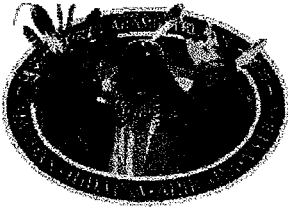


DISCLAIMER: The following Tribal Business Council minutes are uncertified or un-approved and are only to be used for historical or archival purposes. The content within this document may contain errors and should be used with caution. All Closed Session content has been removed for publication. The Three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





**TRIBAL BUSINESS COUNCIL
RECONVENE MEETING NO. 16
JULY 15,2003**

RECONVENE MEETING:

Chairman Hall reconvened the meeting to order at 12:37 p.m.

ROLL CALL:

Members Present: Chairman Tex G. Hall, Councilman Austin Gillette, Councilman Marcus D. Wells, Councilman Mervin Packineau, and Councilman Randy Phelan. Member Absent: Councilman Daylon Spotted Bear (death of family member)

01. CHAIRMAN'S REPORT:

- A. Senate Bill S. 1111
- B. Indian Energy Bill
- C. Home Land Security/Settlement Hearing: July 30, 2003
to have interpretation available for the traditional people by scheduling a field meeting in the Tribal Chambers, where they should be able to disclose information.
- D. Councilman Austin Gillette invited all Tribal Business Council members to his mother, Evadne Gillette's 80TH birthday at 1:00 p.m. on July 26, 2003 held at six mile creek.

02. RESOLUTION NO. 03-207-RP; "HOTEL TAX, FOUR BEARS CASINO AND LODGE"

Councilman Phelan moved for approval establish a hotel guest tax and impose on each paying guest (room comps are not subject to tax) for each night the guest stays at the 4 Bears Lodge or RV Park in the amount of 6 percent of the charge for one night's lodging set by the Lodge, to be collected by the Lodge and remitted to the Tribe on a monthly basis, with amounts to be deposited to the Tribe's General Fund and used to defray the costs of economic development projects that are in the Tribe's best interests. Councilman seconded the motion.

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

03. APPROVAL OF MINUTES; MARCH 13, 2003:

Councilman Gillette moved for approval approve the amended March 13, 2003, Tribal Business Council Meeting Minutes. Councilman Phelan seconded the motion.

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

04. APPROVAL OF MINUTES; APRIL 01, 2003

Councilman Gillette moved for approval of the amended minutes of April 01, 2003, Tribal Business Council Meeting. Councilman Phelan seconded the motion.

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

05. HEAD START PROGRAM

Councilman Wells moved for approval approve the recommendations of the Head Start Director of the Parent Policies actions: 1) Approval of the Staff Policy Handbook, 2) Approval of 11 Month Staff and Teaching Contracts, "At-will; Teacher and Head start acknowledge and agree that the employment relationship between them is at-will, meaning that either party may terminate employment at any time, with or without cause" and, 3) Re-advertising of positions. Councilman Phelan seconded the motion.

Councilman Wells amended his motion to exclude the, "At Will," Clause.
Councilman Phelan concurred with the change.

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

Councilman Phelan moved for approval direct the C.E.O. to draft a letter concurring with the Head Start Director's request to Head Start Central Office to expediate the request to use the COLA Grant funding for payment of annual and sick leave for exiting staff.
Councilman Wells seconded the motion.

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

06. APPROVAL OF MINUTES OF MAY 16 AND 27, 2003:

Councilman Gillette moved for approval of the Minutes of May 16 and May 27, 2003, as amended. Councilman Phelan seconded the motion.

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

07. NORTHERN LIGHTS PROJECT:

Councilman Wells moved for approval to authorize Chairman Hall and Councilman Wolf the authority to negotiate the completion date of the Northern Lights Project's work crew.
Councilman Phelan seconded the motion.

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

08. FORT BERTHOLD RURAL WATER

Councilman Phelan moved for approval of a Self-Determination Inventory and Evaluation Grant for Fort Berthold Rural Water Program, with the following words/language added; the grants specify, "there is no cost to the Tribe," insert

“Environmental study,” and, insert, \$50,000. Councilman Wells seconded the motion.

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

09. **RESOLUTION NO 03-194-RP; GAROLD BRACKLIN MEMORIAL**

Councilman Phelan moved for approval approve of a “One time \$500 Memorial Grant,” for Garold Bracklin to be distributed to Ed Bracklin Sr. Councilman Packineau seconded the motion.

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

10. **RESOLUTION NO. 03-194-RP; LINDA WHITE OWL FREEMAN MEMORIAL**

Councilman Phelan moved for approval approve a “One time \$500 Memorial Grant,” for Linda White Owl Freeman, to be distributed to Joan Young Bird. Councilman Packineau seconded the motion.

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

11. **APPROVAL OF JUNE 27, 2003 MINUTES:**

Councilman Packineau moved for approval of the Minutes of June 27, 2003 with amendments. Councilman seconded the motion

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

12. **RESOLUTION NO. 03-198-RP; TRIBAL ELDERLY LIVING ASSISTANCE GRANT**

Councilman Phelan moved for approval a Resolution entitled, “2003 Summer Tribal Elderly Living Assistance Grant.”

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

13. **REZ REGULATORS; MANDAREE, NORTH DAKOTA:**

Councilman Phelan moved for approval of a \$250 grant to the Mandaree Rez Regulators for the July 17, 2003 ride. Councilman Wells seconded the motion.

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

14. **MEETING RECESSED:**

The Tribal Business Council members all concurred to recess at 6:35 p.m. The meeting will reconvene at 1:00 p.m., on July 28, 2003.

CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 7 were present at the Regular Meeting thereof duly called, noticed, convened and held on the 12th day of November, 2003; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members; 0 members opposed; 0 members abstained; 0 members not voting, and that the said Minutes has been amended and approved this day.

Chairman [] Voting. [] Not voting.

Dated this 12th day of November 2003.

ATTEST:

Executive Secretary, Randy Phelan
Tribal Business Council

Chairman, Tex G. Hall
Tribal Business Council