



Three Affiliated Tribes
Tribal Business Council
Special Meeting 08-04-VJB
January 24, 2008 at 10 a.m

A. CALL TO ORDER- By Chairman Marcus Wells Jr.

Meeting called to order at 10:26 a.m.

B. OPENING PRAYER-

Councilman Barry Benson

C. ROLL CALL- Acting Secretary Councilman Mervin Packineau.

Councilman Wolf moved to authorize Councilman Packineau as Acting Secretary for today's meeting. Councilman Benson seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed.

Councilman Barry Benson, Councilman Frank Whitecalfe (Via conference call), Chairman Marcus Wells Jr., Councilman Malcolm Wolf,

Councilman Mervin Packineau. A quorum is present.

Absent: Councilman Nathan Hale, Councilwoman V. Judy Brugh.

D. APPROVAL OF AGENDA-

Councilman Whitecalfe moved to approve of the amended agenda, Councilman Wolf seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed.

01. JT Energy:

Informational on Questar program.

02. FBDC: resolution

Councilman Packineau moved to approve resolution #08-08-MP as amended "MHA Holding, Incorporated, a Tribal Entity," Councilman Wolf seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed. (chairman voted)

03. Resolution “Appointment of Gregory Jay Brugh to the Gaming Commission of the Three Affiliated Tribes of the Fort Berthold Indian Reservation”:

Councilman Packineau moved to approve resolution #08-09-MP “Appointment of Gregory Jay Brugh to the Gaming Commission of the Three Affiliated Tribes of the Fort Berthold Indian Reservation,” Councilman Wolf seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed. (chairman voted)

04. Re-appointment of Jerry White resolution:

Councilman Whitecalfe moved to approve of resolution #08-10-MP “Re-appointment of Jerry White from salary to stipend for the White Shield segment to the TAT Gaming Commission board.” Councilman Packineau seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed. (chairman voted)

05. Re-appointment of Whitney Bell resolution:

Councilman Benson moved to approve of resolution #08-11-MP “Re-appointment of Whitney Bell from salary to stipend for the Twin Buttes segment to the TAT Gaming Commission Board.” Councilman Packineau seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed. (chairman voted)

06. Appointment of Tony Foote resolution:

Councilman Wolf moved to approve of resolution #08-12-MP “Appointment of Tony Foote from salary to stipend for the Lucky Mound segment to the TAT Gaming Commission Board.” Councilman Packineau seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed. (chairman voted)

07. Appointment of Deanna Parisian resolution:

Councilman Packineau moved to approve of resolution #08-13-MP “Appointment of Deanna Parisian from salary to stipend for the North

Segment to the TAT Gaming Commission Board.” Councilman Wolf seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed. (chairman voted)

08. Re-appointment of Vivian Hall resolution:

Councilman Whitecalfe moved to approve of resolution #08-14-MP “Re-appointment of Vivian Hall from salary to stipend for the Mandaree segment to the TAT Gaming Commission Board.” Councilman Packineau seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed. (chairman voted)

09. Special TBC Mtg. 2/4/08:

Councilman Benson moved to approve of a Special TBC Meeting on 2/4/08 at 10 a.m. in the Tribal Chambers for the TAT Gaming Commission, TAT Business Council and the Executive Director of the Gaming Commission. Councilman Wolf seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed.

10. Small Loan Request: Tom Sage

Councilman Packineau moved to approve of a Small Loan request of \$3,500.00 to Tom Sage for emergency home repairs, subject to Small Loans policies and procedures. Councilman Benson seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed.

11. Medical Match request: Marlon Bell

Councilman Whitecalfe moved to approve of a \$1,000.00 Medical match fund request on behalf of Marlon Bell for extensive appointments in Minnesota. Councilman Packineau seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed.

12. Academic match request: Luke Fox

Councilman Benson moved to approve of an Academic match request of \$750.00 on behalf of Luke Fox to attend two trips to Washington D.C and Mississippi. Councilman Packineau seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed.

13. Twin Buttes Segment additional funding: Mahto Bay Easement

Councilman Benson moved to authorize additional travel expense for the Twin Buttes and Segment staff for FY07 & FY08 of \$24,000.00 for the negotiations of Mahto Bay Easement & Right-away and have the CFO, Whitney Bell to set up line item for the reimbursement from Corp of Engineers. Councilman Packineau seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed.

14. Medical Financial Request: Evelyn Irwin

Councilman Wolf moved to approve of a medical financial request of \$500.00 to Evelyn Irwin on behalf of her grandson to be admitted to the Schriners Hospital in Spokane, WA. Councilman Benson seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed.

15. Development of plan of Oil & Gas Taxation issue:

Councilman Whitecalfe moved to authorize TAT Legal Department, the Tax Commission and TAT Tribal Councilman to develop a plan and resolution in regards to the Oil & Gas Taxation issue to be presented on 2/14/08 at the Regular Tribal Business Council meeting. Councilman Benson seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed.

16. Oil Partners, LLC proposal of 63.6 acres for \$31,800.00:

Councilman Whitecalfe moved to approve of the proposal from G-4, LLC/Oil Partners, LLC on Section 25, Township 152, Range 90 West of all properties located in the Mountrail County, Parshall, North Dakota. It is a three year lease with an 18% royalty and a \$500.00 per acre signing bonus. A total of 63.6 net acres, once execution and delivery of an oil and gas lease on the above listed lands \$31,800.00 will be delivered to the tribe. Councilman Packineau seconded the motion.

Discussion: This needs to be in a resolution format and reviewed by TAT Legal Department. Resolution #08-15-MP.

VOTE: 5 ayes – 0 nay; motion passed. (chairman voted)

17. Centralize all outside accounts under TAT Finance:

Councilman Benson moved to approve to centralize all outside checking accounts under the finance department examples: TERO, Tribal Housing, TAT Court, TAT Buffalo Ranch Project, Circle of Life and Game & Fish department. Councilman Packineau seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed.

18. Resolution: “Adoption of policy governing Compensation for grant writing by tribal employees.”

Councilman Benson moved to approve of resolution #08-16-MP “Adoption of policy governing Compensation for grant writing by tribal employees,” Councilman Packineau seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed. (chairman voted)

19. Exceptional Education Director: Selection

Councilman Packineau moved to approve Connie White Bear as the Exceptional Education Director as the previous director Don Yellow Bird resigned. Councilman Whitecalfe seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed.

20. Suspension of Katherine Young Bear:

Councilman Packineau moved of a Class I suspension of Katherine Young Bear, CHR Director. Councilman Whitecalfe seconded the motion. Discussion: TAT Legal Department will draft a letter in regards to this action and Human Resource Administrator will deliver it.

VOTE: 5 ayes – 0 nay; motion passed.

21. Approval of usage on “Travel Credit Cards”:

Councilman Packineau moved to approve the usage of the Business Credit Cards for the six Councilman and Chairman for any usage according Federal Travel Regulations that will be approve costs and

expenditures for the auditors. Councilman Whitecalfe seconded the motion.

Discussion: Resolution #08-17-MP

VOTE: 5 ayes – 0 nay; motion passed.

22. Resolution “Approval of Tribal Travel cards to Contract Employees”:

Councilman Whitecalfe moved to approve of resolution #08-18-MP “Approval of Tribal Travel cards to Contract Employees.” Councilman Packineau seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed. (chairman voted)

23. MHA Nation Employee Background Check Policy:

Councilman Packineau moved to approve of the MHA Nation Employee Background Check Policy as amended and be included the Employee Policy and Procedures handbook. Also to include for those employees without valid drivers licenses will have 90-days to obtain one subject to this Background Check policy. Councilman Wolf seconded the motion.

Discussion: Resolution #08-19-MP

VOTE: 5 ayes – 0 nay; motion passed. (chairman voted)

24. Challengers Group Agreement: Amendment

Councilman Packineau moved to approve of amending to the agreement to Challenger and Marshall Group as developed by the Lead Counsel of the Three Affiliated Tribes to limit to the expenses that will be incurred by the Three Affiliated Tribes to 2.5 % basis points of projected costs of success fees that the compensation due to Challenger and Marshall Group is limited to total of 2.5% of total project financing secured by the tribe. Councilman Whitecalfe seconded the motion.

VOTE: 5 ayes – 0 nay; motion passed.

E. ADJOURNMENT-

Councilman Whitecalfe moved to adjourn at 2 p.m. Councilman Packineau 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 _____ were present at the Meeting thereof duly called, notice, convened and held on the _____ day of _____, 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, Judy Brugh
Tribal Business Council,
Three Affiliated Tribes



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

