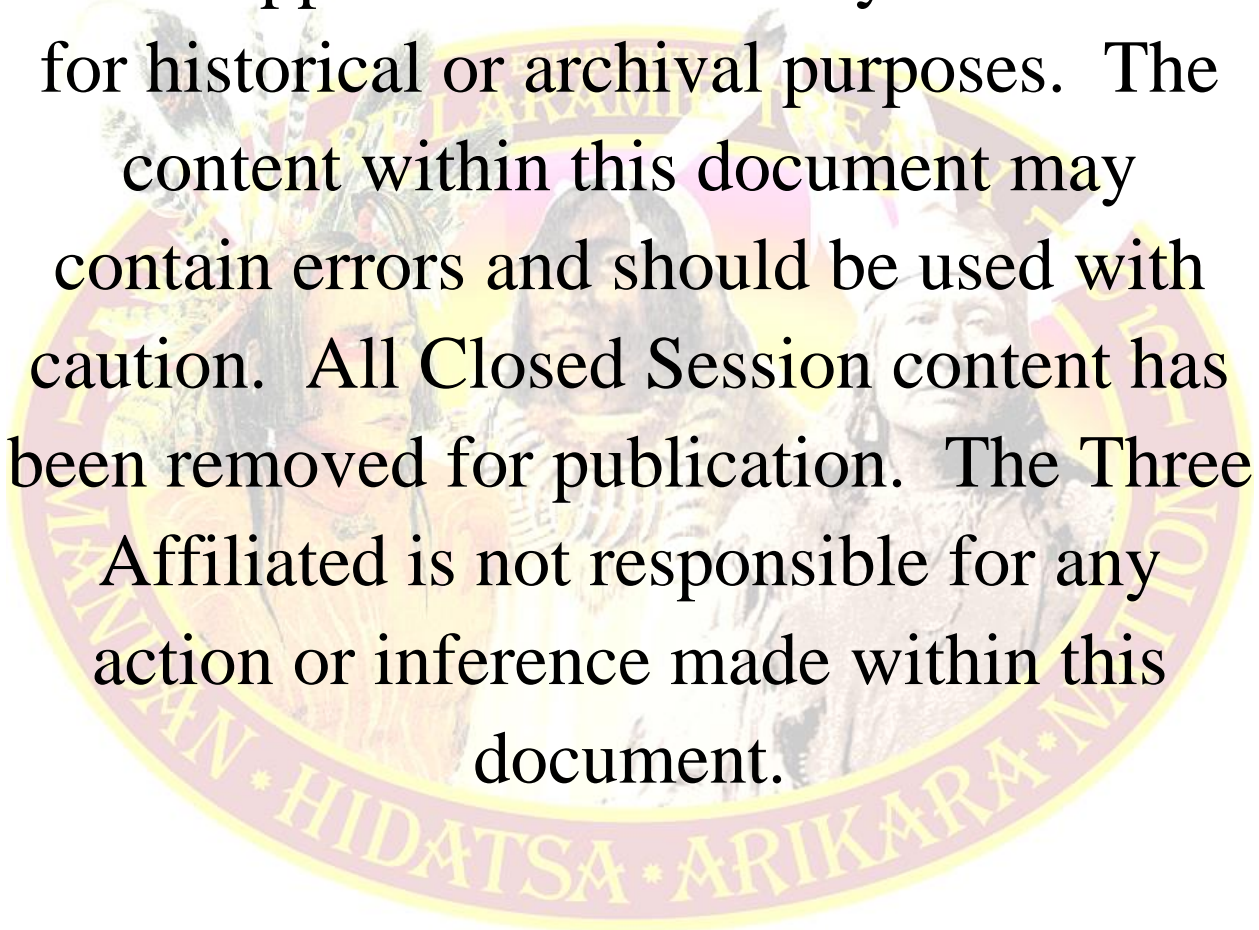


**DISCLAIMER:** The following Tribal Business Council minutes are uncertified or un-approved and are only to be used for historical or archival purposes. The content within this document may contain errors and should be used with caution. All Closed Session content has been removed for publication. The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





**THREE AFFILIATED TRIBES  
TRIBAL BUSINESS COUNCIL  
SPECIAL MEETING NO. 06-16-NH  
MAY 30, 2006**

**CALL TO ORDER:**

In the absence of the Chairman and Vice-Chairman, the Executive Secretary, Councilman Nathan Hale called the meeting to order at 2:25 p.m.

**ROLL CALL:**

*Members present:* Councilman Marcus D. Wells, Jr. (arrived later during the meeting) Councilman Daylon Spotted Bear, Councilman Frank Whitecalfe, Councilman Malcolm Wolf, Councilman Mervin Packineau, and Councilman Nathan Hale. A quorum was established with five members present.

*Members absent:* Chairman Tex G. Hall

**01. APPROVAL OF THE AGENDA: 9 ITEMS**

Councilman Packineau moved for approval of the agenda as presented. Councilman Wolf seconded the motion.

VOTE: 5 Ayes. Motion carried.

**02. RANGE UNIT 2 APPEAL: TALLY KLEEMAN:**

Councilman Whitecalfe moved to award Range Unit 2 to Tally Kleeman based on the application submitted. Councilman Wells seconded the motion.

VOTE: 3 Ayes, 1 Nay, 1 Abstention. Motion carried.

**03. NEAL HALE REQUEST FOR GRASSLAND ON FIGURE FOUR RANCH:**

Councilman Whitecalfe moved to award grassland to Neal Hale located on the Figure Four Ranch for his cows; or to find grass for them. Councilman Packineau seconded the motion.

VOTE: 5 Ayes. Motion carried.

**04. RESOLUTION NO. 06-83-NH, LEASE FOR RURAL WATER:**

Councilman Whitecalfe moved for Approval of a Resolution entitled, "Lease for Rural Water." Councilman Packineau seconded the motion.

VOTE: 5 Ayes. Motion carried.

***For the Record: Councilman Hale turned the meeting over to Vice-Chairman Wells who then presided over the meeting.***



**05. LEASE AGREEMENT WITH METHODIST AND CORP OF ENGINEERS:**

Councilman Hale moved for approval to approve a lease for the Methodist Site and the Army Corps of Engineers with the waiver of sovereign Immunity included in the lease. Councilman Packineau seconded the motion.

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

**06. RANGE UNIT 906 SPLIT:**

Councilman Spotted Bear moved to award the north side of RU 906 to Tyke Danks; and to award the south half to Myron /Bernie Johnson, as recommended by the Natural Resources. Councilman Wolf seconded the motion.

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

**07. RESIGNATION OF EVERETT HALL -FORT BERTHOLD RURAL WATER:**

Councilman Whitecalfe moved for approval to lay off Everett Hall from the Fort Berthold Rural Water, effective immediately. Councilman Hale seconded the motion.

VOTE: 5 Ayes. Motion carried.

**08. OVERSIGHT OF THE BUFFALO PROJECT:**

Councilman Hale moved for approval to put Paul White Owl as the immediate supervisor of the Buffalo Project with Councilman Nathan Hale signing off on time sheets. Councilman Whitecalfe seconded the motion.

DISCUSSION: The Buffalo Project has over \$60,000 obligated bills which Pete Hale will request funds to pay.

VOTE: 5 Ayes. Motion carried.

**09. BILL PAYMENT PURCHASE ORDER INQUIRY:**

Councilman Whitecalfe moved for approval to pay Aileen Jackson \$2,000 that will be taken out of the General Fund to pay her for collecting third party billing for the outlying clinics Mandaree, White Shield-and Parshall areas. Motion failed.

**10. RESOLUTION NO. 06-84-NH, MARK FOX LOT SALE:**

Councilman Wolf moved for approval of a Resolution entitled, "Approval of Lot and Building held in Fee Status from Mark Fox." Councilman Hale seconded the motion.

VOTE: 5 Ayes. Motion carried



---

**COUNCIL ACTIONS:**

Karen Steven, Acting CEO stated, "Chairman Hall's office is being bypassed by staff, who are going to Vice-Chairman Wells to sign their purchase orders. It was pointed out that Chairman Hall is not always available for signatures. She said, "There is always staff in his office that has his signatory authority, now, Angie Nehring, Internal Auditor is warning staff that the tribe's grants and donation line items will not be honored. This line item should need only the Chairman and Treasurer signatures.

Councilman Hale stated, "Joy Rivera came to see me this morning and is confused now that we hired Aileen Jackson to do exactly what she was hired for. We need to address non-performance of consultants and/or staff on who is supposed to be doing what."

Councilman Hale said he's observed proposals when they are brought to council requesting funding should be required to have good justification. The current process right now is- people submit a proposal and the next minute they're hired.

Councilman Wells stated that, "we allow non-performance and reward for non-performance. This is the first time that I saw Joy Riveria in months. Originally, it was Sue Romero and Pat Wilkinson's idea - so now we're looking at Aileen Jackson's 30 day appointment to get third party billing going. Another question I've been asked is, "Why did you guys pay a political appointee \$15K in severance pay?"

**12. SHORELAND TAKEN AREA:**

Paul Danks, Rich Mayer and Steve Kelly attended a meeting with the Corp of Army Engineers dignitaries and got comments and answered questions that were asked by the Corp. Stake Holders who are not returning land included the Rec Area. There will be more meetings on this updated draft "Effects Report" on June 2, 2006 and will be put on the website so the public can utilize it.

**13. CULTURAL PRESERVATION**

Councilman Hale moved for approval to hire Romero "Damien" Lockwood as a consultant for the Cultural Preservation Program for 60 days and paid a total of \$3000, for the period beginning May 1, 2006, to the end of July, 2006. Councilman Whitecalfe seconded the motion.

VOTE: 5 Ayes. Motion carried.

**14. JERRY NAGEL LOT PURCHASE:**

Councilman Whitecalfe will set up and coordinate a meeting with Dave Hillarin, Connie Wilkinson and Paul Danks regarding purchasing lots from Jerry Nagel with USDA funds.



Jerry Nagel's land was appraised at \$25,000 but he wants \$75,000 and said he's not willing to negotiate.

**15. LOT PURCHASE PARSHALL AREA:**

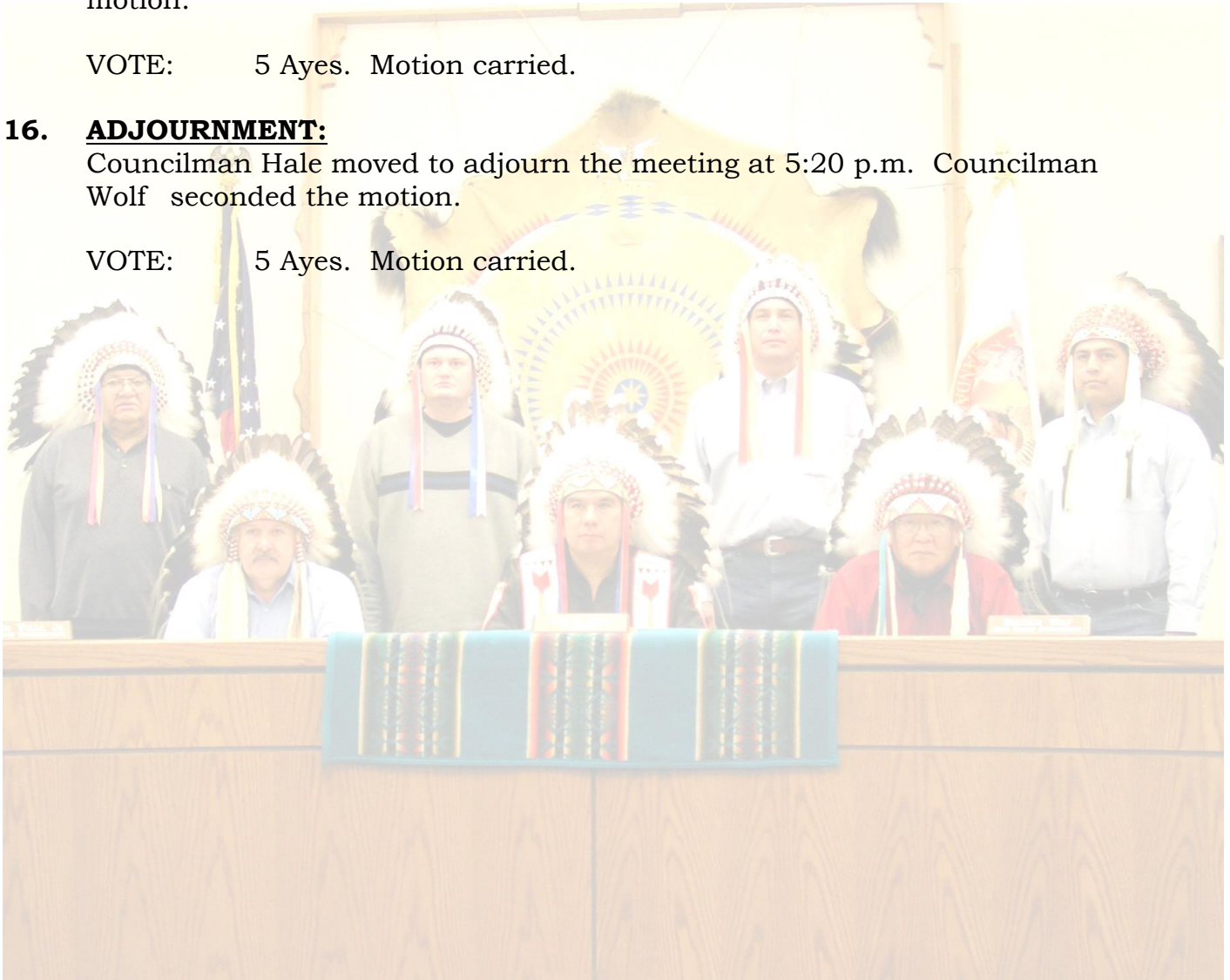
Councilman Spotted Bear moved for approval a \$2600 Loan to Ramona Foolish Bear to purchase a lot in the Parshall area, as long as it stays within the rules and regulations of the Small Loan Program. Councilman Hale seconded the motion.

VOTE: 5 Ayes. Motion carried.

**16. ADJOURNMENT:**

Councilman Hale moved to adjourn the meeting at 5:20 p.m. Councilman Wolf seconded the motion.

VOTE: 5 Ayes. 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 Special Meeting thereof duly called, noticed, convened and held on the 30<sup>th</sup> day of May, 2006; that the foregoing Minutes were amended 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 \_\_\_\_\_, 2006.

**ATTEST:**

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

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