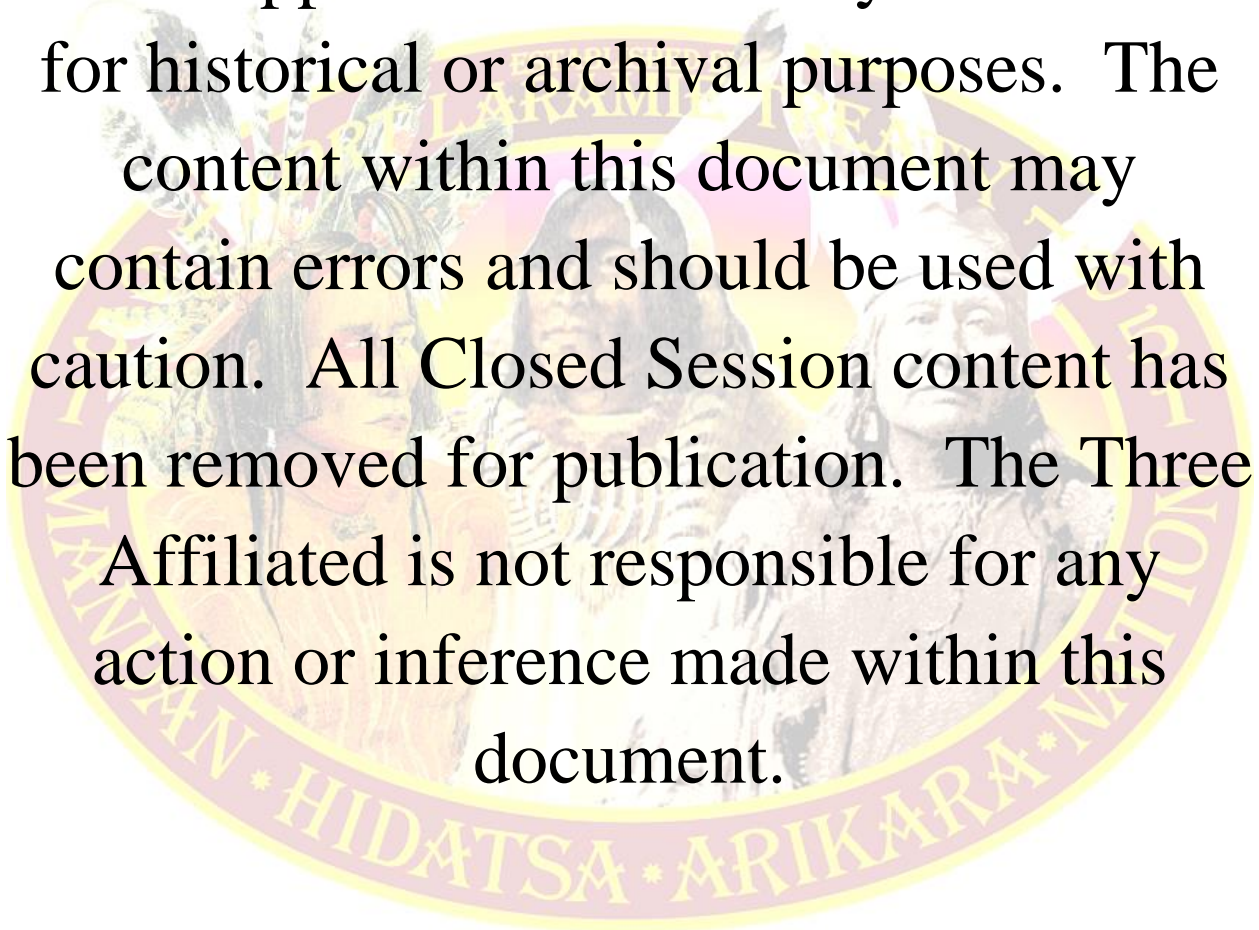


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**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
CONTINUATION MEETING NO. 05-04-NH
FEBRUARY 16, 2005**

RECONVENE MEETING:

The meeting was reconvened to order by Vice-Chairman, Marcus D. Wells, Jr.

ROLL CALL:

Members present: Councilman Daylon Spotted Bear, Councilman Frank White Calf, Councilman Marcus Well, Jr. Councilman Malcolm Wolf, and Councilman Nathan Hale. Councilman Mervin Packineau arrived at 10:42 a.m.

Members absent: Chairman Tex G. Hall (Travel to Washington, D.C.)

01. INDIAN HEALTH SERVICE HIGHLIGHTS -KAROLE PARKER:

- Mock Survey in October, 2004, Surveyors were impressed with the cleanliness of the clinic. Housekeeping did an excellent job
- Actual Triple AHC Survey: December 16-17, 2005
- Granted Accreditation for Clinic until 2007
- Need more space
- External Disaster Four Bears Bridge on-going follow-up meetings to improve
- ALC- All Service Unit Directors Meeting Aberdeen Area Office
- Indian Health Service took action to oversee new facility focus on design
- Indian Health Service could do the plan (John Fogerty) Director of Environmental Health. CEO will do letter for Chairman's signature requesting this action.

INDIAN HEALTH 24 HOUR HEALTH CLINIC:

Councilman White Calf moved for approval to request any services that the Indian Health Service can provide on the construction of the 24 Hour Health Clinic and to direct the CEO to draft a letter to John Fogerty for Chairman Hall's signature. Councilman Hale seconded the motion.

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

NURSE PRACTITIONER CONTRACT:

Councilman moved for approval of a contract with Ann Welsh who is a Nurse Practitioner for the outlying clinics. Councilman seconded the motion.

VOTE: 6 Ayes. Motion carried.

FTE PHARMACIST:

Ardell Moe is retiring on Friday, February 18, 2005. There is a person identified temporarily to work in the pharmacy until the position is filled.



INDIAN HEALTH SERVICE BUDGET DEFICIT:

- Although there is a deficit in the FY-03 Budget, it will be closed out and transferred to FY-05. SUD will bring costs to the HHR Meeting on February 16, 2005-02-28
- CEO was directed to call AAO for additional money for Contract Health Services.
- There was a full consensus from the Tribal Business Council to appeal their decision.

RESOLUTION NO. 05- 34-NH, MANDAREE SCHOOL LAND LEASE:

Councilman Hale moved for approval of a land lease between the Bureau of Indian Affairs and the Three Affiliated Tribes where Mandaree School is located. Councilman White Calf seconded the motion.

VOTE: 6 Ayes. Motion carried.

WAYNE HUNTER MEDICAL REQUEST:

Councilman Wolf moved for approval to support a letter of consideration to the Indian Health Service for a referral for Mr. Hunter's situation, with a copy to Dr. Harchenko. Councilman Packineau seconded the motion.

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

Councilman White Calf moved for approval to direct the Administrative staff and Treasurers staff to address their shortfalls. Councilman Wolf seconded the motion.

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

02. OIL REFINERY PROJECT: HORACE PIPE

- An informational report was submitted by Horace Pipe.

03. RESOLUTION NO. 05-35-NH, IVAN JOHNSON REQUEST:

Councilman Hale moved for approval to purchase equipment from Ivan Johnson at his proposal price of \$62, 850.00, excluding the dozer. Councilman Wolf seconded the motion.

DISCUSSION: The equipment includes a Mack truck and trailer, 96 Freightliner truck, Belly dump trailer, and a Front end loader. A Resolution will be drafted by Legal Dept.

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



04. RESOLUTION NO. 05-36-NH, CHILD SUPPORT ENFORCEMENT

PROGRAM:

Councilman Spotted Bear moved for approval of a Resolution entitled, "Child Support Enforcement Program." Councilman White Calf seconded the motion.

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

05. APPROVAL OF MINUTES, JANUARY 18, 2005:

Councilman Hale moved for approval of the January 18, 2005 minutes as amended. Councilman White Calf seconded the motion

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

06. APPROVAL OF MINUTES, JANUARY 24, 2005:

Councilman Hale moved for approval of the January 24, 2005 minutes as amended. Councilman Packineau seconded the motion

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

07. RESOLUTION NO. 05-37-NH, REIMBURSEMENT OF \$90,000 TO MANDAREE PUBLIC SCHOOL:

Councilman Hale moved for approval to reimburse \$90,000 to the Marshall Group by Mandaree School which was originally granted from the tribe for the construction of the Mandaree School. Councilman Packineau seconded the motion.

Discussion: Reference Resolution No. 02-10-MWJR.

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

08. TWIN BUTTES CUSTOM HOMES COMPLIANCE CORRECTIVE ACTION PLAN:

Councilman Whitecalfe moved for approval to direct the Legal Department and appropriate staff to draft a Resolution to satisfy the requirements of the Bond Indenture for the Twin Buttes Custom Homes. Councilman Packineau seconded the motion.

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

09. FY-03 AUDIT, RIBAIL, STAUFFER & ASSOCIATES:

Councilman Hale moved for approval of the FY-03 Audit by Ribail, Stauffer & Associates. Councilman Whitecalfe seconded the motion.



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

10. REORGANIZATION OF HEALTH SYSTEMS:

Councilman Packineau moved for approvals of the restructuring of the reorganization chart and put Stella Berquist as the Kidney Dialysis Unit Billing Department staff's supervisor and to have the positions budgeted either through the KDU and the Third Party for \$120,000. Councilman Whitecalfe seconded the motion.

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

11. PERSONNEL MATTERS: Executive Session

12. RECESS MEETING:

Councilman Packineau moved for approval to recess the meeting. Councilman Whitecalfe seconded the motion.

VOTE: 6 Ayes, 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 7 were present at the **Continuation Meeting** thereof duly called, noticed, convened and held on the 14th day of March, 2005; that the foregoing Minutes were amended and duly adopted at such meeting by the affirmative vote of 7 members; 0 members opposed; 0 members abstained; 0 Members not voting.

Chairman [] Voting. [] Not voting.

Dated this 14TH day of March, 2005.

ATTEST:

Executive Secretary, Nathan Hale
Tribal Business Council,
Three Affiliated Tribes

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