



**Three Affiliated Tribes
Special Tribal Business Council Meeting
Monday, December 11, 2006
#06-08-VJB**

I. MEETING CALLED TO ORDER:

Councilman Nathan Hale called meeting or order @ 11 a.m

II. OPENING PRAYER:

Councilman Malcolm Wolf

III. ROLL CALL:

Councilman Frank White Calfe, Councilman Malcolm Wolf, Councilman Nathan Hale, Councilman Mervin Packineau, Councilman Barry Benson, Councilwoman Judy Brugh Quorum present. Chairman Marcus Wells Jr. 12:10 p.m present. Councilman Judy Brugh request to exit, to attend meeting at FBCC regards to MMU @2:23p.m.(granted) also return @ 3:45 p.m. Councilman Packineau exits meeting @2:57 p.m.

IV. APPROVAL OF AGENDA

01. Employee Retirement Fund
02. Black Rock
03. Personnel
 - A. Consultant
 - B. mileage
04. JT Energy
05. Add ons- 4 Bears Casino #5, meeting their having on Monday
06. Add on's-Brandon Hand requested resolution for dispersing Elders Christmas Money, Small Loan Program

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

VOTE:6 Ayes, 0 Nay, 0 Abstention, 0 Not voting.

Motion carried.

01.Retirement Fund-

Steve Kelly opening statements, Brandon Hand present; TAT employees are too much in debt, we need to consolidate their loans into one, need \$300,000.00- \$400,000.00 loan, promissory note, projection line, pay off loans at Bank of the West Trust, turn around take over a period 5 years of payments, roughly \$200.00 per paycheck.. Need a motion to allow the TAT Finance department to utilize \$300,000.00 until 12/31/06 to qualified individuals thru 401k 404B programs.

Councilman Hale, “do we have the money?” Councilman Whitecalfe, “we do for the next two weeks.” Steve Kelly, “the bank said it’s workable.”

Councilman Whitecalfe moved for approval for a loan up to \$400,000. Councilman Packineau seconded the motion.

Discussion: Packineau, is there a guarantee to get our money back.? Steve Kelly, make the check or wire directly to the tribe. I’ll make it as tight as possible in the promissory note.

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

02.Black Rock:

Deidra O’Callahan, “Land man” for Black Rock, present. Steve Kelly background statement: The proposal, and letter agreement (Mr. Kelly reads w/ changes). Jake Goodbear and Roger Birdbear also present for discussion.

Councilman Whitecalfe moved for approval to resolution 06-18 -VJB. Councilman Packineau seconded the motion.

VOTE: 4 ayes – 2 nays – 1 abstain (bb)- 0 not voting. Motion carried

Discussion: Councilman Whitecalfe, 9,000 acres, need the revenue, we’re losing our oil, also to protect our tribal members. Jake Goodbear, concerns could not accept gratuity, any Councilman members accepted any gifts/gratuity from Black Rock? All councilman/woman answered “no received nothing.” Councilwoman Brugh, “this is to only to revise the previous resolution, correct?” Steve Kelly yes. Chairman Wells Jr. asked is “Marathon the middle man and how much?” Deidra, “that is disclosed information.” Deidra we brought in two big players to development, we’re no middle man, and we’re the one that takes the hit. We identified the interest in the leases, we developed alternating (tribal) blocks instead all blocks, to enhance the tribal value. Chairman Wells Jr. questions the agreement, Steve Kelly we took out five blocks. Also Mineral Dispute within the state, or have not been determine Black Rock will pay us. The solicitor wanted specific word/grammatical. Jerry Nagel, reads three page report he prepared.(attachment 2) closing comments: Chairman Wells Jr., didn’t receive this documents until today. “Can we defer our decision, Councilman, for further review?” Deidra addresses Mr. Nagel comments: Wells Jr. questions the agreement “confidentially” thru Marathon/PDC. Steve Kelly also 80 acres has been added, this agreement has been out since June. “This is only a revision” Councilman Packineau stated concerns with the possibility to add “clause share”. Roger Bird Bear comments for the record-did transfer allotted interest. Assignments have been approved by the BIA (allotted land). Paul Danks, addresses the council. Deidra requested to the Council that the Tribe will benefit, we’ll look like we’re ready to deal. Councilman Hale addresses Jerry Nagel’s letter/report. Councilman Judy Brugh, “I’ll be watching this project closely” contract page 24-25. Councilman Wolf commented the future of our children, he wants to review longer.

03. Personnel

Brandon Hand requesting a resolution for Elders Christmas money we need a resolution #06-19-VJB, \$500.00 per elder.

Councilman Packineau moved to approve an Elders Resolution #06-19-VJB, Councilwoman Brugh the seconded motion

Vote: 6 ayes-0 nays; Motion carried unanimously

- A. Consultant Staff Attorney John Mahoney: Councilwoman Brugh, address contract, HR needs to know what we're going with. The Personnel Action form per Councilman Hale knowledge. Considered Lead per Chairman Wells Jr., (pencil back in on PAF). Councilwoman Brugh & Councilman Hale, The Figure 4-ranch requesting to have a four workers work for one more week. Dawn Charging updates the Council on the animal's status. Take a pro-active role in the meeting/hearing on 12/13/06 @ a.m. in Bismarck. Councilwoman Brugh, we need someone in there to guide, know the literature. Chairman Wells Jr., we'll wait till after the hearing.
- B. Mileage: for TBC: 1st Barry Benson question about tribal vehicle for his transportation. 2nd Mileage an issue. Chairman Wells Jr. can receive some bids for transportation Benson/Brugh. Mileage need something passed for auditing purposes, also a policy. Councilman Whitecalfe comments on tribal vehicles. To bid out, purchase thru tribe, do a wage assignment per Councilman. Chairman Wells Jr. According to Dingus, we need a policy. Alyce Spotted Bear, gives an example of State Depts. Travel/mileage rates. We (management team) can give 3 different options in regards to approach these cost at the next regular TBC mtg. (before)12/14/06 Buying a vehicle will "not" offset the mileage, tribal/regular mileage. Chairman Wells Jr. looking for some sort of reimbursement for these individuals. Councilman Brugh, we don't want to have problems legally. Ms. Spotted Bear addresses council. Councilman Whitecalfe noted we're looking for a policy, just looking for mileage. Majority of us own the vehicle its .28 cents for tribal mileage/ .44 cents. We could use standardized proposed rates (alyce) "there are ways." Councilman Hale, requested to Alyce to have proposal ready by Thursday, 12/14/06. End of Discussion
- C. Other: Councilman Whitecalfe presents resolution, Authorization for funding and authorization to seek and obtain funding for advocacy services for American Indian farmers and ranchers and for other purposes. It's a set amount of money. Benefits 28 enrolled members. Wilkinson present and addresses council on background/update on this group. The purpose is to continue funding to obtain other grant funds thru proposal. Alyce requested this be forward and reviewed to Management Team. Possibly by 12/14/06 for next TBC meeting.

Councilman Whitecalfe presented for approval to forward to Management team for review by 12/14/06. End of Discussion

04. JT Energy-

Jake Goodbear comments: Request to have JT Energy on conference call. Tim Judson on line, referring to negotiating. All I'm doing is initiating the interaction. Paul Danks and Tim Judson exchange contact information.

05. Four Bears Casino-

Spencer Wilkinson Jr. present along with Roger Bird Bear discuss and updates on the hearing on Monday, 12/18/06.

06. (Add-on)Small Loans Program;

A. Education loan request of \$1,229.00 for Noble Dragswolf, Subject to Small Loans funding availability and policy/procedures Councilman Whitecalfe move to approve, Seconded by Councilwoman Brugh

VOTE: 6 ayes-0 nays; Motion passed

B. Transfer of \$50,000 to Small Loans Program for Christmas loans. Councilman Hale, moved to approve \$50,000 transfer of funds for Christmas to Small Loans Program. Councilman Whitecalfe seconds.

Discussion: Chairman Wells Jr., To be paid back in the deduction check from payroll, by April should be paid in full, payments of \$25,000 for a total loan of \$100,000.00.

VOTE: 6 ayes-0 nays; Motion passed

V. ADJOURNMENT-

Councilman Hale moved to adjourn @ 3:48 p.m. Councilman Wolf seconded the motion. Meeting adjourned.

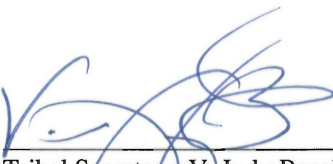
CERTIFICATION

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 (5) constitute a quorum 6 were present at the Meeting thereof duly called, notice, convened and held on the 10 day of May, 2007; that the foregoing Minutes were amended and duly adopted at such meeting by the affirmative vote of 6 members; 0 members opposed; 0 members abstained; 0 Members not voting.

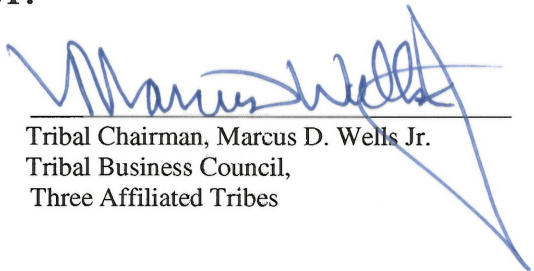
Chairman Voting Not Voting

Dated this 27 day of September, 2007.

ATTEST:



Tribal Secretary, V Judy Brugh
Tribal Business Council,
Three Affiliated Tribes



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