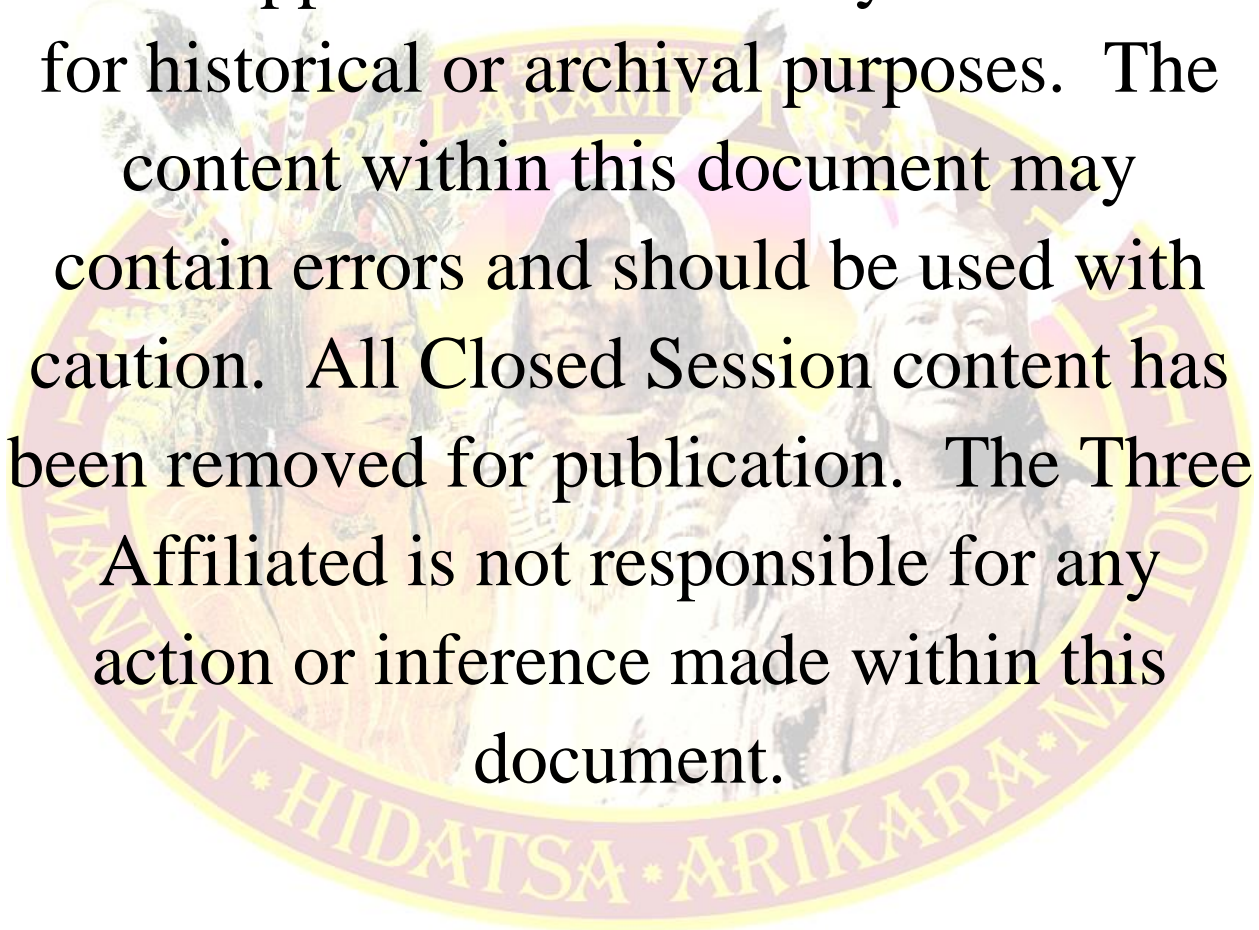


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**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING # 07-59-VJB
December 20, 2007 Minutes**

- I. **CALL TO ORDER: By Chairman Marcus Well Jr.**
Meeting called to order at 10:24 a.m.
- II. **OPENING PRAYER:**
Malcolm Wolf
- III. **ROLL CALL: By Acting Secretary, Councilman Packineau**
Councilman Barry Benson, Councilman Frank Whitecalfe, Councilman Nathan Hale, Chairman Marcus Wells Jr., Councilman Malcolm Wolf, Councilman Mervin Packineau. A quorum is present. Absent: Councilwoman V. Judy Brugh. (entered meeting at 12:10 p.m.)
- IV. **APPROVAL OF THE AGENDA:**
Councilman Hale moved to approve the agenda as amended, Councilman Packineau seconded the motion.
- VOTE:** 6 ayes – 0 nay; motion passed unanimously.
01. **JT Energy: Presentation of \$6,313,272.00 check.**
Tim Judson & Staff
02. **Gene Jackson, Kadrmas, Lee & Jackson LLP:**
Presentation of painting of Four Bears Bridge.
03. **FPEO Report: Cammie Gosnell**
Presentation of Strategic Plan, Mark Bluestone, Deanne Parisian, Kelly Cummings.
04. **Jeff Gronos: Fire Department Contract**
Councilman Packineau moved to approve renewal agreement on the rural/city with the TAT buildings, facilities structures of \$9,627.65 effective January 1, 2008 through December 31, 2008. Councilman Wolf seconded the motion.
- VOTE:** 6 ayes – 0 nay; motion passed unanimously.
05. **TPEO Report: Max O Dickens**
06. **Ivetta Holding Eagle: Twin Buttes C-Store**
Update on the gas tanks, etc.



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- 07. Program Analysts: Laurie Alberts**
Update on this month's activities
- 08. Treasurers Report: Councilman Frank Whitecalfe**
Indirect Salary Increases: Concerns
Updates on status of the Bank Loans

RECESS at 12:33 p.m.

RECONVENED at 1:15 p.m.

- 09. Resolution #07-231-VJB "Tribal Court Associate Judges re-appointments"**
Councilman Hale moved to approve of resolution #07-231-VJB "TAT Tribal Court appointees of Associate Judges for calendar year 2008 for Peter Furuseth, BJ Jones, Robert Holte, Terry Pechota." Councilman Benson seconded the motion.
VOTE: 6 ayes – 0 nay; motion passed unanimously.
- 10. Presentation of Buffalo Robes**
Daylon Spotted Bear and Austin Gillette sang an honor song from Smith family.
- 11. Indirect Cost Salary increases:**
Financial Advisor - Marcus Well Sr, and Roger Bird Bear Explanation to TBC of indirect salary increases.
- 12. North Segment Board: Northern Lights Bleachers request**
Discussion: Scott Eagle, Marva Pretends Eagle present.
- 13. Enrollment: Nathaniel Mayer:**
Councilman Hale moved to approve resolution #07-232-VJB "21 applicants for enrollment," Councilwoman Brugh seconded the motion.
VOTE: 6 ayes – 0 nay; (Chairman voted) motion passed.
- 14. Relinquishment Wilbur J. Nagel Resolution:**



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Councilman Hale moved to approve resolution #07-233-VJB
“Relinquishment of Wilbur J. Nagel 301U-04827,” Councilman Packineau
seconded the motion.

VOTE: 6 ayes – 0 nay; (Chairman voted) motion passed unanimously.

15. Consultants Agreements: Tribal Preservations Office, Perry Brady

Councilman Packineau moved to approve the Consultant Agreement of
Judith RC Brady from December 1, 2007 to December 31, 2008.
Councilman Hale seconded the motion.

VOTE: 6 ayes – 0 nay; motion passed unanimously.

Councilman Hale moved to approve the Consultant Agreement of Debra
Coffey from December 1, 2007 to December 31, 2008. Councilman Wolf
seconded the motion.

VOTE: 6 ayes – 0 nay; motion passed unanimously.

16. Resolution #07-234-VJB “Elders Meal Site application”:

Councilman Wolf moved to approve resolution #07-234-VJB
“Authorization for the Title IV Aging Services Grant Application to the
Administration on Aging, Office of Health and Human Services, United
States.” Councilman Packineau seconded the motion.

VOTE: 6 ayes – 0 nay; (Chairman voted) motion passed unanimously

17. I.H.S Proposal to 638: Aileen Jackson & Jim Foote

Discussion on proposal.

18. Elbowoods Health Facility Update: Jim Foote

Discussion on A & E design.

19. Resolution “Four Bears Site for the Elbowoods Health Care Center”:

Councilwoman Brugh moved to approve resolution “Tribal Business
Council approves a Four Bears Site for the Elbowoods Health Care
Center.” NO SECOND.

RESOLUTION DIES DUE TO LACK OF SECOND.

Councilman Brugh moved to approve resolution “Tribal Business Council
approves a Four Bears Site for the Elbowoods Health Care Center.”
NO SECOND.



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RESOLUTION DIES DUE TO LACK OF SECOND.

Discussion: Northern Lights Bldg. Jim was requested to follow up if the building is on Fee Land for 15-20 years.

- 20. Mary Ellen Knight: Loan status** Connie Azure-Wilkinson present. Councilman Hale moved to authorize, Councilman Packineau seconded the motion. Discussion: Councilman Hale noted to Jackie Morsette to draft a letter up. NO VOTE MOTION WITHDRAWN. Jackie Morsette and Connie Azure-Wilkinson will bring to council a proposal on this issue.
- 21. HIP Program: Jackie Morsette** Councilman Hale moved to approve of the Today's Agency, LLC. Harvey Trapp Dynamic Homes bid. Councilman Wolf seconded the motion. **VOTE:** 6 ayes – 0 nay; motion passed unanimously.
- 22. Purchase of Property: Curtis Young Bear** Councilwoman Brugh moved to approve to authorize to purchase the property of 10 acres for \$30,000.00 from Curtis Young Bear. Councilman Hale seconded the motion. **VOTE:** 7 ayes – 0 nay; motion passed unanimously. Councilman Whitecalfe moved to approve to authorize a permanent easement to the McKenzie Marina Club, subject to TAT Legal review and legal description. Councilman Hale seconded the motion. Discussion: Councilman Whitecalfe noted the maintenance of the roads. **VOTE:** 7 ayes – 0 nay; motion passed unanimously.
- 23. Context Energy: Ray Bruels**
Confidential
- 24. Water Quality Standards: Don Wharton & Joe Gillis**
Presented powerpoint presentation. Councilman Packineau moved to approve to develop a Cooperative Agreement with the State and also a Proposal of Costs. Councilman Hale seconded the motion.



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VOTE: 7 ayes – 0 nay; motion passed unanimously.

25. MOU of the TAT and The State of North Dakota Game and Fish Department.

Councilman Packineau moved to approve of the resolution #07-235-VJB of Memorandum of Understanding between the Three Affiliated Tribes Game and Fish Department and the North Dakota Game and Fish Department Concerning Regulation of Fishing and Hunting on the Fort Berthold Indian Reservation, Councilman Hale seconded the motion.

VOTE: 6 ayes – 0 nay – 1 abstain – 0 not voting; motion passed unanimously.

26. Wabek Bar Request:

Councilman Whitecalfe moved to approve to refinance current of loan of an additional \$10,000.00 for the Wabek Saloon. Councilman Wolf seconded the motion.

VOTE: 5 ayes – 0 nay – 2 abstain – 0 not voting; motion passed.

27. Denny Wolf Homesite request:

Councilman Packineau moved to approve of 20 acres from TAT to Denny Wolf in Shell Creek. Councilman Whitecalfe seconded the motion. Discussion: Councilman Wolf commented on the 20 acres.

VOTE: 6 ayes – 0 nay – 1 abstain – 0 not voting; motion passed.

28. Mark N. Fox: Employment Proposal (closed session)

29. Five Business Licenses:

Councilman Whitecalfe moved to approve of blanket approval of the five business licenses:

- Wabek Saloon Liquor license
- White Shield Student Association sale of goods/provision of services, Ivetta Spotted Bear liquor license and sales of goods/provision of services
- Eagle Catch Casino & Hotel/Resort sale of goods/provision of services.

Councilman Wolf seconded the motion.



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VOTE: 5 ayes – 1 nay; motion passed.

- 30. Resolution “Gaming Commission amendment to Chapter 27”:**
Councilman moved to approve of resolution #07-236-VJB “Amendment to Chapter 27-Gaming of the Code of Laws of the Three Affiliated Tribes of the Fort Berthold Reservation.” Councilwoman Brugh seconded the motion.

VOTE: 6 ayes – 0 nay; motion passed unanimously. (Chairman voted)

- 31. Resolution “Twin Buttes Elders Organization Funding”:**
Councilman Benson moved to approve resolution #07-237-VJB “Twin Buttes Elders Organization Funding,” Councilman Whitecalfe seconded the motion.

VOTE: 6 ayes – 0 nay; motion passed unanimously (Chairman voted)

- 32. Budget presented by TAT-CFO Whitney Bell**
Discussion: on Indirect Salary increases
Councilman Whitecalfe moved to authorize the Treasurer, CFO and the Management Team to develop a plan for the salary increases and bonuses.
Councilman Hale seconded the motion.

VOTE: 6 ayes – 0 nay; motion passed unanimously.

- 33. Chief Of Police: Frank Felix**
Update on status of Police Officers, Telecommunications officers, housing issues, office equipment.

- 34. Verlee Whitecalfe-Sayler: Resolution “Tribal Sobriety Checkpoints”**
Councilman Whitecalfe moved to approve resolution #07-238-VJB “Tribal Sobriety Checkpoints,” Councilman Wolf seconded the motion.

VOTE: 6 ayes – 0 nay; motion passed unanimously. (Chairman voted)

Discussion: DUI Code referred to Cammie Gosnell for follow-up.
Councilwoman Brugh moved to approve to authorize a payment of \$2,000.00 for drafting the Construction Grant Project for the WIC Building to Verlee Whitecalfe-Sayler. Councilman Hale seconded the motion.



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VOTE: 5 ayes – 0 nay – 1 abstain – 0 not voting; motion passed.

- 35. Sons and Daughters of Tradition: Beulah Chapin Financial Request**
Councilwoman Brugh moved to approve of a financial request of \$7,094.99 to the Sons and Daughters of Tradition contact person is Beulah Chapin. Councilman Hale seconded the motion.

VOTE: 6 ayes – 0 nay; motion passed unanimously.

- 36. Delores Wilkinson: Financial Request**
Councilman Whitecalfe moved to approve of a \$3,000.00 grant and a \$3,000.00 loan from the Small Loans Program to the Delores Wilkinson family, subject to Small Loans Policies and Procedures. Councilwoman Brugh seconded the motion.

VOTE: 6 ayes – 0 nay; motion passed

- 37. Heath Knight: Financial Request**
Councilwoman Brugh moved to approve of a \$5,000.00 advance and \$500.00 Small Loan to Heath Knight for vehicle repairs and once the cap is lifted on Small Loans Program then this total amount will be financed into a Small Loan, subject to Small Loans Policies and Procedures. Councilman Hale seconded the motion.

VOTE: 6 ayes – 0 nay; motion passed.

- 38. Larry Dye: Housing Issue**
Councilman Wolf moved to approve of a month to month temporary lease of Sand House through Dreamcatcher's Program for Larry Dye. Councilman Whitecalfe seconded the motion.

VOTE: 6 ayes – 0 nay; motion passed unanimously.

V. ADJOURNMENT:

Councilman Hale moved to adjourned at 9:10 p.m. Councilman Wolf seconded the motion. Meeting adjourned.



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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 20th day of December, 2008; 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 _____, 2008.

ATTEST:

Tribal Secretary, Mervin Packineau-Acting
Tribal Business Council,
Three Affiliated Tribes

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