



**THREE AFFILIATED TRIBES  
TRIBAL BUSINESS COUNCIL  
REGULAR MEETING #07-29-VJB  
In Twin Buttes Segment  
July 12, 2007**

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**I. CALL TO ORDER:**

Meeting called to order at 11:10 A.M.

**II. OPENING PRAYER:**

Rosella Little Soldier

**III. ROLL CALL:**

Councilwoman Brugh, Councilman Whitecalfe, Councilman Hale, Councilman Wolf, Councilman Benson, Chairman Wells Jr. A quorum is established.

**IV. APPROVAL OF THE AGENDA:**

Councilman Whitecalfe adds Treasurers Report 6A -Louie Gwin-Consultant agreement

Councilman Whitecalfe adds Treasurers Report 6B-Challenger Group

Councilwoman Brugh adds Treasurers Report 6C- Spirit Riders

Chairman Wells adds to Chairmans Report 5B Austin Gillette-OST/OFM-Chairmans Report

Councilman Packineau adds Treasurers Report

Nathan Hale-Katherine Ramero

Barry Benson-

Councilman moved to approve the agenda, seconded by Councilman Whitecalfe.

VOTE: 7 Ayes 0 Nays; Motion carried

**V. CHAIRMAN'S REPORT: Marcus Wells Jr.**

**A. Federal Programs/Cammie Gosnell**

**01 Organizational Chart**

Request to put Contracts under Federal Programs

**02. Interpretation Culture Center**

Tabled

**B. OST/OTFM-Jim James/Austin Gillette**

Informational

**C. Small Loans**

- 01. Joleen Fox Burr- Emergency Medical Loan- Rochester/wrecked car \$3500.00**
- 02. Arrow Wilkinson-Education Loan-Doctoral degree \$5000.00**
- 03. Jeff Fox-Memorial during Little Shell for Coulee Fox-\$2000.00**
- 04. Miriam Fixico-Personal-\$2500.00**
- 05. Heather Bearstail-\$2500.00**
- 06. Tiffany Rave Fox-Educational Loan-Doctors in Medicine-\$10,000.00**
- 07. Debbie Chase-Personal-\$3000.00**
- 08. Kathy WhiteTail-Personal-\$3500.00**
- 09. Inez Baker-Personal-\$1500.00**
- 10. Katherine Romero-Personal-car repairs-\$2000.00**
- 11. Randy Baker-Personal-Cardown payment-\$3000.00**
- 12. Martha Hunter-\$4000.00**
- 13. Rebekah J. Canyon-\$5000.00**
- 14. Roberta Bear-\$1257.25**

Councilman Packineau moved to approve 2 educations, 12 personal loans subject to policy and procedures of Small Loans Department. Councilman Whitecalfe seconded the motion. Discussion: Loans are subject to checks and balances. Connie Fox does not have enough money in her account to give every loan the amount that they are asking for. She is giving what she can. Connie only lets funeral and medical emergency loans go ahead of other loans. Council reminds Connie that other loans cannot jump ahead of others on the waiting list. Connie is having problems with people using land as collateral. She needs to put a lean on it. The Treasurer advised Council that the revolving line of credit in Small loans is short and won't be able to transact the loans that were approved. Money will have to be appropriated out of the general fund. There is a cap on refinancing, the loan should be ½ to ¾ paid off because the amount of wage deduction that they will be paying back will be higher. Maximum repayment is \$350 per pay period or \$700 per month.

VOTE: 6 Ayes 0 Nays; Motion carried.

**Small Loans General Ledger Training**

Councilman Whitecalfe moved to approve two Small Loans staff to attend General ledger training, seconded by Councilman Hale.

Discussion: Connie will get the total cost of the trip for council to review. Small loan's is to go through the Treasurers office.

VOTE: 6 Ayes 0 Nays; Motion carries

**Small Loans Transfer of funds from the General Fund**

Councilman Hale moves to allocate \$50,000 to Small Loans transfer from General fund subject to availability, seconded by Whitecalfe.

Discussion: How much money does the Small Loans department owe the General Fund? The amount is \$450,000. Since money was being put into Small Loans two and half years ago, the first time was \$300,000.00 to try to get the loans up to date. There were 105 loans pending. The \$300,000.00 caught that up with Lawrence Baker. Since then more money and more money has had to be put into Small Loans but those loans from that day forward are being paid on back to finance. The prior ones weren't.

VOTE: 5 Ayes -1 nay; Motion carried.

**D. Chairman Wells Jr.**

Update

**VI. Treasurers Report: Frank Whitecalfe**

**A. CFO Report-Whitney Bell**

**01. Efficiency of Finance**

Informational

**02. Marcus Wells Sr.**

Informational

**03. Harold Conden**

Informational

**B. Consultant Agreement-Louie Gwin**

This is deferred until tomorrow.

**C. Agreement with Challenger Group**

This is deferred until tomorrow.

**D. Spirit Riders**

Councilman Whitecalfe moved to approve of the \$2000.00 Summer activity budget for Spirit Riders, seconded by Councilman Hale.

Discussion: Chairman Wells Jr. wanted to know if the other Riders going to Crow Agency were helped? Councilwoman

Brugh gave \$750.00, 4 Bears Casino gave \$750.00 and Councilman Packineau gave \$250.00 for a total of \$1750.00 to Levi Bruce for their ride.

VOTE: 7 Ayes 0 Nays; Motion carried

**E. Nebraska Native Elite Basketball Players Camp**

Councilman Hale moved to approve of a grant for Native Elite Sports basketball camp in Nebraska in the amount of \$500 each to Neil and Nathaniel Packineau, seconded by Councilman Wolf.

Discussion: The amount is subject to policies and procedures because it is out of state.

VOTE: 7 Ayes 0 Nays; Motion carried.

**F. Mervin Packineau Family Travel Request**

Councilman Whitecalfe moved to approve of purchasing tickets in the amount of \$1980.00 dollars for Mervin Packineau's family travel with him, seconded by Councilman Hale.

Discussion: Councilman Packineau will do a wage deduction of \$100 dollars per pay period and subject to policies and procedures.

VOTE: 7 Ayes 0 Nays; Motion carried.

**G. Casino-Dale Little Soldier**

Need a special meeting set up to go over all elements. Meeting will be on July 19, 2007 at 1:00 p.m. to finalize the Casino agreement.

Project manager Jerry - The fourth packet was finally negotiate.

**VII. COUNCIL ANNOUNCEMENTS/COMMITTEE REPORTS**

**A. Executive Committee/Chair-Marcus Wells Jr.**

**01. Four Bears Casino & Lodge: Report-Spencer Wilkinson Jr**

Update

Elders received \$50 player's cash.

**B. HHR Committee/Chair-Nathan Hale**

**01. Georgiana Danks- 13 year old/Diabetes supplies**

Councilwoman Brugh moves to approve of a \$1,400.00 medical grant for this month, seconded by Councilman Hale.

Discussion: They are applying for Medicaid assistance. This is for the pump and supplies. This cost is on-going

every month. A program through Medicaid will buy the pump.

VOTE 7 Ayes 0 Nays; Motion carried.

**Indian Health Service Unit: Aileen Jackson**

**02. Data Trak consultant Agreement**

Councilman Wolf moved to approve of the Data Trak agreement, seconded by Councilman Benson.

VOTE 5 Ayes 0 Nays Motion carried.

**03. Nephrologists Medical Director Agreement for KDU-**

**Dr. SunBerg**

Councilwoman Brugh moved to approve of Dr. SunBerg's Agreement for the Medical Director for KDU position, seconded by Councilman Hale.

Discussion: The term is from September 1, 2007 to August 1, 2011.

VOTE: 5 Ayes 0 Nays; Motion carried.

**03. Employment Agreement-Phillip E. McRill, M.D. CMO**

Councilman White Calfe moved to approve the employment agreement with Phillip E. McRill, M.D. for the Chief Medical Officer position, motion seconded by Councilwoman Brugh.

VOTE: 5 ayes -0 nay; Motion carried.

**04. Employment Contract-Billie Jo Wounded Face, Physician Assistant**

Tabled until the July 18, 2007 meeting.

**05. Consultant Contract-Robert A. Marsland**

Tabled

**06. Employment contract-Jennifer Nodland-Lenning, Masters Social Worker**

Tabled

**C. Judicial/Alcohol & Drug Committee/Chair-Mervin Packineau**

**D. Natural Resources Committee/Chair-Barry Benson**

**01. TAT Roads-Report/Doyle Bell**

Update. Middle of August, Roads will tend to some of

the road issues in each segment and give another report to the council. Barry, Nathan & Doyle to set up meeting with Transportation.

**02. MHA Tribal Ranch & Lodge-BLM Letter**

Councilman Hale moved to approve of a letter from Chairman Wells Jr. to the Bureau of Land Management to consolidate tribal lands into one block in the Figure 4 Ranch area, seconded by Councilman Whitecalfe.

Discussion: Fred Fox and Ted Lonefight will begin working on this.

VOTE: 7 ayes -0 nay; Motion carried.

**03. Game & Fish Department-Contract Agreement with Army Corps of Engineers-Random Patrolling along shoreline for \$2000**

No action taken.

Other Game and Fish Issues will go back to Natural Resource Committee (Open Access Agreement).

**04. ERG Contract**

Councilman Whitecalfe moved to approve of the ERG contract, seconded by Councilman Hale.

Discussion: This is federal contracting with BIA.

Amended to read contract for services, not consultant agreement.

VOTE: 7 ayes -0 nay; motion carried.

**05. Oasis Petroleum Contract**

Councilman Barry Benson can sign off on this without it going through Full Tribal Business Council meeting.

**06. Noxious Weed Resolution "Establishment of the Three Affiliated Tribes Invasive Species Board"-Jim Mossette**

Councilman Hale moved to approve Resolution #07-132-VJB " Establishment of the Three Affiliated Tribes Invasive Species Board", seconded by Councilman Whitecalfe.

Discussion: Natural to coordinate so that they will be eligible for the doc grants.

VOTE: 7 ayes -0 nay; Motion carried.

- 07. Mahto Bay Access/Right of Way Access-Mercer County**  
Special Tribal Business council meeting set up in Twin Buttes for Monday, July 16, 2007 at 10:00 central time to handle the Mahto Bay issues and to contact land owners.
- 08. Domestic Violence Program/Shelter Site-Roberta Crows Breast**  
Roberta needs to go back to the directors of the GTF JC to get their feed back.
- 09. Resolution titled, "Rescission of Resolution No. #06-122-NH and Approval of Land Exchange Between the Three Affiliated Tribes and Malcolm Wolf.**  
Councilman Hale move to approve of resolution title, Rescission of Resolution No. #07-131-VJB, seconded by Councilman Whitecalfe.  
Discussion: The resolution will be put on acid free paper.  
VOTE: 6 ayes – 0 nay- 1 abstention- 0 not voting;  
Motion carried.
- 10. Faye Moberg land exchange**  
Deffered until July 16, 2007 Special TBC in Twin Buttes.
- 11. Conservation agreement with Game and Fish**  
It is referred back to Natural Resource committee meeting.
- 12. Diana Tomlin-Reimbursement**  
Councilman Hale moves to approve of a negotiation between Diana Tomlin, Ramona Two Shields, Diane Hale, Charlie Fredericks, and Angie Nehring, seconded by Councilman Wolf.  
  
Discussion: Charlie Fredericks will set up the meeting with Angie Nehring.  
VOTE: 6 Ayes -0 Nays; Motion carried.
- 13. Twin Buttes Parking Lot/Border States**  
Councilman Benson moved to approved of \$12,500.00 for  
Congregational Church, \$28,500.00 for Hwy 8 C-store,

\$8,000.00 for Daycare Head start Parking lot, motion seconded by Councilman Packineau.

VOTE: 7 ayes -0 nay; Motion carried.

**14. Virginia American Indian Advisory Council**

Councilman Hale moved to approve of option #3 to go in the segment vans, seconded by Councilwoman Brugh.

Discussion: Amendment is for option #1 in the amount of the funds will be paid out of segment funds for the representation that they are sending.

VOTE: No action was taken due lengthy discussion.

**F. Tribal Housing-Connie Azure-Wilkinson**

**01. Northern Lights Lot Resolution**

Informational

**02. Rescind Resolution #07-48-VJB- Approval of Resolution #07-133-VJB to Authorize Tribal Housing Division to Apply for Otto Bremer Foundation Grant**

Councilman Whitecalfe moved to approve resolution #07-133-VJB, "Tribal Housing Division has the Authority to apply for Otto Bremer Foundation Grant in the amount of \$175,000.00 and to rescind resolution # 07-48-VJB, seconded by Councilman Wolf.

Discussion: Tribal Housing was previously approved in March 2007 to apply for \$100,000.00 but this new resolution will rescind 07-48-VJB and provides for Tribal Housing to obtain \$175,000.00 from Otto Bremer. The extra money will provide for new programs for home owners.

VOTE: 6 Ayes- 0 Nays; Motion carried.

**03. Emergency Housing-White Shield**

Councilman WhiteCalfe moved to approve of assistance from Tribal Housing to the families that were rendered homeless by a tornado in White Shield, seconded by Councilman Wolf.

Discussion: There is a mobile home available in Parshall that can be moved. There are Walking Shield homes available for purchase.

VOTE: 6 Ayes -0 Nays; Motion carried.

**VIII. LEGAL DEPARTMENT:**

None.



**IX. UNFINISHED BUSINESS:**

**A. Elbowoods Health Facility Update-Jim Foote**

Update

**B. Bobbi Larsen-Amendment in Resolution #07-134-VJB**

Councilman Brugh moved to approve of a correction to a previous Resolution to add the word Arikara, seconded by Councilman Hale.

VOTE: 6 Ayes- 0 Nays; Motion carried.

**C. Former Four Bears Water Operators**

Councilman Packineau moved to approve of severance pay in the amounts \$35,000.00 to be paid out to James L. Baker, Sr., Kermit Heart, and Carroll Howling Wolf.

Discussion: Councilwoman Brugh has brought up that there is a shortage in water haulers. Chairman Wells Jr.'s position is to uphold the Personnel Policies and procedures handbook. Councilman Hale is supporting giving them severance pay. Councilman Whitecalfe addressed that he needs to find the money to pay them. Chairman advises that the grievance procedure needs to be looked at as to why it was overlooked.

VOTE: 6 Ayes -1 nays- 0 abstain- 0 not voting; Motion carried.

**X. NEW BUSINESS:**

**A. Great Bear Consulting**

Strike it from the agenda.

**B. Little Shell Celebration committee**

Strike it from the agenda.

**C. Aftercare Treatment for Youth presentation-Elise Packineau**

Councilwoman Brugh moved to approve proposal for Aftercare treatment for the Youth, seconded by Councilman Packineau.

VOTE: 7 Ayes - 0 Nays- Motion carried.

**D. Noreen Two Crow**

Councilman Packineau moved to approve refinancing her loan and combining what she owes with what she is borrowing, motion seconded by Councilwoman Brugh.

Discussion: She is refinancing the \$1500.00, borrowing \$2550.00. Payments are to be brought down. She will pay back bi-weekly. Approval is also with Connie Fox in Small

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Carmen Halvorson

loans. The other issue that is addressed is for all loan applicants. Should Smalls loans make the jump to a full fledged bank or credit union. It could be a 36 month note that is amortized and not so much a maximum \$700.00 a month.

VOTE: 7 Ayes -0 Nays; Motion carried.

**XI. APPROVAL OF MINUTES:**

- A. 1/11/07
- B. 1/12/07
- C. 1/26/07
- D. 2/1/07
- E. 2/8/07
- F. 2/22/07
- G. 3/8/07
- H. 3/9/07
- I. 3/12/07
- J. 3/27/07

Councilman Packineau moved to approve minutes subject to review and amendments, seconded by Councilman Hale.

Discussion: Council is to get with Executive Secretaries office to make the amendments.

VOTE: 7 Ayes -0 Nays; Motion carried.

**XII. ADJOURNMENT:**

Councilman Hale moved to adjourn, seconded by Councilwoman Brugh.

Meeting adjourned at 6:32 P.M.


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**CERTIFICATION**

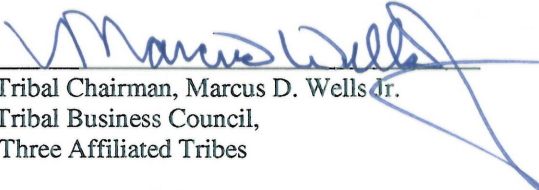
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom (5) constitute a quorum 6 were present at the Meeting thereof duly called, notice, convened and held on the 13 day of September, 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 13<sup>th</sup> day of September, 2007.

  
\_\_\_\_\_  
Tribal Secretary, V. Judy Brugh  
Tribal Business Council,  
Three Affiliated Tribes

**ATTEST:**

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