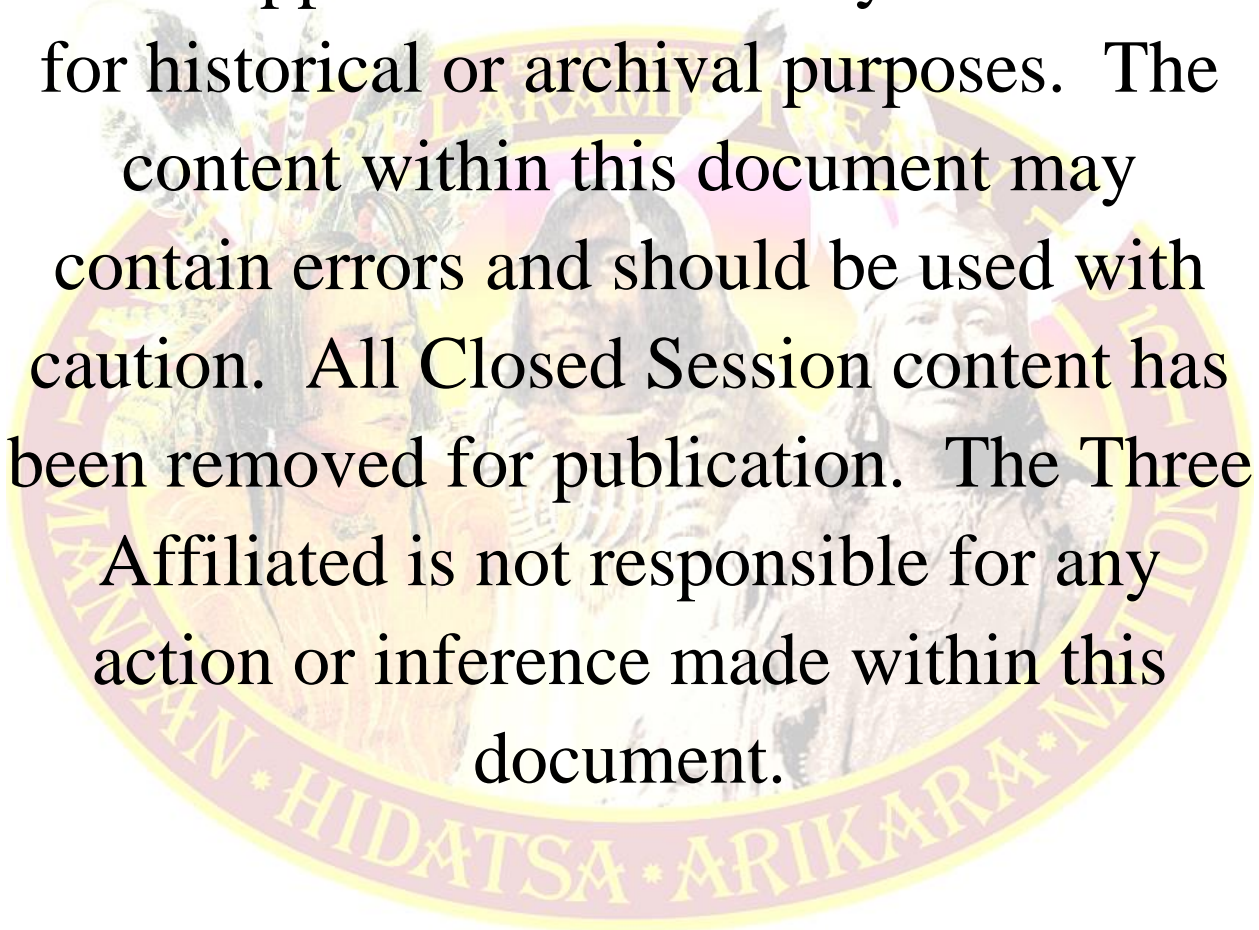


DISCLAIMER: The following Tribal Business Council minutes are uncertified or un-approved and are only to be used for historical or archival purposes. The content within this document may contain errors and should be used with caution. All Closed Session content has been removed for publication. The Three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





**TRIBAL BUSINESS COUNCIL
REGULAR MEETING NO. 20
NOVEMBER 12, 2003**

CALL TO ORDER:

Chairman Hall convened the meeting at 2:30 p.m., invocation given by Councilman Phelan.

ROLL CALL:

Members present: Chairman Tex G. Hall, Councilman Daylon Spotted Bear, Councilman Austin Gillette, Councilman Marcus D. Wells, Councilman Malcolm Wolf, Councilman Mervin Packineau, and Councilman Randy Phelan. A quorum was established with all members present.

CHAIRMAN'S REPORT:

- A. National Congress American Indians Conference Report
- B. 2002 Audit Report
- C. MHA Juvenile Prevention Team and Juvenile Code Amendment
- D. Juvenile placement bills will be paid with consolidated line items from the un-obligated Balances of the MEGA Contract
- E. Juvenile Detention Center's Therapeutic Plan
- F. New Audit Findings regulations may jeopardize the Detention Center's funding process.
- G. Third Party Billing
- H. Audit Findings, Fort Berthold Community College
- I. The elder payment will be distributed on December 17, 2003.
- J. Mandaree Street Project and the White Shield Roads Department were to cost share a project that was done by Northern Improvement, now the White Shield Roads Dept. is being charged the total cost of \$14000.
- K. The Independence Program loan payment of \$65,000 is due this month.

01. TRAVEL CLOSEOUT PAYMENTS:

Councilman Gillette moved for approval to authorize Steve Salvesson, CFO to draft a procedure to correct the travel issue and to give to the Chairman and Treasurer authority to concur with travel procedure closeouts. Councilman Wells seconded the motion.

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

02. A/P TECHNICAL ASSISTANT/PERMANENT FINANCIAL POSITION

Councilman Phelan moved for approval to apportion funds in the 2004 budget to hire two full time employees for the Finance Department. Councilman Wells seconded the motion.

Councilman Phelan amended his motion to: "Put a ceiling amount of \$75,000 for the accounting position, giving Steve Salvesson the authority to transfer an existing staff member with accounting skills cross trained to perform other duties to assist in accounts payables; and lastly, if the employee is from another department, he has authority to transfer the salary funds with the employee." Councilman Wells concurred with the amendment.

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

03. DETENTION CENTER FUNDING

Councilman Wolf moved for approval to direct Pat Wilkinson to contact Chief of Police, Frank Felix, with a request to detail Fast Cops Police Officer, Harry Sitting Bear to the Detention Center for 90 days, where he will begin the bid process of purchasing and cataloging facility equipment. Councilman Phelan seconded the motion.

FOR THE RECORD: Maggie Young Bear is in charge of training the new employees for the Detention Center.

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

04. WHITE SHIELD REE STORE

Chairman Hall commended the proprietor on the orderly condition of the store, and commented on their fast cooking 10-second hamburgers. The White Shield REE Store began marketing their services and have become very profitable. The Chairman's Campaign Committee purchased 500 NCAI Campaign buttons from the White Shield High School Association Store.

05. ELMER BEAR

Councilman Phelan moved for approval that the Tribal Business Council support the family of Elmer Bear during their need, to have Councilman Gillette notify the TBC of the date, time, and place; and lastly to proclaim an Elmer Bear Day. Councilman Packineau seconded the motion.

Elmer Bear served in the Armed Forces during the Korean Conflict, and was listed as missing in action until November 5, 2003 when his remains were found.

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

06. INDIAN HEALTH SERVICE OUTSTANDING INDIVIDUAL/CHS BILLS

Councilman Phelan moved for approval to air a public service announcement requesting tribal members to submit bills incurred from approved referrals that initially were Categorized as a Priority One but still remain unpaid, and to read the Contract Service Policy of the Indian Health Service, with the PSA. Councilman Gillette seconded the motion.

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

07. HOMELAND SECURITY PROPOSAL

- Fire fighter grant proposal
- Emergency response, heavy equipment, etc.
- Clothing, Furniture

08. FORT BERTHOLD COMMUNITY COLLEGE AUDIT REPORT

Councilman Gillette moved for approval to accept the MHA Internal Auditor's findings and adopt the recommendations for the Fort Berthold Community College. Councilman Phelan seconded the motion.

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

09. APPROVAL OF THE AGENDA

Councilman Gillette moved for approval of the amended agenda as presented. Councilman Phelan seconded the motion.

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

10. NORTH DAKOTA STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS:

Councilman Wells moved for approval to allow Steve Salveson and Ramona Two Shields the authority to testify at a hearing on a complaint regarding conflict of interest. Councilman Wolf seconded the motion.

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

11. BUSINESS LICENSES:

Councilman Gillette moved for approval of the following business licenses: 1) J&J Quilt Shop, Jennifer Church 2) Brenda Lachenmeier, Direct Med. Inc. 3) Dale Kling, Breeders Classic (Breeders Cup) 4) White Shield REE Store, 5) Clair Fox, 3 Fox Consulting, and 6) to operate on the Fort Berthold Indian Reservation at an annual cost of \$50. Councilman Phelan seconded the motion.

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

12. **A RESOLUTION NO. 03-291-RP; "NORTHERN PLAINS INTERTRIBAL COURT OF APPEAL."**

Councilman Gillette moved for approval of Resolution No. 03-291-RP; "Northern Plains Intertribal Court of Appeals." Councilman Spotted Bear seconded the motion.

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

13. **A RESOLUTION "REQUIRING A SUPER-MAJORITY VOTE OF THE TRIBAL BUSINESS COUNCIL IN ORDER TO AMEND OR WAIVE RESOLUTION NO. 03-205-RP."**

Councilman Packineau moved for approval of Resolution, "Requiring a super-majority vote of the Tribal Business Council in order to amend or waive Resolution No. 03-205-RP, which is, "Sole-sourcing of contracts utilizing tribal funds and other applicable contracts." Councilman Phelan seconded the motion.

VOTE: Councilman Phelan withdrew his second after discussing the issue, and motion failed.

14. **TERO BOARD OF COMMISSIONERS: CLOSED SESSION**

Councilman Phelan moved to request that all members of the TERO Commissioners meet with the full Council at the next scheduled meeting on December 15, 2003 to resolve conflicts. Councilman Gillette seconded the motion.

Councilman Phelan amended his motion, "to direct all TERO Board of Commissioners to meet in the Tribal Chambers prior to the Regular Meeting, in an attempt to resolve issues; and give a report to the Tribal Business Council on December 15, 2003. Councilman Gillette seconded the motion.

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

15. **A RESOLUTION; "REQUIRING A SUPER-MAJORITY VOTE OF THE TRIBAL BUSINESS COUNCIL IN ORDER TO AMEND OR WAIVE RESOLUTION NO. 03-205-RP."**

Councilman Packineau moved for approval of a resolution, "Requiring a super-majority vote of the Tribal Business Council in order to amend or waive Resolution No. 03-205-RP, which is, "Sole-sourcing of contracts utilizing tribal funds and other applicable contracts. Councilman Wells seconded the motion.

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

16. **APPROVAL OF MINUTES:**

Councilman Wells moved for approval of the minutes of July 08, 2003; July 14, 2003; July 15, 2003; August 13, 2003; September 11, 2003; October 9, 2003 and October 30, 2003, subject to amendments with any corrections to be submitted to the Executive Office by December 12, 2003. Councilman Phelan seconded the motion.

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

17. **SCHEDULE REGULAR AND CONTINUATION TRIBAL BUSINESS COUNCIL MEETINGS IN DECEMBER, 2003:**

- December 15-16, 2003 Tribal Business Council Meetings
- December 17, 2003 Tribal Elders Living Cost Distribution

18. **FINANCIAL REQUEST:**

Councilman Packineau moved for approval to grant Ambrose Phelan \$1,000 from the Helping Hands budget to assist with costs to relocate his mobile home. Councilman Wells seconded the motion.

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

19. **KALYN FREE**

Councilman Packineau moved for approval of a Resolution "Supporting Kalyn Free in her bid for Oklahoma's Second Congressional District Seat and authorizing a campaign contribution of \$2500 from the MHA Nation." Councilman Phelan seconded the motion.

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

20. **FINANCIAL REQUEST:**

Councilman Wells moved for approval for the Tribe to purchase with TAT Tribal Housing funds a mobile home mortgaged with the Lakeside State Bank and to give Francine Little Swallow the option to re-purchase, subject to the Tribal Housing rates. Councilman Phelan seconded the motion.

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

21. **EDUCATIONAL LOAN:**

Councilman Phelan moved for approval of Resolution No. 03-293-RP which approves a student loan of \$6,950, to be paid directly to the student loans of North Dakota for Marcus D. Wells Jr., at 2% interest rate, and secured by a wage deduction. Councilman Packineau seconded the motion.

FOR THE RECORD: Councilman Wells abstained from the vote. An exception is being made to the current ceiling of \$4,000 per education loan.

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

22. **1997-2000 EDUCATION STUDENT LOAN REPAYMENT FUNDING:**

Councilman Gillette moved for approval to allocate \$100,000 to the 1997-2000 Education Student Loan Repayment Funding line item. Councilman Phelan seconded the motion.

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

23. **A RESOLUTION; "AUTHORIZATION FOR 477 PROGRAM TO PROVIDE 50% MATCH FUNDNG FOR THE WEST SEGMENT SECURITY PROGRAM:"**

Councilman moved for approval of a resolution, " Authorization for 477 Program to provide 50% match of \$10,000 funding for the West Segment Security Program. Councilman Packineau seconded the motion.

VOTE: 2 Ayes, 3 Nays, 2 Abstentions, 0 Not voting. Motion failed.

24. **FINANCIAL REQUEST:**

Councilman Packineau moved for approval of a \$5,000 Small Loan for LouAnn Olson with a repayment of \$500 per pay period. Councilman Phelan seconded the motion.

Councilman Packineau amended his motion to, "for the Tribe to guarantee a loan with a bank of Luann Olsen's choice and for her to guarantee the loan payments of \$500 per pay period to the chosen bank." Councilman Phelan concurred the motion.

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

25. **RESOLUTION NO. 03-294-RP; WHITE SHIELD COMMUNITY DEVELOPMENT BLOCK GRANT:**

Councilman Gillette moved for approval to authorize Councilman Gillette to sign all documents required to complete the construction of the Arikara Multi Purpose Cultural Center. Councilman Packineau seconded the motion.

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

26. **TWIN BUTTES CUSTOM HOMES:**

Councilman Packineau moved for approval of a \$250,000 loan for the Twin Buttes Custom Homes Tribal Guaranteed Loan and to refinance the existing loan with the Native American Bank. Councilman Spotted Bear seconded the motion.

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



**TRIBAL BUSINESS COUNCIL
REGULAR MEETING NO. 20
NOVEMBER 12, 2003**

CALL TO ORDER:

Chairman Hall convened the meeting at 2:30 p.m., invocation given by Councilman Phelan.

ROLL CALL:

Members present: Chairman Tex G. Hall, Councilman Daylon Spotted Bear, Councilman Austin Gillette, Councilman Marcus D. Wells, Councilman Malcolm Wolf, Councilman Mervin Packineau, and Councilman Randy Phelan. A quorum was established with all members present.

CHAIRMAN'S REPORT:

- A. National Congress American Indians Conference Report
- B. 2002 Audit Report
- C. MHA Juvenile Prevention Team; Juvenile Code Amendment
- D. Juvenile placement bills will be paid with consolidated line items from the un-obligated balances of the MEGA Contract
- E. Juvenile Detention Center's Therapeutic Plan
- F. New Regulations regarding audit findings may jeopardize the Detention Center's funding process.
- G. Third Party Billing
- H. Audit Findings, Fort Berthold Community College
- I. Elder Payment December 17, 2003
- J. Mandaree Street Project and the White Shield Roads Department were to cost share a project that was done by Northern Improvement, but only White Shield Roads Dept. is being charged the total cost of \$14000.
- K. The Independence Program loan payment of \$65,000 is due this month.

01. TRAVEL CLOSEOUT PAYMENTS:

The members recommended that the Finance Department begin with the year of 1998 to process travel closeouts, with prior years forgiven. Steve Salveson will check on Federal statute of limitations for employee debt forgiveness when federal funds are owed for travel.

Councilman Gillette moved for approval to give Steve Salveson the authority to draft a procedure to correct the travel issue and to give the Chairman and Treasurer authority to concur with travel procedure close outs. Councilman Wells seconded the motion.

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

02. A/P TECHNICAL ASSISTANT/PERMANENT FINANCIAL POSITION

Councilman Phelan moved for approval to apportion funds in the 2004 budget to hire two full time employees for the Finance Department. Councilman Wells seconded the motion.

Councilman Phelan amended his motion to: "Put a ceiling amount of \$75,000 for the accounting position, giving Steve Salveson the authority to transfer an existing staff member with accounting skills cross trained to perform other duties to assist in accounts payables; and lastly, if the employee is from another department, he has authority to transfer the salary funds with the employee." Councilman Wells concurred with the amendment.

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

03. DETENTION CENTER FUNDING

Councilman Wolf moved for approval to direct Pat Wilkinson to contact Chief of Police, Frank Felix, with a request from the Tribal Business Council to detail Fast Cops Police Officer, Harry Sitting Bear to the Detention Center for 90 days, to begin the bid process of purchasing and cataloging facility equipment. Councilman Phelan seconded the motion.

FOR THE RECORD: Maggie Young Bear is in charge of training the new employees for the Detention Center.

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

04. WHITE SHIELD REE STORE

Chairman Hall commended the proprietor on the super clean store, and commented on their fast cooking 10-second hamburgers. The White Shield REE Store has been marketing their services and has been very profitable. The TAT purchased 500 NCAI Campaign buttons from the White Shield High School Association Store.

05. ELMER BEAR

Councilman Phelan moved for approval that the Tribal Business Council support the family of Elmer Bear during their need to put him to rest, to have Councilman Gillette notify the TBC of the date, time, and place; and lastly to proclaim an Elmer Bear Day. Councilman Packineau seconded the motion.

Elmer Bear served in the Armed Forces during the Korean Conflict, and was listed as missing in action until November 5, 2003 when his remains were found.

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

06. INDIAN HEALTH SERVICE OUTSTANDING INDIVIDUAL/CHS BILLS

Councilman Phelan moved for approval to air a public service announcement requesting tribal members to submit bills incurred from approved referrals that initially were categorized as a Priority One but remain unpaid, and include with the PSA, the language of the Contract Service Policy of the Indian Health Service. Councilman Gillette seconded the motion.

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

07. HOMELAND SECURITY PROPOSAL

- Fire fighter grant proposal
- Emergency response, heavy equipment, etc.
- Clothing, Furniture

08. FORT BERTHOLD COMMUNITY COLLEGE AUDIT REPORT

Councilman Gillette moved for approval to accept the MHA Internal Auditor's findings and adopt the recommendations for the Fort Berthold Community College. Councilman Phelan seconded the motion.

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

09. APPROVAL OF THE AGENDA

Councilman Gillette moved for approval of the amended agenda as presented. Councilman Phelan seconded the motion.

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

10. NORTH DAKOTA STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS:

Councilman Wells moved for approval to allow Steve Salveson and Ramona Two Shields the authority to testify at a hearing on a complaint regarding conflict of interest. Councilman Wolf seconded the motion.

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

11. BUSINESS LICENSES:

Councilman Gillette moved for approval of licenses for six businesses 1) J&J Quilt Shop, Jennifer Church 2) Brenda Lachenmeier, Direct Med. Inc. 3) Dale Kling, Breeders Classic (Breeders Cup) 4) White Shield REE Store, 5) Clair Fox, 3 Fox Consulting, and 6) to operate on the Fort Berthold Indian Reservation at an annual cost of \$50. Councilman Phelan seconded the motion.

12. **A RESOLUTION NO. 03-291-RP; "NORTHERN PLAINS INTERTRIBAL COURT OF APPEAL."**

Councilman Gillette moved for approval of Resolution No. 03-291-RP; "Northern Plains Intertribal Court of Appeals." Councilman Spotted Bear seconded the motion.

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

13. **A RESOLUTION "REQUIRING A SUPER-MAJORITY VOTE OF THE TRIBAL BUSINESS COUNCIL IN ORDER TO AMEND OR WAIVE RESOLUTION NO. 03-205-RP."**

Councilman Packineau moved for approval of Resolution, "Requiring a super-majority vote of the Tribal Business Council in order to amend or waive Resolution No. 03-205-RP, which is, "Sole-sourcing of contracts utilizing tribal funds and other applicable contracts." Councilman Phelan seconded the motion.

VOTE: Councilman Phelan withdrew his second after discussing the issue, and motion failed.

14. **TERO BOARD OF COMMISSIONERS: CLOSED SESSION**

15. **A RESOLUTION: "REQUIRING A SUPER-MAJORITY VOTE OF THE TRIBAL BUSINESS COUNCIL IN ORDER TO AMEND OR WAIVE RESOLUTION NO. 03-205-RP."**

Councilman Packineau moved for approval of a resolution, "Requiring a super-majority vote of the Tribal Business Council in order to amend or waive Resolution No. 03-205-RP, which is, "Sole-sourcing of contracts utilizing tribal funds and other applicable contracts. Councilman Wells seconded the motion.

VOTE: The tape was not on and I didn't get the vote.

16. **APPROVAL OF MINUTES:**

Councilman Wells moved for approval of the minutes of July 08, 2003; July 14, 2003; July 15, 2003; August 13, 2003; September 11, 2003; October 9, 2003 and October 30, Secretary

2003, subject to amendments with any corrections to be submitted to the Executive Office by December 12, 2003. Councilman Phelan seconded the motion.

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

17. **SCHEDULE REGULAR AND CONTINUATION TRIBAL BUSINESS COUNCIL MEETINGS IN DECEMBER, 2003:**

- December 15-16, 2003 Tribal Business Council Meetings
- December 17, 2003 Tribal Elders Living Cost Distribution

18. **FINANCIAL REQUEST:**

Councilman Packineau moved for approval to grant \$1,000 from the Helping Hands budget to Ambrose Phelan to assist with costs to relocate his mobile home. Councilman Wells seconded the motion.

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

19. **KALYN FREE**

Councilman Packineau moved for approval of a Resolution "Supporting Kalyn Free in her bid for Oklahoma's Second Congressional District Seat and authorizing a campaign contribution of \$2500 from the MHA Nation." Councilman Phelan seconded the motion.

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

20. **FINANCIAL REQUEST:**

Councilman Wells moved for approval for the Tribe to purchase with TAT Tribal Housing funds a mobile home mortgaged with the Lakeside State Bank and to give Francine Little Swallow the option to re-purchase, subject to the Tribal Housing rates. Councilman Phelan seconded the motion.

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

21. **EDUCATIONAL LOAN:**

Councilman Phelan moved for approval to make an exception to the ceiling amount of \$3,500 Student Loan Repayment Policy and approve a student loan of \$6,950 for Marcus Wells Jr., 2% interest secured by a wage deduction. Councilman Packineau seconded the motion.

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

22. **1997-2000 EDUCATION STUDENT LOAN REPAYMENT FUNDING:**

Councilman Gillette moved for approval to allocate \$100,000 to the 1997-2000 Education Student Loan Repayment Funding line item. Councilman Phelan seconded the motion.

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

23. **A RESOLUTION: "AUTHORIZATION FOR 477 PROGRAM TO PROVIDE 50% MATCH FUNDNG FOR THE WEST SEGMENT SECURITY PROGRAM:"**

Councilman moved for approval of a resolution, " Authorization for 477 Program to provide 50% match of \$10,000 funding for the West Segment Security Program. Councilman Packineau seconded the motion.

VOTE: 2 Ayes, 3 Nays, 2 Abstentions, 0 Not voting. Motion failed.

24. **FINANCIAL REQUEST:**

Councilman Packineau moved for approval of a \$5,000 Small Loan for LouAnn Olson with a repayment of \$500 per pay period. Councilman Phelan seconded the motion.

Councilman Packineau amended his motion to, "for the Tribe to guarantee a loan with a bank of Luann Olsen's choice and for her to guarantee the loan payments of \$500 per pay period to the chosen bank." Councilman Phelan concurred the motion.

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

25. **RESOLUTION NO. 03-294-RP; WHITE SHIELD COMMUNITY DEVELOPMENT BLOCK GRANT:**

Councilman Gillette moved for approval to authorize Councilman Gillette to sign all documents required for construction and completion of the Arikara Multi Purpose Cultural Center. Councilman Packineau seconded the motion.

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

26. **TWIN BUTTES CUSTOM HOMES**

Councilman Packineau moved for approval of a \$250,000 loan for the Twin Buttes Custom Homes Tribal Guaranteed Loan and to refinance the existing loan with the Native American Bank. Councilman Spotted Bear seconded the motion.

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

27. **RESOLUTION NO. 03-296-RP; "ASSIGNMENT OF MANDAREE ENTERPRISES INC. TO MHA ENTERPRISES, INC."**

Councilman Packineau moved for approval of Resolution No. 03-296-RP, Assignment of Mandaree Enterprises, Inc., to MHA Enterprises, Inc. Councilman Spotted Bear seconded the motion.

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

28. **ADJOURNMENT:**

Councilman Phelan moved for approval to adjourn the meeting at 11:30 p.m.
Councilman Spotted Bear seconded the motion.

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

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, _____ were present at the _____ Meeting thereof duly called, noticed, convened and held on the _____ day of _____, 2003; that the foregoing Minutes were presented by the Recording Secretary and duly adopted at such meeting by the affirmative vote of _____ members; _____ members opposed; _____ members abstained; _____ members not voting.

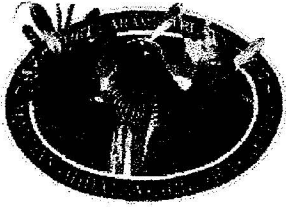
Chairman [] Voting. [] Not voting.

Dated this _____ day of _____, 2003.

ATTEST:

Executive Secretary, Randy Phelan
Tribal Business Council

Chairman, Tex G. Hall
Tribal Business Council



**TRIBAL BUSINESS COUNCIL
PERSONNEL ACTIONS
NOVEMBER 12-13, 2003**

27. **RESOLUTION NO. 03-296-RP, "ASSIGNMENT OF MANDAREE ENTERPRISES INC. TO MHA ENTERPRISES, INC."**

Councilman Packineau moved for approval of Resolution No. 03-296-RP, Assignment of Mandaree Enterprises Inc., to MHA Enterprises, Inc. Councilman Spotted Bear seconded the motion.

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

28. **ADJOURNMENT:**

Councilman Phelan moved for approval to adjourn the meeting at 11:30 p.m. Councilman Spotted Bear seconded the motion.

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

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 _____ were present at the _____ Meeting thereof duly called, noticed, convened and held on the _____ day of _____, 2003; that the foregoing Minutes were presented by the Recording Secretary and duly adopted at such meeting by the affirmative vote of _____ members; _____ members opposed; _____ members abstained; _____ members not voting.

Chairman [] Voting. [] Not voting.

Dated this _____ day of _____, 2003.

ATTEST:

Executive Secretary, Randy Phelan
Tribal Business Council

Chairman, Tex G. Hall
Tribal Business Council