



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
NATURAL RESOURCE COMMITTEE MEETING
08-02-BB
FEBRUARY 5, 2008**

I. CALL TO ORDER:

Meeting called to order at 1:08 P.M.

II. ROLL CALL:

Councilman Whitecalfe, Councilman Hale, and Committee Chairman Barry Benson are present. A quorum is established. Councilman Packineau arrived at 1:30 P.M.

III. APPROVAL OF AGENDA

Fort Berthold Rural Water will be moved up on the agenda and Wayne and Faye Lone Fight will be moved down the agenda.

IV. APPROVAL OF MINUTES

November 26, 2007

January 8, 2008

Councilman Hale moved to approve of the November 26, 2007 minutes and January 8, 2008 minutes, seconded by Councilman Whitecalfe.

Discussion:
corrected.

There are a few typos that will be

VOTE:

3 Ayes 0 Nays Motion carried.

**V. RURAL WATER-Marvin Danks/Texx Lone Bear/Felicia Felix
**A. Trip to National Water Convention in Washington D.C.
April 21-23, 2008****

Discussion: The idea of going is to do some amendments to the laws which follows a 1902 policy. Councilman Hale said it would be up to FBRW to decide who they want to go. Councilman Benson will visit with Chairman Wells Jr. Councilman Whitecalfe said to reserve flights early and rooms that are not down town, so they will not be as expensive.

B. Twin Buttes Right of Way

An update was given.

C. West Segment water distribution and storage project

An update was given.

D. EPA requirement for Pilot Studies

Councilman Whitecalfe moved to approve of a pilot study for the 2007-9.6 NE segment water treatment plant and 2007-5.6 Four Bears segment treatment plant phase I. Motion is seconded by Councilman Hale.

Discussion: Who pays for these studies? It comes out of the Rural Water budget/BOR or the EPA may have money for this. Marvin Danks will find out from the EPA. He will get back to the Natural Resource Committee on February 19, 2008.

VOTE: 4 Ayes 0 Nays Motion carried.

VI. NEIL AUSTIN-INDIAN HEALTH SERVICE

Annette Young Bird is to draft a letter to the I.H.S. Area Office Director Dr. Sarah Dye to have it over looked by the Legal Department. The letter is to let the area office know that not all programs will be 638. Annette is to CC: OEH Area Director John Fogerty, Neil Austin and Mark Culkins.

VII. TED LONE FIGHT III-MHA TRIBAL RANCH AND LODGE

Ted gave an update. Range Unit #904 is currently being utilized by the Buffalo ranch and will remain being utilized as a wild life refuge.

On February 23, 2008 there will be a meeting at the Ranch regarding the filming of a live buffalo hunt to promote and market the ranch. The council is invited to attend. There will be brunch and a meeting with the Ultimate Outdoor adventure team. The owner Bob Armand will be in attendance.

VIII. KEN DANKS-RANGE UNIT #904

This range unit will remain by resolution, a wild life game reserve.

IX. ELTON SPOTTED HORSE- ENVIRONMENTAL DIVISION-CONSULTANT AGREEMENT

Elton gave an update on the Environmental Division program.

Councilman Whitecalfe moved to approve of a consultant agreement between the Three Affiliated Tribes and Mr. Corey Sanders. The motion is seconded by Councilman Hale.

Discussion: Legal drew up the contract. When the draft is written, it will go to legal for review and then to Full Tribal Council for approval. Then Environmental can work with CEDs to develop grants for a landfill site. This is a huge project. It will cost approximately \$67 million dollars to develop. We will have codes and regulations in place. The funding for the consultant will come out of a grant.

VOTE: 3 Ayes 0 Nays Motion carried.

X. ANNETTE YOUNG BIRD-NRD ADMINISTRATOR

A. Lease Renewal No. 102-02-205 Minne Tohe Health Center

Councilman Whitecalfe moved to forward to Full Tribal Business Council 0.93 acres for Minne Tohe Health Center KDU, seconded by Councilman Hale.

Discussion: This needs a legal description and needs to be written up as a contract/resolution.

VOTE: 3 Ayes 0 Nays Motion carried.

B. Water Well-Lonnie Spotted Bear

Councilman Whitecalfe moved to approve of an I.H.S. application to redo Water Well for Lonnie Spotted Bear, seconded by Councilman Hale.

Discussion: No discussion.

VOTE: 3 Ayes 0 Nays Motion carried.

C. Gravel Purchase Payment-Ethan Hall

Deferred to next meeting.

XI. LORRY LITTLE SWALLOW-JACK RABBITHEAD/FARM PASTURE LEASES

A. #136-Stacy Roberts

Councilman Whitecalfe moved for approval of Allot. No. 136 for Stacey Roberts described as NW ¼ NE ¼ 24-149 89, section 24, Twp. 149, Rge. 89 W., Fifth Principal Meridian, ND, containing 35 cultivated acres for the cash rent of \$38.00 per acre for a total of \$1,330.00 per year for 5 years. Motion is seconded by Councilman Hale.

Discussion: This is in the Raub area. BIA Lease

VOTE: 3 Ayes 0 Nays Motion carried.

B. #1327-Stacy Roberts

Councilman Whitecalfe moved for approval of Allot. No. 1327 for Stacey Roberts described as SW ¼ NE ¼ 24-149-89, section 24, Twp. 149, Rge. 89 W., Fifth Principal Meridian, ND, is containing 35 cultivated acres for the cash rent of \$38.00 per acre for a total of \$1,330.00 for a period of 5 years. Motion is seconded by Councilman Hale.

Discussion: This is in the Raub area.
VOTE: 3 Ayes 0 Nays Motion carried.

C. #258A-Stacy Roberts

Councilman Whitecalfe moved for approval of Allot. No. 258A for Stacey Roberts described as W ½ NE ¼ 14-150-90, section 14, Twp. 150, Rge. 90 W., fifth Principal Meridian, ND, containing 75.8 cultivated acres for the cash rent of \$38.00 per acre for a total of \$2,880.00 for a period of 5 years. Motion is seconded by Councilman Hale.

Discussion: This is in the lucky mound area.
VOTE: 3 Ayes 0 Nays Motion carried.

D. #257A-Stacy Roberts

Councilman Whitecalfe moved for approval of Allot. No. 257A for Stacey Roberts described as W ½ NW ¼ 14-150-90, section 14, Twp. 150, Rge. 90 W., Fifth Principal Meridian, ND, containing 80 cultivated acres for the cash rent of \$38.00 for a total of \$3,040.00 per year for a period of 5 years. Motion is seconded by Councilman Hale.

Discussion: No discussion.
VOTE: 3 Ayes 0 Nays Motion carried.

E. RENEWAL #T1145-Louis Simenson

Councilman Whitecalfe moved for approval of Allot. No. T1145 for Louis Simenson described as Cropland only w/W ½ SE ¼ , section 3, Twp. 147, Rge. 88 w., fifth Principal Meridian, ND, containing 72.73 cultivated actress for the cash rent of \$38.00 per acre for a total of \$2,763.74 per year for 5 years. RENEWAL LEASE seconded by Councilman Hale.

Discussion: Beginning January 1, 2007 and ending December 31, 2011. Corrections were made to the amounts. It is \$38.00 and not \$32.00 for the record.
VOTE: 3 Ayes 0 Nays Motion carried.

F. RENEWAL #T862-Louis Simenson

Councilman Whitecalfe moved for approval of Allot. No. T862 for Louis Simenson described as Cropland only w/SE ¼ NE ¼, section 16, Twp. 147, Rge. 88 W., Fifth Principal Meridian, ND, containing 26.0 cultivated acres for the cash rent of \$38.00 per acre for a total of \$988.00 per year for 5 years. RENEWAL LEASE seconded by Councilman Hale.

Discussion: Beginning January 1, 2007 and ending December 31, 2011.

G. RENEWAL #TF004-G-Deloris Sand

Councilman Whitecalfe moved to approve of Allot. No. TF004-G for Deloris Sand described as w/NE ¼, section 16, Twp. 151, Rge. 72 W., Fifth Principal Meridian, ND, containing 81.0 cultivated acres for the cash rent of \$27.00 per acre and 72.5 pasture acres for the cash rent of \$3.50 per acre for a total of \$2,440.75 per year for 5 years. RENEWAL LEASE seconded by Councilman Hale.

Discussion: Beginning January 1, 2009 and ending December 31, 2013.

VOTE: 3 Ayes 0 Nays Motion carried.

H. RENEWAL #T3096-Jack Pennington

Councilman Whitecalfe moved for approval of Allot. No. T3096 for Jack Pennington described as cropland only w/NW ¼ NW ¼, SE ¼ NW ¼, section 16, Twp. 152, Rge. 92 W., Fifth Principal Meridian, ND, containing 27.3 cultivated acres for the cash rent of 1st-2nd year=\$5.00/acre, 3rd year=\$7.50/acre, 4th year=\$10.00/acre, 5th year=\$15.00/acre for a total of \$1,023.75 for 5 years. RENEWAL LEASE seconded by Councilman Hale.

Discussion: Not to exceed 5 years. One year at a time because of a clause, possible hospital site. North of NewTown. Beginning January 1, 2008 to December 31, 2012.

VOTE: 3 Ayes 0 Nays Motion carried.

XII. EDWARD FOX-EXCHANGES/LANDSALES/HOMESITES

A. Faye and Wayne Lone Fight Forgiveness of 5 Acre Loan and Interest in Mandaree Deed to Tribe

Councilman Whitecalfe moved to forward to Full Tribal Business Council the forgiveness of the loan and interest on the Fred Lone Fight 5 acre old store site which will then be deeded

back to the Three Affiliated Tribes. The motion is seconded by Councilman Hale.

Discussion: No discussion.
VOTE: 3 Ayes 0 Nays Motion carried.

XIII. ADJOURNMENT

Councilman Whitecalfe moved to adjourn the meeting, seconded by Councilman Hale.

Meeting adjourned at 3:30 P.M.

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's Natural Resource Committee is composed of three (3) members of whom three (3) 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.

Dated this _____ day of _____, 2008.

ATTEST:

Carmen Halvorson/Committee Secretary

Barry Benson, Chairman of Natural Resource Committee