selection criteria policy. Seconded by Councilman Wolf.

DISCUSSION: It is a great opportunity for tribal members who want to get in industry. Fiscal reasons to sell them at market price and off set costs is a positive investment for tribal members. Tribal membership will be given the first opportunity to purchase the buffalo. This motion will negate the Little Swallow request until the distribution and selection criteria management plan is approved.

VOTE: 3 Ayes, 2 Nays, 1 Abstention, 1 Absent. Motion carried.

- 06. NATIONAL CONGRESS OF AMERICAN INDIANS:** The MIS staff has submitted travel authorizations to attend the conference but only the Director has authority to attend. Office Manager, Patti Thomas was given a directive from full Council to scale the staff travel authorization requests to attend the Conference. The NCAI delegates for the TAT are Tex G. Hall, Tribal Chairman and Councilman Mark Fox. Patti Jo Thomas was directed to make sure that the dues were paid.

07. TREASURERS REPORT: RESOLUTION NO: 01-274

Treasurer Gillette moved to adopt the TAT FY 2002 General Fund Budget at \$27,987,000.00. Seconded by Vice-Chairman Phelan.

- General Fund Budget (Revenue)
- Clarification of \$125 Million JTAC Funds
- Tax Exempt Loan Proceeds
- Budgeting more than your revenues
- Capital Gains: Addressed on November 8, 2001 with Senator Conrad
- Casino Surveillance Operations Revenue. Receipt from Casino revenue.
- Indirect Cost Revenue: Change Scope of Work. No changes were submitted from the Directors. Authority to draw down funds and the programs can modify later if changes in the scope of work.
- Tribal funds were not put into the Medical Assistance line item because of the large amount of carry-over funds within the Social Service Budget. The AAO/BIA Social Service is doing an on-site visit on November 27, 2001. Tribal funds need to be allocated for life threatening situations. Social Service Medical grants: \$100,000. Money available to contractors redefines line items and go back to 01 \$400,000 carry-over. An official letter to AAO requesting the use of these funds was sent in June, 2001, with no response as yet. A Solicitors opinion may have to be obtained, with the Legal Department and the CPA engaged in the process with Richard Zeipher from AAO/BIA.
- IK-I-PI is requesting an additional \$120,000 per segment. Staffing is needed at the Community Buildings and the White Shield and Parshall Clinics. An option would be to \$109,574.88 Reduce A/P by \$750,000
Grant/Loan Program \$50,000 Home Loan \$50,000 omitted from last yr. Budget:
- Schools will be getting \$100,000 from \$175,000.
- Reduce Segment funds: Every district has segment money Next year the amount will be calculated by headcount. Each school will be receiving \$100,000. Money that was allocated for Truancy Officers could be given to the schools.
- Tribal Court asking for additional funds to hire a Court Administrator and Clerk of Court. Prior administration had 8 to 12 staff.
- Fines and Costs Revenue and Expenditures

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

- 08. ANNUAL CULTURAL POW-WOWS RESOLUTION NO. 01-275MWJR**
Treasurer Gillette motioned to allocate \$2,500 per day to each of the recognized organizations to sponsor one or two day cultural activities. Seconded by Secretary Wells.

DISCUSSION: The following organizations hold one or two day annual cultural activities for Memorial Day, Veterans' Day, New Years, i.e. Antelope Society, Old Scouts, Water Buster, and Dead Grass. A two day event will be sponsored by the Tribe @ \$2500 per day or a total of \$5,000 for 2 day including ceremonial events.

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

SECRETARY'S REPORT

Secretary Wells motioned to approve a \$3,500 Small Business Loan and a \$3,500 Business Development Grant to Alvina McDonald, subject to the rules and regulations of the Small Loan/ Business Development Grant Program. Seconded by Treasurer Gillette.

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

- **TAT Veterans Program: November 10, 2001.**
Senator Pomeroy will be at the program at the Four Bears Casino and Lodge.
- **Robert Lewis: Iron Worker Proposal Pharmacy Benefit Management Initiative**

VICE-CHAIRMAN'S REPORT:

- **State Health Department 11/15/01 Mtg.**
- **Director Law Enforcement**
- **Disaster Plan Anthrax no equipment- Need gloves for Mailroom**
Emergency Budget will be developed and submitted before the council. Developing a Protocol Plan.
- **Took a tour of Office of Trust Financial Management and learned how JTAC and tribal funds are handled. Veterans Day Pow-wow at Mandaree: November 10, 2001 12:00 Noon.**

COUNCILMAN FOX'S REPORT

- ITMA Vice-Chairman yearly term. The Tribe has membership and sponsorship for the next two years.
- Garald Bracklin wake tonight at Parshall
- Thanksgiving Dinner November 20, 2001
- Cross Country Banquet
- Elder Garages

• **COUNCILMAN WOLF'S REPORT**

- High School Drug and Alcohol Problems.
Kidney Dialysis Unit
Northern Lights Annexation Hearing on November 21, 2001.
Dakota Drive and other homes including Headstart Center will be hooked up next phase.
Building Excavation.
Garages for Elders
Felix Meyers house
Commodity Warehouse base:
- KMHA transmitter down hopefully will be on the air on Saturday.
- AAO released Alcohol and Drug Grants
- Aging Conference in Billings, Montana
- **CALENDERS:**
- November 12, 2001: August and Tillie Little Soldier Anniversary Banquet
- November 12, 2001 : 12:00 Cross Country Recognition \$1700 Budget Request:

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RESOLUTION NO. 01-276MWJR.

MOTION: Councilman Fox motioned to approve a \$1700 Budget for the Cross Country Recognition Banquet will be held at the Four Bears Casino and Lodge on November 12, 2001. Seconded by Vice-Chairman Phelan.

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

November 24 – 25, 2001: National Drug and Alcohol Summit Spokane WA.
November 27-29, 2001: Health Mtg. OBM Circulars and Audit training
November 19-20, 2001: Sioux Falls, SD: National Indian Council on Aging:

MANDAREE SCHOOL DISTRICT RESOLUTION NO. 01-278MWJR

Councilman Gillette motioned approval of the financial request of the Mandaree School. Seconded by Councilman Phelan. After much discussion on the request the Motion and Second were withdrawn.

The Mandaree School will work with the Treasurer, the Vice-Chairman and Steve Salveson and re-present the resolution.

Councilman Spotted Bear arrived at 2:35 p.m.

Vice-Chairman Phelan motioned to authorize and assist the Mandaree Public School District in the amount of \$200,000 to build additional school facilities, subject to available tribal funds. Seconded by Secretary Wells.

DISCUSSION:

Reimbursement to the Tribe will be made by withholding the annual budgeted JTAC funds until obligation repaid in full by deducting from allocations to the Mandaree School District beginning with 2003-2007.

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

08. APPROVAL OF MINUTES: MWJR.

Secretary Wells motioned to do a blanket motion to approve the following minutes with corrections as amended. Seconded by Treasurer Gillette.

- a. August 30, 2001
- b. September 19, 2001
- c. September 25, 2001
- d. October 02, 2001
- e. October 04, 2001
- f. October 11, 2001

NOTE: September 27, 2001 draft will be submitted for approval on November 14, 2001.

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

09. FOUR BEARS CASINO AND LODGE CO-GENERAL MANAGERS INCENTIVE AWARD:

Secretary motioned to approve the 4th quarter Incentive Awards for the Four Bears Casino and Lodge Co-General Managers. Motion dies due to a lack of a second.

10. **HEALTHY STARTS:**

Councilman Fox motioned to approve the reprogramming of the \$6,333, allocated for Healthy Start into the working capital of the WIC Budget. Seconded by Secretary Wells.

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

11. **OLD BUSINESS:**

A. **EARTH LODGE PEOPLE** - Application for Tribal Business License Vice-Chairman Phelan motioned to approve of the Business License for the Earth Lodge People Corporation. Seconded by Secretary Wells.

DISCUSSION: The fee for a Tribal Business License is \$50.

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

B. **BRIDGE REPORT:**

- Ed Hall, Denby Deegan and Gene Jackson from KKA did a power point presentation on the bridge. The Bridge Project has a Website.
- Bridge Aesthetics: Denby Deegan
- Themes for context
- Ownership of the Bridge: No title vested to any entity on the ownership of the existing bridge. The bridge that comes that we're constructing we will apply for ownership through the Feds and its quite possible that the Tribe would not receive ownership but the BIA would held in trust for the tribe. That's the important disposition, because apparently the Tribe would receive the maintenance funds under the IRR Funding. At the conclusion of the construction of the bridge, the tribe would have to get the transfer from the Federal Government. The Tribe will have to make a request to the BIA. This issue will be discussed during the meeting with Sprynczynatyk and Governor Hoewan before November 21, 2001 to discuss the ownership of the bridge to the tribe.

MINNE-TO-HE CLINIC:

Introduction of Dr. (Jugdish) Goswami M.D.

- Corporate resolution
- Strategic Planning Process
- Good communications to better serve the community
- Update on replacement of Chief Medical Officer

- By-laws for Governing Body
- Sample Resolution on Consultation
- Budget formulation focused issues

D. COMMODITY WAREHOUSE BID APPROVAL:

Councilman Wolf motioned to accept the low bid for Big K Industries for the general, Flatland Mechanical for plumbing and Heating, and KB Electric for the electrical. Seconded by Secretary Wells.

DISCUSSION: The total bid package was \$379,961 but was budgeted for \$440,000 for this project. They wanted to make sure there was contingency money.. The Engineering Architect is paid 8% of the total contract.

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

E. AIDS RESOLUTION NO. 01 -278

Secretary Wells motioned to authorize the University of North Dakota to conduct the HIV/AIDS study described in the attached document and that the Tribal Chairman sign a letter of cooperation granting permission for the study and requests the cooperation of the Fort Berthold Housing Authority. Seconded by Treasurer Gillette.

DISCUSSION: A copy of the report prepared for the North Dakota Health Department will be provided to the Tribal Business Council for its use and information. Data will not be shared with the other tribes and if anyone requests that information it will be referred to the tribe with a confidentiality clause in the report. If there is preventive funding secured, they reincorporate the dollars to the tribe for use. There is approximately \$350,000 CDC State aid available for prevention services for not necessary Indian Tribes but high risk populations. There is specific designation to use it on reservations but Mr. McDonald did know the exact amount.

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

F. DIANA LEWIS:

Vice-Chairman Phelan motioned to authorize an appraisal done on the mobile home and bring back to full Council to expedite things. Seconded by Councilman Fox.

DISCUSSION: The appraisal will prepare all other related costs with the tribe to initially pay for the appraisals and the repayment will come out of the closing costs.

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

DISCUSSION:

Richard Zeipher will meet with Social Service Staff at 9:00 a.m. in the TAT Finance Conference Room. The recommendation will be to purchase the trailer for Judy Nelson under CFR Parts of the SS Contract: Disaster and Emergency Assistance. The tribe needs to define disaster and be able to use the funds for special needs as such. Consider making the tribe's proposal and social service is always income guidelines and eliminate the guidelines. The tribe can propose changes.

EXTENSION FOR EMERGENCY ASSISTANCE JUDY NELSON:

Vice-Chairman Phelan motioned to extend up to 60 days emergency assistance for Judy Nelson. Seconded by Councilman Fox.

DISCUSSION: The payment will be adjusted under the emergency assistance line item.

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

G. ARBITRATION WITH CAM, INC. - STATUS UPDATE

The Legal Department submitted information for the Tribal Business Council to read.

H. LIFE ENRICHMENT CENTER - CAROLYN BIRD BEAR

Defer: The Secretary's Office will inform her that she is on the agenda for the next meeting.

I. PLAINTIFF'S ASSOCIATION FOR KEEPSEAGLE FUNDING

This agenda item was deferred until the next full council meeting.

13. NEW BUSINESS:

A. EXECUTIVE COMMITTEE:

B. NATURAL RESOURCE COMMITTEE:

1. LAURA WHITE OWL LAND RESOLUTION NO. 01-280MWJR

Treasurer Gillette to approve of the land purchase from Laura White Owl, 301-U4562; said land described as E2NE4NW4NW4 in Section 33, Township 152 North, Range 94 West Fifth Principal Meridian, North Dakota, containing five acres more or less and known as Allotment No. 551A-A and said land will be used for housing sites by the Fort Berthold Housing Authority only. Seconded by Secretary Wells Jr.

Vote: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not Voting. Motion carried.

2. RESOLUTION NO. 01-279- BRENDEL BAY

Councilman Fox motioned to the Tribal Business Council that the Brendle Day tract described as S2SE4, S2SW4sW4, SE4SW4 of Section 1, Township 151 North, Range 91 West, Fifth Principal Meridian, North Dakota containing 40 acres or less be designated for agricultural and recreational use, that no home site leases be granted nor permanent structures be placed on this tract, with the exception of structures that may be included in business leases for recreation purposes. Seconded by Vice-Chairman Phelan.

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

**NATIONAL PARK SERVICE CHALLENGE COST SHARE PROGRAM:
RESOLUTION NO. 01-281MWJR:**

Councilman Fox motioned that the Tribal Business Council authorizes the Tourism and Independence Program to seek funding from the 2002 National Park Service Challenge Cost Share Program to develop and present cultural interpretive projects and activities that relate to the Lewis and Clark Expedition with an emphasis on the history, culture and contributions of the Mandan, Hidatsa and Arikara people. Seconded by Vice-Chairman Phelan.

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

FIGURE FOUR RANCH NAME CHANGE RESOLUTION NO. 01-282MWJR:

Vice-Chairman Phelan motioned to direct the Tourism and Independence Directors to engage in a reservation wide campaign to solicit input from tribal members on a culturally appropriate and acceptable name for the Tribe's buffalo and elk ranch. Seconded by Treasurer Gillette.

DISCUSSION: Community input shall be accepted through December 21, 2001. The Tribal Business Council at the first Regular Meeting will present the results and recommendations from this campaign for adoption in 2002.

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

ELBOWOODS WORKS - DARIAN MORSETTE:

Councilman Fox motioned to direct Pat Wilkinson to draft a letter for the Chairman's signature to the 477 Program and Fort Berthold Community College Carpentry Class to have active participation with Elbow Woods Works. Seconded by Vice-Chairman Phelan.

DISCUSSION: CEDS will also be directed to sign a commitment letter to that effect to research and apply for funding for this tribal entity.

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

Councilman Fox motioned to approve a temporary adjustment for the Elbow Woods Program with \$200,000 taken from the working capital out of JTAC Funds. Seconded by Councilman Wolf.

DISCUSSION: Darian Morsette will travel to the NCAI. Conference to market the project. CEDS will be directed to work out over sight and to do a projection plan. Finance staff will assist in the budgeting process.

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

COMMUNITY DEVELOPMENT & PLANNING OFFICE:

Secretary Wells motioned to reorganize the Central Planning Department and to separate Planning from the Grant writing, with Patti Jo Thomas as the Supervisor for both parties, with the salaries remaining as is until such time that Personnel Department can review job descriptions and salaries. Seconded by Vice-Chairman Phelan.

DISCUSSION: Marion Spotted Bear will be in charge of the grant writers and an administrative assistant will be added to staff. Velma Pretty On Top-Holeman will be in charge of Planning, with Tara Young Bird as her assistant. Patti Jo Thomas will assist in setting up procedures for both departments. It was clarified that Personnel issues are not routed through the CEDS.

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

BUSINESS PROPOSAL POLICY:

Treasurer Gillette motioned to authorize the CEDS Core Committee along with the Community Development & Planning Office, to form a Proposal Review Committee to regulate and review all proposals to conduct the necessary due diligence before said proposal is presented to the Tribal Business Council. Seconded by Councilman Spotted Bear.

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

*NOTE: Jean Baker, Recording Secretary left the meeting at 9:30 p.m.
Joni Halsey, Records Manager assumed the dictation and transcription of the following minutes.*

C. HEALTH & HUMAN RESOURCES COMMITTEE:

Employee Master File Maintenance (Steve Salvesson)

Motion made by Councilman Gillette to approve of Master File. Seconded by Councilman Phelan.

Vote: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not Voting. Motion carried.

SAFE ENVIRONMENT RESOLUTION

Deferred

DRUG/ALCOHOL COMMITTEE:

a. CIRCLE OF LIFE BUDGET: DEFERRED.

TOURISM/INDEPENDENCE PROGRAM:

Member Fox motioned to approve a cost share grant for National Park Service Monies of \$500,000 Grant with 100% match. Seconded by Vice-Chairman Phelan.

Noted for record: The resolution does not state the 100% match, by Councilman Fox.

Vote: 6 Ayes, 0 Nays, 1 Abstentions, 0 Not Voting. Motion carried.

Member Fox motioned to send a request to Charles Murphy, who is

Chairman of the Standing Rock Sioux Tribe to meet with Arikara Tribe regarding Arikara remains that are buried on their reservation. Seconded by Member Wolf.

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

PERSONNEL: Closed Session

SMALL LOANS:

Martha Fredericks:

IIM Balance to release ½ back to her and the rest go to her loan. Motion made by Councilman Fox to approve. Seconded by Councilman Phelan. Discussion: Marcus emergency needs are being turned down. They are signing a note. Had client who was turned down and evicted. She has a job her. Son and Daughter to pay on loan. Gillette request to have Rose write letter to children to start paying.

Vote: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not Voting. Motion carried.

Motion made by Councilman Phelan for Leo Standish ½ of what is in his IIM Account which is \$165.00, and if he needs medical loan will do that. Seconded by Councilman Gillette.

Discussion: Rose states any loans before April of 1999. Rose bring bake to table.

Vote: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not Voting. Motion carried.

Amount requested \$3,500.00. Motion made by Councilman Gillette to approve of loan requests from Jolene Whitman, Terry Log, Sherry Hall and Dennis Howling Wolf. Seconded by Councilman Phelan.

Vote: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not Voting. Motion carried.

Councilman Gillette motioned to any tribal employee who wants to make loan is eligible with wage deduction up to \$1,000.00. Seconded by Councilman Wells.

Vote: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not Voting. Motion carried.

Personal Issues. Closed Session.

Rich Mayer proposed informational brief on a long distance service for the Tribe. The service would provide Tribal Businesses effective cost savings, breaking away from Reservation Telephone. Councilman Fox requested to have Mr. Mayer research more on advantages and disadvantages and make a final presentation to the council.

Ameritech Contract:

Motion made by Councilman Phelan to approve of allowing Councilman Fox to oversee administrator duties over head start and CDBG Projects with the exception of payment release which Chairman Hall and Treasurer Gillette will sign off on. Seconded by Councilman Fox.

Vote: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not Voting. Motion carried.

Ranae Merrick

Motion made to approve of loan request in the amount of \$2,000.00 for car repair and using her title as collateral and subject to the requirements of the Small Loan Department. Seconded by Councilman Fox.

Vote: 6 Ayes, 0 Nays, 1 Abstentions 0 Not Voting. Motion carried.

Micheal White Owl:

Motion by Councilman Wells to approve for \$250.00 educational donation/grant. Seconded by Councilman Phelan.

Discussion: Micheal has been living in Wisconsin. Grant is for people going to certain place . He started school in September and will be returning once school is out.

Vote: 5 Ayes, 0 Nays, 2 Abstentions, 0 Not Voting. Motion carried.

Corporation #01-285-MWJR:

Motion to approve resolution as amended made by Councilman Fox. Seconded by Councilman Wells instead of leasing through the Dakota West Credit Union.

Discussion: Delete in the resolution unconditional guarantee and limited waiver

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

Four Bears Bridge 01-286-MWJR:

Motion made by Councilman Gillette to approve of 11 million resolution that the Tribal Business Council requests the Bureau and the Federal Lands Highway Program to add the replacement for the Four Bears Bridge to the FY 2002 Indian Reservation Road Bridge Program for the maximum amount allowable. Seconded by Councilman Phelan.

Vote: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not Voting. Motion carried.

National Congress of American Indian #01-287-MWJR:

Motion made by Councilman Phelan to approve of financial assistance in the amount of \$1,500.00 to assist in the candidacy for president for Chairman Hall. Seconded by Councilman Fox.

Vote: 6 Ayes, 0 Nays, 1 Abstention, 0 Not Voting. Motion carried.

National Congress of American Indian #01-288-MWJR

Motion to approve of \$1,000.00 for dues by Councilman Gillette. Seconded by Councilman Phelan. The Tribal Business Council will designate Chairman Hall as delegate and Councilman Fox as an alternate.

Vote 7 Ayes, 0 Nays, 0 Abstention, 0 Not Voting. Motion carried.

National Congress of American Indian #01-289-MWJR:

Motion made by Councilman Phelan to approve of resolution in support of Chairmen Hall for the position of President to be current in their dues to NCAI and to send a representative to vote for the position of President. Seconded by Councilman Fox.

Vote: 6 Ayes, 0 Nays, 1 Abstentions, 0 Not Voting. Motion carried.

Legal Department:

Gary Beadreuy

25 Million bond issues for the housing development for the Tribe. Council has approved by motion Qu-Tac Rock Bond Council Consultant Agreement.

Councilman Gillette and Gary Beadreu reviewed the transcript to get the bond completed. Several resolutions must be in place. Additional meetings have been set up. December 12, 2001 will focus on Trust indenture. The Chairman and Treasurer must be present. Request today consider the time bond Council placed on November 14, 2001 agenda.

One resolution for consultant agreement is written. Motion made by Councilman Fox to be put on Agenda for November 14, 2001. Will present all resolutions at that time.

**Kip Quale:
Defer 2 Items.**

Intertribal Council on Utility Policy #01-291-MWJR:

Phelan to delegate Councilman Phelan and Councilman Fox as delegates for the Intertribal Council. Seconded by Councilman Wells.

Discussion: Would include an alternate in motion as Paul Danks. Kip will be effective 1 2002.

Vote: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not Voting. Motion carried.

Land Fill Agreement with Mc Kenzie County:

Motion made by Councilman Wells for 1year agreement of landfill with Mc Kenzie County. Seconded by Councilman Fox.

Discussion: Subjecting the Tribe to County Court. Educating our people in to what can be disposed of will bring fines. Tribal Court would have no jurisdiction over agreement because it is off the reservation. Violations would be heard by the State Court.

Vote: 3 Ayes, 3 Nays, 1 Abstention, 0 Not Voting. Motion falls.

Other options will take 1 to 2 years. Motion made by Councilman Gillette to use current site and expand it. Seconded by Councilman Phelan.

Discussion: This is a temporary site until it can be moved to Mandaree, as Councilman Phelan said it is okay. Current site has two more months to fill. E. P. A. to approve of expansion would take 10 months. Jim Heckman to be put on the next agenda to answer questions. Motion is to utilized site until it can be established in Mandaree.

Vote: 4 Ayes, 3 Nays, 0 Abstentions, 0 Not Voting. Motion carried.

Tax Department moved to Legal Department on October 1st, 2001 Child Welfare is already under the Legal Department.

Executive Committee directed Terry Red Fox, Wade Baker, Joanna White Bear. Marcus Wells Sr. said he will take on additional duties of Tax Department at no additional compensation. Wade will take on administrative duties. Motion made by Councilman Wells to assign the Tax Department to Marcus Wells, Sr. Seconded by Councilman Phelan.

Marcus Sr. working on indirect. How much more time is available to him to take on more responsibilities. 4 Attorney's more comfortable with Tyra working on this. Noted by Councilman Fox, been doing it already.

Vote: 4-2-0-0. Motion carried.

**Mavis Beauchamp-
Motion to hire Mavis Beauchamp nurse practitioner in Twin Buttes by Councilman Gillette . Seconded by Councilman Spotted Bear.**

Discussion: Rate of pay would be can be negotiated.

Vote: 6-0-0-1. Motion carried.

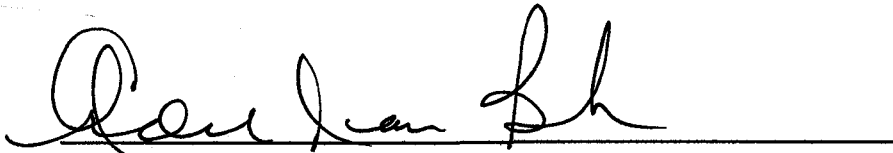
ADJOURNMENT:

Motion by Councilman Phelan Seconded by Councilman Gillette. Adjourned at 12:44 AM.

Respectfully Submitted,

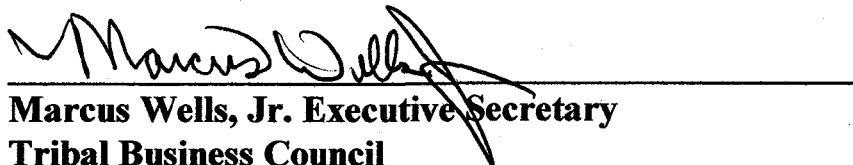
Joni Halsey, Acting Recording Secretary

Respectfully submitted,



**Ardel Jean Baker, Recording Secretary
Tribal Business Council
Three Affiliated Tribes**

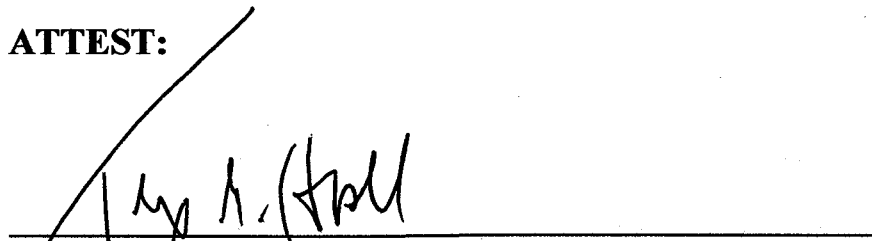
11-14-01
Date



**Marcus Wells, Jr. Executive Secretary
Tribal Business Council
Three Affiliated Tribes**

11-14-01
Date

ATTEST:



**Tex G. Hall, Tribal Chairman
Tribal Business Council
Three Affiliated Tribes**

11-14-01
Date