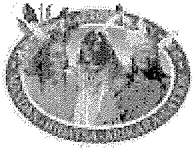


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**THREE AFFILIATED TRIBES  
TRIBAL BUSINESS COUNCIL  
SPECIAL MEETING NO. 05-12-NH  
MAY 20, 2005**

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**CALL TO ORDER:**

Vice-Chairman Wells, Jr., called the meeting to order at 11:09 a.m.

**ROLL CALL:**

Members present: Councilman Marcus D. Wells, Jr., Councilman Frank Whitecalfe, Councilman Nathan Hale, Councilman Mervin Packineau, Councilman Daylon Spotted Bear, and Councilman Malcolm Wolf. There was an established with six members present.

Members absent: Chairman Tex G. Hall (On travel)

**01. APPROVAL OF THE AGENDA:**

Councilman Hale moved for approval of the agenda as amended. Councilman Whitecalfe seconded the motion.

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

**02. RESOLUTION NO. 05-81-NH, \$15 MILLION LINE OF CREDIT WITH BNC FOR TRIBAL OPERATION:**

Councilman Whitecalfe moved for approval to authorize legal counsel to develop a Resolution that will describe the application of a \$10 Million line of credit from the BNC Bank that will be used for tribal operation, and recoup \$6 to \$7 Million from the Indirect Cost budget that will also be used as tribal operating costs. Councilman Hale seconded the motion.

DISCUSSION: The Tribe will use the revenue from the Oil Refinery and Black Rock as collateral to pay off the line of credit and to balance the JTAC budget and reduce the tribes' debt.

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

**03. PAYMENT FOR CONTRACT SHARPLESS INC. CONSULTANTS**

Councilman Packineau moved for approval of a payment of \$5,000 to Julie Carr from Sharpless, Inc., for third party reimbursement, insurances, Medicare and Medicaid, and medical services rendered on-site May 17, 18, 19, and 2005, per consultant Agreement executed March 08, 2005. Councilman Hale seconded the motion.

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



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**04. MOTOR FUEL CONSULTANT VANCE GILLETTE:**

Councilman Hale moved for approval of a payment of \$2,639.00 consultant fees for Vance Gillette, Esq., who is working on the Tribes Motor Fuel Tax issues. Councilman Whitecalfe seconded the motion.

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

Councilman Whitecalfe moved for approval to use Jennifer Fyten as the point of contact for Vance Gillette to submit his invoices for payment. Councilman Wolf seconded the motion.

DISCUSSION: Councilman Hale asked if any of the Council members has any problems with the amendment to Vance Gillette's' Consultant Agreement as presented.

Councilman Whitecalfe and Councilman Wolf both concurred with authorizing Vance Gillette to work with Jennifer Fyten, to act as a liaison between Mr. Gillette on any billings, and to have the Executive Committee act as the point of contact with Vance Gillette.

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

**05. RESOLUTION NO. 05-82-NH, DELVIN FOOTE:**

Councilman Packineau moved for approval of a Resolution entitled, "Approval of a Guarantee by the Tribe for a loan which has been approved to Delvin Foote by the Native American Bank," subject to legal review and Delvin Foote obtaining legal documentation from the Native American Bank. Councilman Whitecalfe seconded the motion.

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

**06. WIC PROJECT, MATERNAL CHILD CARE PROGRAM:**

Councilman Hale moved for approval of the request from Verlee Whitecalfe, Saylor to authorize the Finance Department to set up an account at the Lakeside State Bank or Bank of the West for the USDA Grant which will fund the construction of a new building for the WIC Program. Councilman Wolf seconded the motion.

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

**07. NORTH SEGMENT COUNCIL STAFF COST OF LIVING INCREASE:**

Councilman Wolf moved for approval of a COLA for all of the North Segment staff. Councilman Hale seconded the motion.

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



**08. TRAVEL ISSUES, MARCUS WELLS, SR.**

Councilman Whitecalfe moved for approval to reimburse Marcus Wells, Sr. for an overpayment of travel deductions amounting to \$4872.38. Councilman Packineau seconded the motion.

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

**09. NORTHEAST SEGMENT COUNCIL STAFF HIRES:**

Councilman Packineau moved for approval to hire James Crows Breast, part-time at \$9.00 per hour; Richard Hart at \$9.00 and to hire Merle Smith for 6 hours a day. Councilman Whitecalfe seconded the motion.

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

**10. FRANK WHITECALFE SMALL LOAN REQUEST:**

Councilman Packineau moved for approval of \$1,000 Small Loan to Frank Whitecalfe that will be repaid by a wage deduction, subject to the policies of the Small Loan Program. Councilman Hale seconded the motion.

VOTE: 5 Ayes, 0 Nays, 1 Abstention, [Frank Whitecalfe] 0 Not voting. Motion carried

**11. ADJOURNMENT:**

Councilman Hale moved for approval to adjourn the meeting at 1:10 p.m. Councilman Packineau seconded the motion.

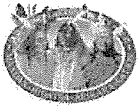
VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

**CERTIFICATION**

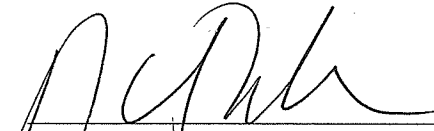
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum 7 were present at the Regular Meeting thereof duly called, noticed, convened and held on the 15 day of August , 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 15<sup>th</sup> day of August , 2005.



**ATTEST:**

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

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Vice- Chairman, Marcus D. Wells, Jr.  
Tribal Business Council,  
Three Affiliated Tribes