



MANDAN, HIDATSA, & ARIKARA NATION

Three Affiliated Tribes, Fort Berthold Indian Reservation

404 Frontage Road, New Town, North Dakota 58763-9402

THREE AFFILIATED TRIBES

REGULAR MEETING NO. 02-07

APRIL 11, 2002

11:18 a.m.

01. **CALL TO ORDER:**

Vice-Chairman Phelan called the meeting to order at 11:30 a.m. with the invocation said by Councilman Wolf in respect for Mark Fox' loss of mother, Virginia Fox, and to remember all tribal members who are less unfortunate.

02. **ROLL CALL:**

Secretary Wells took roll call and a quorum was established with six members present. Chairman Hall entered the meeting at 11:35 a.m. which made all members present.

03. **APPROVAL OF THE AGENDA:**

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

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

04. **CHAIRMAN'S REPORT:**

REQUEST FOR AN INCREASE IN THE INDIAN HEALTH SERVICE BUDGET 2004-RESOLUTION NO. 02-057MWJR

Chairman Hall said for FY-03, President Bush proposed a meager budget for Indian Health Service. Senator Conrad, Senator Daschle, and Senator Johnson who are members of the Budget Committee said they would lobby to include a One Billion dollar increase to the Budget for Indian Country. Chairman Hall further said as NCAI President, is asking all Indian Tribes to support a request for an increase in the Indian Health Service Budget.

Councilman Phelan moved to direct the Health Department with assistance from the Legal Department to draft a resolution supporting the request for a \$1 Billion increase for Indian Health Services for Indian Country. Seconded by Councilman Gillette.

Discussion: Councilman Gillette said that the Minne-Tohe Health Center Service Unit /Fort Berthold is funded only at 60% for unmet needs.

Chairman Hall said Indian Health Service is using a formula called a Level of Need Funding (LNF) to disburse funds by user population as opposed to disease related illnesses. Chairman Hall said this formula must face opposition and asked that the language be included in the resolution. Maker and second of the motion agreed to the inclusion of language in the resolution.

Councilman Phelan moved to direct the Health Department to draft a resolution with assistance of the Legal Department in support of the \$1 Billion increase for Indian Health Services and to oppose the formula called a Level of Need Funding (LNF). Seconded by Councilman Gillette.

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

HOUSING BOND UPDATE:

The Tribal Housing Program will be meeting with HUD April 17, 2002 in Rapid City, SD. to discuss the 25 Million dollar housing bond the tribe will receive the end of the April or the first of May, 2002. Due diligence issue.

FOUR BEARS CASINO LOAN CLOSING REPORT:

Budget projection for 2003-2004.

Interest accounts

Capital Gains

DISCUSSION: Chairman Hall opposed the language in the "Delinquency clause," as it could have an impact on the Tribe's Budget. Steve Salveson and Tom Disselhorst are working with Patti Fredericks, from Miller Schroeder in amending on the language. Closure of the loan is set for April 19, 2002.

On April 23, 2002 the Minimum Internal Controls standards (MICS) will be doing a compliance audit as required by National Indian Gaming Commission. Barry McGrady will be working with the auditors.

TRUST REFORM UPDATE:

Senator McCain, Senator Daschle, and Senator Johnson are prepared to look at some type of legislation proposed to assist in this matter. They will have a draft available for the council to review during the NIGA Conference in San Diego, CA.

NATIONAL INDIAN GAMING ASSOCIATION:

The National Indian Gaming Association is sponsoring a conference in San Diego, Ca on April 24-26, 2002. A Senator from Connecticut will be sponsoring a Bill that will affect all Tribal casinos. Let it be noted that tribal casinos are triple regulated in Indian Gaming by the Feds, the State and Tribal Governments.

GOVERNOR HOEVAN REPORT:

In an article published in the MHA Times, Chairman Hall questioned Governor Hoevan's support for Indian Tribes. Governor Hoevan took offense to the article and immediately contacted the Chairman, who reiterated that many issues not being addressed by the Governor and his staff:

Gambling on the water amendment

Return of the Lakeshore

Tourism MOA

Job Training on TANF

Standing Rock and Sisseton Tribes did sign an agreement, but the Three Affiliated Tribes did not because it doesn't really show Government to Govt. relationship with any of the Governor's departments.

A meeting is scheduled regarding these issues for (date), 2002.

NEW CULTURAL CENTER:

The Chairman will be going to Washington, D.C. on May 6-8, 2002. One of the priorities will be in search of funding for the New Cultural Center. Three days will be designated to work with congressional people to work on the Tribe's water appropriations and the 24-hour health facility and return of the lakeshore.

COMMUNITY MEETINGS:

Community meetings were very interesting: White Shield is the last community meeting which is scheduled on April 22, 2002. There was only one tribal member who had an objection on the P.L. 638 contracting of Indian Health Service. Constitution Revision. The Four Bears Community will vote on their delegate with a timeframe of April 23, 2002.

OPPOSITION TO AMENDMENTS OF THE INDIAN LAND CONSOLIDATION ACT: INDIAN PROBATE REFORM ACT OF 2001-RESOLUTION NO. 02-058MWJR: Chairman Hall

The author of this bill is Senator Campbell and the purpose of the Act allows trust land to go into fee status that would further fractionate any reservation. The Three Affiliated Tribes already has over 1/3 of the reservation as fee land that creates a multitude of problems, County and State jurisdiction. Also, it would enable more trust land to go out of trust status and into fee patent. At the end of day, there's got to be money provided for tribes to purchase land when there is a probate from one's family.

Councilman Phelan moved that Chairman Hall in his capacity as NCAI President endorse opposition to certain portions of the amendment of the Indian Consolidation Act; *Indian Probate Reform*; Pages 6 and 16 which describes "fractionation and non-Indian Spouse and that ownership, and life estate"; that the legal department develop a resolution to support tribal interest to take any action to amend it in the best interests of the Tribes; and to have Tom Disselhorst from the Legal Department review, research issues and bring back for tribal input within in 30 days. Seconded by Councilman Gillette.

DISCUSSION: Chairman Hall reiterated on the need to stop the fractionation problems and concerns on where that land goes if a tribal member is married to a non-Indian and the ownership. There should be a mechanism that allows the Tribe the first right to purchase the land. The Indian Land Consolidation Act was passed a few years ago. He further said that Tribes couldn't have a Bill that doesn't allow them to purchase fractionated lands to help increase the land base.

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

EDUCATION FUNDS:

Turtle Mountain objected to the release of the \$87,000 to the Three Affiliated Tribes, claiming that the funds were allocated to the Turtle Mountain Reservation. Chief Financial Officer, Steve Salveson and Bernadine Young Bird will call the Central Office, Education Officer Bill Mahoza regarding the draw down.

Chairman Hall said that he was informed that Federal Road Maintenance dollars are funded through competitive grants. In reference to the I.H.S Funds: Federal Programs Manager, Pat will work on getting the draw down with Finance staff.

TRANSPORTATION PLANNING

Fort Berthold was not awarded a grant although the GIS did a mapping of all the noxious weed problems on Fort Berthold. The BIA is making noxious weed grants competitive in matching grant dollar figures of \$50,000.

WELFARE ASSISTANCE FUNDS: Pat Wilkinson needs to follow up and see where the money is and do a federal draw.

POSITION ON CORA JONES/BISMARCK TRIBUNE ARTICLE: Standing Rock's Trust Use under Investigation: Senator Conrad's said questions came up about the use of interest income of the Standing Rock Tribe. We've not seen or heard allegations of the magnitude at Fort Berthold that we've seen at Standing Rock, whose chairman is not happy with this article. The Three Affiliated Tribes have answered every single item on that letter regarding JTAC Expenditures.

Councilman Fox said that he wants a response to these allegations or concerns that affects our interests. It is important that we respond in a manner that every concern has been addressed. Chairman Hall said that BIA's, Cora Jones doesn't do anything without the Solicitor's opinion and that's why David Moran is looking at the Capital Gains. Senator Conrad should know that Cora Jones has followed the bill, as he wrote the bill.

DISCUSSION: Treasurer Gillette proposed that he write up a policy and present it to the full Tribal Business Council in May, 2002, that specifies a certain percentage of JTAC funds can be transferred within each line item. Reference the Indian Judgment Award Act, 72-73; where it specifies the guidelines for use of funds held in trust as described in the Reserve Part. He further explained in the 13 categories funded annually, there is a provision allows for monies to be transferred within categories according to need and the tribes should have this mechanism in place so there is no question from congressional people as to how the money is being expended.

There are five categories approved by the Secretary of Interior's designated person, which in this case is Cora Jones. If the policy is approved locally and at the area level, the Council will use the policy to operate for budgeting purposes and all and sundry will know what they are getting on an annual basis.

Councilman Phelan moved to authorize our Legal Dept to do an official response on the position of BIA, Cora Jones regarding JTAC expenditures for the Standing Rock Sioux Tribe. Seconded by Councilman Gillette.

DISCUSSION: Councilman Fox cautioned the Tribe that before a report is submitted, that it be important that assurances of funding and all other problems with BIA be taken care of first before the Tribe officially send a letter in support for Cora Jones to Senator Conrad.

Councilman Fox said in the report submitted to Senator Conrad in August, the figures are not totally accurate and he asked Steve Salvesson to re-check. Kennedy and Cole report.

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

TRIBAL TRANSPORTATION DISTRIBUTION FORMULA FOR ROADS. A meeting is scheduled for April 16, -17, 2002 at 9:00 a.m. in the Four Bears Community Center.

ARMY CORP OF ENGINEERS: MASTER MANUEL MEETING.

Tribes from many reservations will be in the Black Hills for a meeting with the Army Corp of Engineers. The Lakeshore and Cultural Office in South Dakota has excluded the Three Affiliated Tribes.

OIL AND GAS BID SALE: 99 Tracts were bought from two companies from Canada and Denver were less than 10% of the tracts. Minimum bid was \$2.50 and they were bid at \$2.57. The good news is that everyone who has minerals is on the database.

SECRETARIAL ELECTION BOARD:

A Secretarial Election was approved on March 13, 2002.

The question is who will pay compensation to the Board members appointed by the Council, the Bureau or the Tribe. Because some of the board members are tribal employees, are only requesting annual leave and mileage. The Bureau of Indian Affairs is going to get four computers set up updating that database, and five clerks have to put 6000 labels together so far. Compensation for the Board \$12.50 per hour and the clerks are \$11. They are going to pay out of the BIA at advertising costs.

05. **TREASURERS REPORT:**

A. **WAKE FUND AMENDMENT:** Treasurer Gillette proposed to increase the Burial Fund to \$4,500 as a way to address the needs of the tribal members. The Tribal Business Council discussed the possibility of the funeral homes increasing costs if this action is approved.

A recommendation from the Tribal Business was that the wake funds remain at \$4,000. The tribe will increase the \$300 purchase order from the Social Service budget from \$300 to \$500 to the family. Also, the wake fund check will be made directly to the next of kin of a tribal member.

Councilman Gillette moved to revise the Wake Fund, and make the changes to the Social Service Budget, effective October 01, 2001 by increasing amount to \$500 disregarding income guidelines, and to direct the Tribal Finance to enforce the monetary changes. Seconded by Councilman Phelan.

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

06. **SMALL LOANS:**

Councilman Wells moved to approve the following small loans, subject to the requirements of the program: Seconded by Councilman Gillette.

HOLLY WINDY BOY @ \$2,500 - RESOLUTION NO.02-067MWJR
DANA DEEGAN @ \$1,700 RESOLUTION NO. 02-068MWJR
LELAND BESTON @\$3,000 RESOLUTION NO. 02-069MWJR
MARK FOX @ \$3,500 RESOLUTION NO. 02-070MWJR.
EVANGELINE CONKLIN RESOLUTION NO. 02-071MWJR.

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

LOIS STANDISH: Tribal member applied for a \$3,500 loan but has two delinquent loans that totaled \$750 principal not including the interest. Lois submitted collateral up to \$1200 and she says these two loans are not hers, and that there are two people named Lois Standish. The Small Loan Program will research the loan signature and social security number of the loan application. Law Enforcement Program/C.I. does have an audit program that can read handwriting.

FRED HALE: He made an application for \$1,500 but has a delinquent loan of \$500. It was to be paid off January 2002, but the program never received any payments. A wage assignment was supposed to be executed through a wage deduction with Mandaree Solid Surfacing but payments were not sent to the Small Loan Program. Ed Hale will take care of it.

ROBERTA KRUEGAR: She applied for a Home Loan and has no outstanding loans, as her co-signor paid for it. The Housing Bond Program should be available next month for Tribal member to utilize.

JANICE WHITE BODY: She is requesting the release of money in her IIM Account. Councilman Fox said she has two issues:

1. She has concerns about the interest applied to the loan.
She does have \$845 dollars in her IIM Account and she was asking that 50% be released to her with the rest applied on her loan.

RECOMMENDATION: She has two outstanding loans of \$1900 plus \$100 in interest from non-payment of loans.

Councilman Treasurer moved that the Tribe deduct a payment of \$500 from Janice White Body's IIM Account and release the balance to her, but prior to this action that she refinances her loan with a new payment schedule to include the interest, and that the account be used as security for the current loan. Seconded by Councilman Wells.

DISCUSSION: The Small Loan Director referenced the Tribe's prior practice on the release of IIM Accounts; 50% to individuals with the balance applied to their loans. Tribal members are assuming this practice will continue whenever money is deposited into their IIM account.

Her recommendation was any funds released from the IIM Account are made on a one-time basis while a loan is in effect. The Small Loan Director was directed to propose this recommendation as a policy amendment and bring it back to full council for support. She was also directed to meet with the Superintendent and the IIM personnel regarding using the IIM account as collateral and draft up by policy so there won't be any misunderstanding later.

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

MAMIE LANDEAUX: She is requesting that her loan be changed from \$125 to \$100 per pay period. This action will be taken care of administratively with the payments reduced.

HOME LOAN FOR CLIFFORD JOE FOX:

Councilman Gillette moved to approve a Home Loan of \$10,000 for Clifford Joe Fox, subject to the requirements of the Small Loan Home Program. Seconded by Councilman Wells.

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

CAMI GUNDERSON:

The Small Loan Program recommended disapproval because of a delinquency on a loan of \$2,000.

YATES WHITE BUFFALO:

Councilman Gillette moved to approve a loan of Yates White Buffalo for \$1,200, and upon the recommendation of the Small Loan Officer, subject to a co-signor. Seconded by Councilman Wells.

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

EDUCATION LOAN REPAYMENT SCHEDULE:

The Small Loan Director recommended putting education requests on hold until a repayment schedule is in place. The education requests are processed for repayment immediately have to pay that back immediately after making a loan and procedures are not in place yet. Councilman Wells said students would be dropped if they don't pay their tuition. The Education Committee set formal guidelines with the Education Loans. The issue is when can they be liable for payments, and should be required to have some type of security which should be reflected by policy. One suggestion was to adopt something similar to North Dakota Student Loan Program immediately upon securing employment after graduation subject to a co-signor or pending a Repayment Policy be developed.

Also, the Tribal Business Council members concurred that prior to any Education requests put on the agenda, that the Higher Education Director review them and she will submit to the Tribal Business Council for action. The current request will be approved; and because of the urgencies of the requests, the Executive Committee will meet on April 29, 2002, and it will be the first item on the agenda.

EDUCATION LOAN FOR CURTIS WELLS:

Councilman Phelan moved to approve an education loan of \$3,000 for Curtis Wells, subject to a co-signor, with the repayment schedule @ 2%. Seconded by Councilman Gillette.

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

MARILYN YELLOW BIRD-BAKER:

The Small Loan Program recommended disapproval because of a delinquent loan of \$2,400. She was on a wage assignment while she was a tribal employee until she went to work for the TAT Elders Program. The Business Council discussed the matter of having wage assignments in place immediately after a loan is executed. Marilyn Baker has been working for the Elders Program who have an agreement with the Tribe for wage deductions and need to communicate by memorandum reminding them of this agreement.

PHOEBE WHITE HORSE:

Angel White Horse was the co-signor and making payments for her but they stopped making payment on the loan approximately a year ago. The ending balance is \$330+.

EDUCATION LOAN CINDY PACKINEAU - RESOLUTION NO. 02-060MWJR.

Councilman Fox moved to approve a \$3,500 Education Loan to Cindy Packineau, subject to her paying off any outstanding balance of her Small Loan, with a repayment schedule of 2%. Seconded by Councilman Wells.

DISCUSSION: She has an outstanding balance of \$450, is current on her payments and requesting \$7,788.00 to repay her student loan.

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

NOTE: Small Loans will not be available until Tuesday, April 16, 2002, or four days after a meeting. Treasurer Gillette said that he would appreciate tomorrow morning at 8:00 a.m. that no one is standing there demanding money. The FBCC and Fort Berthold Housing Authority are slow in reimbursing the Small Loan Program via wage deduction. Members will come directly to Council members and bypass the Small Loan Program because they do not get along with Small Loan staff. All Small Loans will be processed through the program, prior to the Loan requests placed on the agenda.

GERALD TEX G. FOX BUSINESS DEVELOP GRANT/BUSINESS DEVELOPMENT LOAN: RESOLUTION NO. 02-061MWJR

Councilman Phelan moved approve a \$3,500 Business Development Loan and a \$3,500 Business Development grant, subject to outside funds, Business Plan and budget, and the requirements of the Small Loan Program. Seconded by Councilman Wells.

DISCUSSION: Business Development Loan/Grants financial projections are not adequate, the Small Loan Program needs to project out income for at least one year. Some of these guidelines are not getting out to tribal members. Vina McDonald's loan was approved in October, 2001 and she still hasn't received anything. We did an E-mail to Dennis Fox, Jr. that when loans are approved, they are not getting the money. A status report was requested for the Tribal Business Council if a constituent calls them.

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

VIVIAN HALL: RESOLUTION NO. 02-062MWJR

Councilman Phelan moved to approve a \$3,500 Education Loan to Vivian Hall, subject to a co-signor, and the requirements of the Small Loan Program. Seconded by Councilman Wells.

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

VIDA CLAYMORE:

The tribal member has a delinquent loan of \$250 not including interest, with zero payments made on the loan. A suggestion was made that if she received money from Higher Ed, all she has to do is do a rebudgeted needs analysis with the Financial Aid Office in Grand Forks, ND. They in turn can increase her budget with a difference thereof \$1,693 and be given as a grant rather than a loan. This request will be referred to Higher Education.

HOLLY WINDY BOY:

Holly Windy Boy said she would not have had to take out such large loan for medical expenses had she received any assistance from Contract Health Services/I.H.S. for her medical condition.

The Emergency Medical Grant could not be utilized because it is supposed to help the family only during illness. In Reference to Indian Health Service funding, all Tribal permanent status employees have Blue Cross Blue Shield Health Insurance and Indian Health Service is supposed to pick up the deductible not covered by the Insurance coverage. Holly said that she went through the Minne-Tohe Health Center and was told that it was not a priority; so she went through Trinity Health Center.

Councilman Gillette moved to direct TAT, Legal Department on behalf of Holly Windy Boy and any tribal member who use their insurance to get medical attention if there is a balance owing after collection from insurance to a hospital or clinic that Indian Health Service pay for the deductible to come out of Contract Health Budget. Seconded by Councilman Phelan.

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

RICHARD WHITE TAIL:

Councilman Wells moved to approve a loan of \$1,000 loan for Richard White Tail, subject to payment of outstanding loan. Seconded by Councilman Phelan.

DISCUSSION: The responsibility one takes on when co-signing a loan obligates one the payment liability in case of **any and all** defaulted loan was discussed. More discussion was held regarding the responsibility of the Small Loan Program staff to contact the primary loan maker. One option recommendation was to process all defaulted loan makers through Tribal Court, but that still wouldn't take the co-signature off the loan.

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

BONNIE BLAKE RESOLUTION NO. 02-071MWJR.

Councilman Gillette moved to approve a loan of \$1,500 for Bonnie Blake, subject to the amount of her collateral submission to the Small Loan Program. Seconded by Councilman Wolf.

DISCUSSION: Collateral appraisals are done from information taken from the Internet by the Kelly Blue Book and give us the retail value of the vehicle. A wage assignment can be considered as collateral was also discussed.

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

WANDA WOLF:

Councilman Phelan moved to refinance the outstanding loan balance of \$400 of Wanda Wolf, not to exceed \$1,000 subject to a co-signor and the requirements of the Small Loan Program. Seconded by Councilman Wells.

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

HARRY SITTING BEAR:

This loan request was deferred until May 9, 2002 as collateral was an issue. Also old loan papers were found in a box that was not processed. The action taken was to hold off until the pay-off process was researched.

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

PAUL WHITE BODY RESOLUTION NO. 02-063MWJR

Councilman Fox moved to approve of a \$3,000 educational loan for Paul White Body. Seconded by Councilman Wolf.

DISCUSSION : For the record, Martha Hunter, Higher Education Director will review his application and ascertain whether he is eligible for grants from the 477 Program and the Higher Education Program.

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

DONALD PAINTE/CHANCE FOX:

Councilman Gillette moved to approve a \$500 grant to Chance Fox, and a \$500 grant to Donald Painte to expand their basketball skills. Seconded by Councilman Wolf.

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

BURTON BELL REIMBURSEMENT:

Treasurer's staff met with Legal Council who recommended forgiving the loan because there were no legal documents available. Ambrose said that he never made payments until 1996. Ambrose said that this loan any loan over \$250 could be refinanced over three years.

Councilman Gillette moved to offer Burton Bell as settlement offer of \$500, due to lack of accurate recording keeping. Motion died due to lack of a second.

Councilman Wells moved to approve a settlement agreement of \$1,000 with Burton Bell, with legal Department drafting an agreement. Seconded by Councilman Phelan.

VOTE: 4 Ayes, 1 Nays, 2 Abstentions, 0 Not voting. Motion carried.

KIM DICKENS:

Mandaree School Gifted and Talented Teacher is requesting a grant for education needs to be certified. If Kim Dickens can come up to \$1,3+, this will certify her for 5 years. The Mandaree School Board said that they don't help people with a degree, its against the Master Agreement and considered a disallowed expenditure and can only help full time students.

Councilman Fox moved to approve a \$500 grant and an \$800 Small Loan. Seconded by Councilman Phelan.

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

CHIEF FINANCIAL OFFICER:

OM&R: Issue settled with the four Water Treatment Operators. Need the invoices for T Bench.

Additional notes in docket is in the red. MSS will be brought into the May Meeting to do a report.

DAMON WILLIAMS:

Councilman Fox moved to approve a grant of \$2,500 for Law Student Damon Williams, from special provisions of the Docket Funds. Seconded by Councilman Gillette.

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

CRYSTAL BELL:

Councilman Gillette moved to direct Crystal Bell to the Higher Education Scholarship Program. Seconded by Councilman Wells.

Councilman Gillette amended his motion to include, "that if she is not eligible for the Higher Education Program, that she be approved for a \$3,500 Education Loan with a 2% (Education) Repayment Schedule." Councilman Wells accepted the amendment.

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

BLACK MOLD/JOEY BRUSIER: Carpeting is one of the biggest problems that a home has and Joey Brusier is offering a solution for this problem. This request will be referred to the Fort Berthold Housing Authority's Board of Commissioners..

PERSONNEL: CLOSED SESSION

LANE LASTER CONSULTANT AGREEMENT:

Councilman Wolf moved to have Voc Rehab incur the total costs of \$7,035.25, for the consultant travel, by a modification of the budget. Seconded by Councilman Wells.

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

RESOLUTION ESTABLISHING GUIDELINES GOVERNING SUSPENDED EMPLOYEES:

Councilman Gillette moved to approve Resolution No. 02-064MWJR with amendments that during the suspension leave cannot be earned three types of Class Suspension Clauses to Part IX of the TAT Personnel Policies and Procedures. Seconded by Councilman Fox.

DISCUSSION: The word "shall" be inserted instead of "may." Insert the word "utilize" cannot earn annual or sick leave: Third amendment: Under all Three amendments cannot accumulate leave. Donated leave will not be allowed.

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

HEALTH TRACERS:RESOLUTION NO. 02-065MWJR.

Health Tracers made a presentation on the Health Tracers program. If an employee is unable to inform health providers what medications or what diagnosed illnesses they have, it will show up on their card.

Councilman Gillette moved that the Tribe participate in the Health Tracer Program that it be voluntary on part of the 195 health single status employees; with the tribe paying one-half,

\$3,564, and the employee will be responsible for the other half, with a total cost of \$7,074 per year from the Tribe. Seconded by Councilman Phelan.

DISCUSSION: For the record, it will cost only the employee \$18.00 and with a family \$36 per family per year. This program will be classified as optional with the employee will be charged \$36.00 per year and for better participation, the Personnel Dept will do an in-service for employees of this program.

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

NICHOLAI DRAGS WOLF:

Councilman Phelan moved to approve of \$300 for Nicholi Drags Wolf to attend a school event. Seconded by Councilman Wolf.

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

ND HISTORY STUDENTS - MANDAREE:

Councilman Phelan moved to pay \$300 per 9 students to attend the History at the National Level. Seconded by Councilman Wells.

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

TRIBAL HOUSING PLANNER:

When Connie Azure was hired in August, 2001, her salary authorization said that she was permanent but found out recently that she was hired on a temporary basis. The position will be processed and advertised within 30 days, and bring back for permanent hire on May 09, 2002 Meeting.

UNFINISHED BUSINESS:

01. FIGURE FOUR RANCH HORSE LEASES

Todd Hall gave his Manager authority to request for bids. Memo says that he no longer has the authority to sign any leases. I say that Ron Brugh be paid for the use of horses.

Councilman Phelan moved to authorize the payment of renting horses from Ron Brugh at a cost of \$10.71 a day for renting the horses, for a total of \$2,400. Seconded by Councilman Wells.

DISCUSSION: New employee did not know the protocol of purchasing horses. There has to be no more deals unless it comes before the Council. Councilman Gillette said there is a time frame as to when Mr. Holeman was suspended.

VOTE: 3 Ayes, 1 Nay, 2 Abstentions, 1 Not voting. Motion carried.

02. FIGURE FOUR RANCH HOUSES LEASE:

The leases that were brought to Ted Bolman had discrepancies that have been corrected and the lease should be signed immediately to eliminate any liability. There was no discussion to change the lease, Paul has to sign, and pay rent with some kind of reasonably notice.

If he does not sign within two weeks then the Tribe we can take legal action. Originally the lease was executed for 6-month lease but should be changed to a one-year lease.

03. **GAME AND FISH: RESOLUTION NO. 02-072MWJR**

The State of North Dakota does not recognize any type of license or permit issued by the Tribe to non-Indians (resident or non-resident); and requires that all non-Indians hunting or fishing on Tribally controlled lands be licensed by the State and follow all State regulations.

An individual may be arrested by North Dakota State Game Wardens, even through legally licensed by the tribe to hunt or fish on the Fort Berthold Indian Reservation. The United States Supreme Court Case New Mexico vs. Mescalero Apache, 18 U.S.C. 1165, and other related federal litigation and legislation have affirmed that a State cannot enforce State Game and Fish Laws on Indian Reservations.

Councilman Wells moved to approve Resolution No.02-072MWJR requiring all Federal Agencies to work with the Tribe on hunting issues. Seconded by Councilman Wolf.

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

04. **CULTURAL LIBRARY:**

Councilman Phelan moved to reprogram the money originally allocated to the Museum for the curator be transferred to the Cultural Library in the amount of \$7,000-\$8,000 and to bring a proposal to the communities for \$1,000 to \$2,000 to fund the project. Seconded by Councilman Wolf.

DISCUSSION: There has to be some type of centralization and the MIS would need more direction to include the preservation, storage and availability of the materials. Councilman Phelan said that he would like to recommend some older men from the Mandaree area that are composers of many songs.

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

05. **BUDGETARY SPECIAL MEETING:**

A Special Meeting is set for June 7, 2002 specifically to deal with the new FY budgetary process. Also, Management was instructed to inform the Director's to project a 5-year budget plan for review.

06. **VETERANS HOMELESS PROGRAM:**

Wendell White said that he resigned from the Cops Fast Program on March 12, 2002 when he became 60 years old. He asked Florence Brady to transfer him to the Veteran's Program as he was working on a Veteran's Homeless Project. Also, he had an excess of 240 hours of sick leave accumulated from the Cops Fast Program and asked if he could draw sick leave until the 27th of April, because he broke his ribs while employed with that program.

Wendell said that he could start working on the Per Diem Programs for Veterans Homeless Project with Mark Gore, who is a VA employee. They would be working with Circle of Life, I.H.S. and Parshall Resource Center with VA funding of 65%, and the 35% of Tribal reimbursement funding.

He further reported that the Per Diem Counseling Program has a follow-up course for patients coming out of treatment centers. The Per Diem Program could be obtained through the Circle of Life Program and could be used as funding for the Parshall Resource Center. The funds would be reimbursed through the Veterans Administration.

The Circle of Life, Parshall Resource Center, and I.H.S. Mental Health patients could be counted toward the Tribe's 35% reimbursement. Ed Hall is willing to work on the cooperative agreements with the Medicare and Medicaid.

Thomas Crows Heart said he would review the budget of the Veteran Program and see if there are funds to hire Wendell White to work on the grant for Homeless Veterans for two months. He recommended that the name of the program be changed to the Dept. of Veterans Affairs. Thomas will work with the Legal Department and draft-up a resolution describing a name change.

Councilman Phelan moved to appoint Wendell White on a 60-day temporary appointment to work on a Grant for the homeless Veterans, beginning April 29, 2002 at a rate of \$13.00 per hour, subject to the availability of funds in the Veterans Program. Seconded by Councilman Wolf.

DISCUSSION: Thomas Crows Heart, Sr. was instructed to work with the 477 Program to see if they had funds for a cost share agreement.

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

07. **FOUR BEARS LAGOON:**

Realty Officer, Annette Young Bird submitted a report on the Four Bears Lagoon. She presented a copy of a proposed resolution and a lease is talking about 4.01 more or less according to the appraisal that was done at \$1,900. When she talked with the landowners they said they did not want to sell and did not want to grant the perpetual easement and wanted a lease.

Chairman Hall said the Tribe would pay \$50,000 for four acres appraised at \$1,900, which averages out to an annual rental rate of \$2,000 per year. Councilman Wells said he was requested by the family of the Little Owl-Smith landowners to read a letter, which expresses their options:

The Smith-Little Owl's have decided to negotiate with the Tribe thru the BIA Right of Way Process, 25C.F.R. 169. and will have two separate transactions: One for the Rural Right Of Way and the other for the underground sewer pipeline. They are requiring that all the required stipulations be included in the right of way transactions. They are very concerned about the underground sewer pipelines and the environmental effects it will have on there land in the future. Also, the value less as this tract of land is farmland. The maximum they will consent to is 25 years. Listed, below are the provisions they want included in the pipeline right of way.

- Annual payments are paid thru the B.I.A. E.P.A. compliance, quarterly compliance checks for pipeline leakage.
- A bond that will compensate landowners if damage occurs to land after a 25-year period or if cancellation should occur the land will be returned to its original state; reseeded and leveled reclamation.
- Any modification to this right of way will be required thru the B.I.A.
- We will require a fence to be constructed along the right of way the access for the TAT only.
- From the start, the BIA can come to us in a bad start, now it is up to 6 acres. These negotiations have caused stress to family members.
- Future income for farmland is not being taken into successful benefits for future family members.

- Another concern is the drainage from the Lagoon, and the Lessee of 576A stated that this naturally and causes.

Councilman Wells moved to approve the resolution on the \$50,000 and the \$2,000 for 25 year lease of the property from the Smith-Little Owl family to relocate the Four Bears Lagoon. Motion failed, due to lack of a second.

This issue will be discussed at the meeting on May 09, 2002 at 11:00 a.m. with all the principal players here, including Neal Austin, Lagoon Expert to summarize and be prepared to discuss the proposed site, access to that, including the utility corridor. Chairman Hall said perhaps another option would be to speak with the Snow Bird family again for any and all options to look at a final resolution and access to the Tribe's property to the new site.

08. **TRIBAL HOUSING DIVISION:**

Councilman Gillette moved to approve the proposed continuation of Tracey Johnson consultant Agreement to work on the Tribal Housing Division. Seconded by Councilman Phelan.

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

09. **WATER PROJECT STATUS: JERRY NAGEL:**

Mr. Ken Royce, Project Manager from Bartlett and West Engineers, Inc. will provide an update on the status of the Water Project; with the City of New Town on the Water Treatment Plant ownership on May 09, 2002 at 1:00 p.m. with the negotiating team: Gary Beaudry and Paul Danks.

10. **NORTHERN LIGHTS REPORT:**

Councilman Gillette moved to direct the MR&I Director to provide the equipment to the Northern Lights location by April 12, 2002. Seconded by Councilman Wolf.

VOTE: 4 Ayes, 1 Nays, 1 Abstention, 1 Not voting. Motion carried.

11. **M3 ENERGY:**

Horace Pipe summarized the Oil and Gas Bid Sale in that the Fort Berthold Agency @2,624 advertised.

The purpose of M3 Agreement working interests a part benefit. In the Agreement it was decided to increase to \$50 an acre. The M3 Agreement lease sale has no commitment to expend \$1 Million dollars a bonus \$50 an acre for lot acreage. Mark Krauss has agreed for an additional \$150 in the drilling with the allotted leases. If there is a bonus, read through the revisions and know what arc. Horizontal drilling potential.

Chairman Hall entertained a motion to extend the letter of intent for 60 days, but no member made the motion. No action taken.

12. **TRIAD CORPORATION:**

Horace Pipe did a presentation on the TRIAD Corporation. No action taken. \$1.3 Million EDA funds and \$500,000 of BIA funds has been reserved for the Tribe. Horace spoke with EDA Personnel on the Feed study and TRIAD will conduct the Feed Study.

A concern is all the \$1.8 Million will be used for the Feed Study, legal costs, and the entire refinery Wind Development.

Chairman Hall said that he wants to extend Horace Pipes Work Agreement with the Tribe as his last day is May 23, 2002.

13. **CDGB BLOCK GRANT RESOLUTION NO. 02-073MWJR:**

Councilman Gillette moved to approve Resolution No. 02-073, which Tribal projects shall be authorized to submit for the C.D.G.B. rotation priorities in the event the project is not funded, the next project will apply and so forth. Seconded by Councilman Phelan.

DISCUSSION: The CEDS Department will work in conjunction with the Projects to ensure approval. Councilman Wells said he would like the Roping Area be refurbished to house a Data Entry Center, and a new bullpen to get ready for the Lewis and Clark. Projected costs on the roping arena. Information technology and do it under the tribal budget under JTAC.

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

14. **TBC SPECIAL COUNCIL MEETING: JUNE 06, 2002**

A lengthy discussion was held regarding the preparation of budgetary matters. The Staff and Managers will be directed to prepare for 2003 budget with a 5-year projection plan. The meeting is scheduled for 10:00 a.m. on June 6, 2002. The budget process will include all Contract dollars, tribal funds JTAC and docket funds for the next 5 years.

15. **CORPORATE BOARD CORPORATION: Marian Spotted Bear**

Many tribal entities expressed opposition on the proposed structure. The set-up referred to Tribal Business Council members sitting on the Board. Nine Tribal Entities met three times in March and they did come up with a structure listing their concerns. If the structure were rewritten with the political influences taken out they would be more receptive to it. At this point, they weren't accepting the Corporate Charter the way it has been written. Marian Spotted Bear will put *something* in the Council members mailboxes tomorrow. The Corporate Board Corporation was modeled after the Ho-Chunk with accountability financial audits, current expenditures. The Tribal entities didn't get into the model and decided that what works for Ho-Chunk may not work for TAT.

16. **FOUR BEARS ZONING ORDINANCE:** A resolution specifying exact restrictions for the Four Bears Area was presented for action and discussed in great length. It would be restricted basically to tribal land mainly to the peninsula to ensure and order the planning process instead of ending up with a accumulation of projects build in non-specific areas. The CEDS Department will meet with the Community Board and bring the Resolution back on May 9, 2002 clarifying this action.

17. **STATE BASKETBALL TOURNAMENT TICKETS:**

Councilman Phelan moved to adopt a resolution to pay for basketball tickets for tribal members to support the Mandarec Warriors at the State Basketball Tournament. No second, motion failed.

DISCUSSION: The Business Council must approve large expenditures prior to any debt obligation to the Tribe.

Councilman Phelan again moved to approve the payment of basketball tickets for tribal members to attend the State Basketball Tournament in support of the Mandaree Warriors. Seconded by Councilman Fox.

For the record, the Tribe bought tickets that were distributed throughout the reservation to tribal members to attend the tournament in support of the Mandaree Warriors.

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

18. **FORT BERTHOLD DEVELOPMENT CORPORATION:
FBDC BOARD OF DIRECTORS.**

Councilman Fox moved to appoint Clarence O'Berry to the Fort Berthold Development Corporation, subject to the appointment not affecting the Eight A Status. Seconded by Councilman Wells.

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

19. **PARSHALL RESOURCE CENTER BOARD OF DIRECTORS**

Councilman Fox moved that pursuant to the Charter and By-laws, the Business Council does hereby appoint the following individuals to the Parshall Resource Board: One Year Terms ending December 31, 2002: 1) LaVonne Bruce, 2) Wayne White Eagle. Two year Terms ending December 31, 2003: 1) Noreen Two Crow 2) James Bear and 3) Marlene Vondall. Seconded by Councilman Wolf.

DISCUSSION: although indicated as "one and "two" year terms, the Council is providing the appointments to expire for periods of lesser duration in order to accomplish the purpose of staggered terms in subsequent years.

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

20. **BOBETTE FOX:**

Ms Fox said that as of Monday, April 15, 2002, she would become homeless. She is currently living in a mobile home she purchased from Alfreda Mandan. Red Sanderson recently purchased the lot where the mobile home sits on and gave Bobette notice to move the mobile home. She applied for renovation assistance with the HIP Program, but the program condemned the home, and nothing was done on the housing application.

She said the roof is leaking, the water is out, and the electrical system is a fire hazard. In order to make the trailer livable it will cost more than what it's worth. She said that Dena Bruce has a house available along with the 5 acres that the house is on. Solly Danks closed the road but ingress access would be provided if the house were purchased.

She inquired about several houses in town but didn't know if they're for sale. She said that she even applied at the Four Bears Apartment Complex and was not eligible because she is not considered elderly or handicapped. She said that she has done everything that she could to help herself find housing on this reservation.

Members of the Council said that exceptions have been made for tribal members but would have to go before the Board with the submittal of a letter of support from the Tribal Business Council with no grace period.

Councilman Phelan moved to send a letter of support on behalf of Bobette Fox Home less situation to the Fort Berthold Housing Authority. Seconded by Councilman Wells.

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

21. **T1 LINE:**

Councilman Fox moved to approve an interim agreement for 30 days and to direct the Legal Department to work with the MIS staff for litigation on discrimination. Seconded by Councilman Gillette.

DISCUSSION: If cooperatives are required to abide by regulations, and offer services to residents in the Parshall area in the order of kilobytes and not charging the dedicated line. In digital lines, expand the bandwidth. The gateway should only pay for the New Town and Parshall.

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

22. **MHA SYSTEMS RESOLUTION NO. 02-077MWJR**

Councilman Gillette moved to authorize the Treasurer to provide a loan of \$70,000 to the MHA Systems out of Docket 350G, subject to loan agreements and qualified securities as prescribed by the Legal Department; that it be paid by the profits from the company. Seconded by Councilman Wells.

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

23. **BIA ADD-ON FUNDS FOR WATER RESOURCE DEPARTMENT FUNDING RESOLUTION NO. 02-078MWJR:**

For the past 10 years, the Tribe and United States Geological Survey have participated in a Joint Funding Agreement operating gauges stations on the Fort Berthold Reservation. Paul Danks submitted a Resolution describing application of these funds through the Bureau of Indian Affairs, Add-On matching funds/Water Resource Program as described in the Joint Funding Agreement with the United States Geological Survey (USGS).

Councilman Phelan moved to authorize the Water Resource Department to apply for matching Add-On Funds from the Bureau of Indian Affairs. Seconded by Councilman Wolf.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 2 Not voting. Motion carried.

24. **CAMERA SURVEILLANCE SYSTEM: RESOLUTION NO. 02-079MWJR**

Councilman Phelan moved to approve the Surveillance Cameras System, subject to submittal of a resolution describing the low bid of \$15,899 for Surveillance Cameras. Seconded by Councilman Fox.

VOTE: 6 Aycs, 0 Nays, 0 abstentions, 1 Not voting. Motion carried.

25. **BUREAU OF INDIAN AFFAIRS-POLICE CAMERAS:**

Councilman Fox moved to authorize the Chairman to send a letter to Frank Felix, Acting Captain of BIA Law Enforcement to give JR. Foote consideration to bid on police cameras. Seconded by Councilman Phelan.

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

26. **INTERNAL AUDITOR FOUR BEARS CASINO:**

The Office Manager, Patti Jo Thomas reported that she received a counter offer from Myron Foote, which included a pre-employment payment of \$15,000, upon his acceptance of the Internal Auditor position.

Councilman Wells moved to re-advertise the Internal Auditor position. Seconded by Councilman Gillette.

DISCUSSION:

Direction was given to the Office Manager to state in the advertisement that it would consider that in time to re-advertise for 30 days to be in compliance with a 6-month audit performed by an Independent Audit. This is what the TAT Indian Gaming Commission, Chairman Mervyn Packineau sent over to the Human Resource Department.

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

27. **SECOND QUARTER INCENTIVES: FOUR BEARS CASINO:**

1. Cage Operations Manual
2. Record Retention Program
3. Oasis Casino Management System
4. February Financial Statements
5. Gaming Devices on Casino Floor
6. 4Bears Casino and Lodge 401K Plan Implementation Update
7. Marshall, Miller, Schroeder Casino Renovation/Operation Loan
8. Casino Renovation Time Frame Update

MOTION: Councilman Wells moved to approve the Incentives for the 2nd Quarter in the amounts of \$6,250 for each Manager. Seconded by Councilman Phelan.

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

NOTE: Councilman Wolf and Councilman Fox left the meeting at 2:40 a.m.

28. **AMERICAN SOBRIETY ALLIANCE:** Councilman Wells moved to approve a sponsorship request of \$1,000 from the New American Sobriety Alliance and a donation of one buffalo, subject to availability. Seconded by Councilman Phelan.

DISCUSSION: This fellowship is a newly founded Native American A.A. Club that is made up of members from all communities and volunteers their time to help provide a healthy environment for the communities. The financial assistance from the Tribe will come from the grants and donation line item to sponsor the camp-out in June 2002. The tribe will donate the buffalo meat minus the hide.

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

29. **TRIBAL BUSINESS LICENSE RENEWAL:**

Councilman Phelan moved to increase Tribal Business License Fees by \$10.00 per license for this year. Seconded by Councilman Gillette.

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

30. **ELBOW WOODS WORKS-RESOLUTION NO. 02-081MWJR:**

Councilman Gillette moved to authorize the Elbow Woods Works Director hiring authority of temporary production workers on an on-needed basis at \$8.00 per hour. Seconded by Councilman Phelan.

DISCUSSION: The Elbow Woods Works Project will utilize the 477 program (\$4,000) for On The Job Training during the 90-day probation period. The program will be reimbursed one-half (\$2,000) at the end of the OJT until any new grant funds be "secured" to fund the project. Omit the word "found and replace with "secured" in the last paragraph of the resolution.

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

31. **THIRD PARTY RECREATION LEASES: AG/MWJR**

Pete Hale submitted a request for a third party lease in the Bear Den area as recommended for approval by the Natural Resource Committee.

Councilman Gillette moved to approve a third party lease in the Bear Den Area for Pete Hale upon the recommendation of the Natural Resource Committee. Seconded by Councilman Wells.

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

32. **LETTER OF INTENT:**

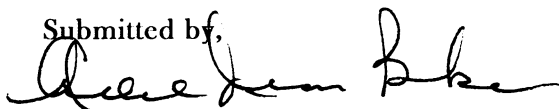
Bill Wells gave a presentation and direction taking by having a plan Northern Lights Subdivision.

33. **ADJOURNMENT:**

Councilman Phelan moved to adjourn the meeting at 2:55 a.m. Seconded by Councilman Wells.

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

Submitted by,



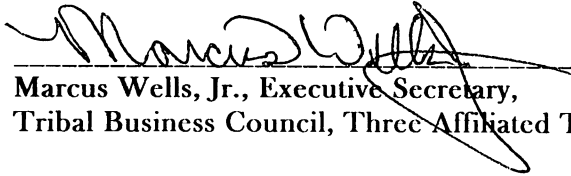
/s/Ardel Jean Baker
Recording Secretary

CERTIFICATION OF MINUTES

I, the undersigned, as Executive Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members, of whom five (5) members constitute a quorum. 5 Members were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 13th day of June, 2002, whereupon the Three Affiliated Tribes Recording Secretary presented the foregoing minutes for approval.

Said minutes were duly approved as amended by the affirmative vote of 5 members.

Chairman (X) Voting () Not voting



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

ATTEST:

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