



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
SPECIAL TRIBAL BUSINESS COUNCIL MEETING
08-14-VJB
May 15, 2008**

I. CALL TO ORDER:

Meeting called to order at 11:38 A.M.

II. OPENING PRAYER:

Marcus Wells Jr.

III. ROLL CALL:

Councilman Berry Benson, Councilman Frank Whitecalfe, Councilwoman Evelyn Hale, Chairman Marcus Wells Jr., Councilman Malcolm Wolf, Councilman Mervin Packineau, and Councilwoman V. Judy Brugh. A quorum is established.

IV. APPROVAL OF AGENDA:

Councilwoman Hale add-on: Hale Marina Business License 11C.

Councilman Wolf add-on: Aging resolution-under legal 11D.

Councilwoman Brugh moved to approve of the agenda as amended, seconded by Councilwoman Hale.

Discussion:

No discussion.

VOTE:

7 Ayes 0 Nays Motion carried.

V. Dancing Butte Liquor License-Councilman Benson

Addressed later in a reconvened meeting.

VI. PERSONNEL: Cammie Gosnell (Closed session)

A. Tribal Court Administrator

B. Tribal Court Judge

C. Adult Correction Administrator

D. Tribal Energy Office Director Salary Increase

E. Oil & Gas Director of Operations Salary Increase

F. Child Support Administrator

Deferred to the next meeting.



G. Law Enforcement 638
Not present.

VII. INDEPENDENCE LOANS: Ambrose Hosie

Discussion: The eight Business Loans will be reviewed on May 29, 2008 at the financial meeting with the Council.

VIII. TRIBAL HOUSING RESOLUTION #08-74-VJB: Connie Azure

Councilman Packineau, moved to approve of a resolution 08-74-VJB entitled, "Set aside of \$200,000.00 of un-obligated funds through the Indian Health Service Division of Sanitation Facilities Construction for FY 2008 for the Tribal Housing Division's Housing Development Projects, seconded by Councilwoman Brugh.

Discussion: Connie to resend the resolution to Secretary's office because it has the wrong year on it.

VOTE: 6 Ayes 0 Nays Motion carried.

**IX. TRIBAL HEALTH RESOLUTION #08-80-VJB: Aileen Jackson
Resolution TAT \$146,000.00 Contribution to I.H.S**

Councilman Whitecalfe moved to approve of resolution #08-80-VJB entitled, "Monetary Contribution of \$146,000.00 to the Indian Health Service for the Specific use of Funding an Expansion of the Minne Tohe Health Clinic", seconded by Councilwoman Hale.

Discussion: The fund would have been cut really close but 4 years of inflation knocked that out. If we wait inflation will go up and cost more. This is one of the three priorities that were identified. The other two are Law Enforcement and Roads.

VOTE: 7 Ayes 0 Nays Motion carried.

X. ECONOMIC DEVELOPMENT

A. Oil & Gas Office-Fred Fox

01. Resolution 08-84-VJB: G-4, LLC lease 26.635 acres in Parshall

Councilman Packineau moved to approve of resolution #08-84-VJB entitled, "Approval to lease 26.635 Acres of Tribal Fee Lands Located in Mountrail County to G-4, LLC/Oil and Gas Development on the Fort Berthold Reservation, seconded by Councilman Whitecalfe.

Discussion: Subject to legal review. This is earmarked for the Parshall Community for somewhere between \$13,000.00 and \$14,000.00.

VOTE: 7 Ayes 0 Nays Motion carried.

02. Resolution 08-85-VJB: G-4/Oil Partners lease 473.17 Acres Tribal Trust Lands

Councilman Wolf moved to approve resolution #08-85-VJB entitled, "Approval to lease 473.17 Acres of tribal trust lands to G-4, LLC/Oil Partners, for Oil and Gas Development on the Fort Berthold Reservation pursuant to 25 CFR 211 and Request t the Superintendent to Negotiate a Lease Pursuant to 25 CFR 211.20(a) and (d)." Motion is seconded by Councilman Packineau.

Discussion: This is for 20% Royalty and \$600.00 per acre for 473.17 acres for a total of \$283,902.00. Chairman Wells Jr. would like to ear mark \$130,000.00 for the bleachers at Northern Lights. Councilwoman Brugh would like to reiterate that when resolutions are presented that they have to go to legal first. This resolution is not in the proper format. It makes more work on all of us to have to do this. Fred Fox is to submit this resolution to the Executive Secretary's office.

VOTE: 7 Ayes 0 Nays Motion carried.

XI. TAT LEGAL DEPT.-Damon Williams/Jen Fyten

A. Resolution #08-75-VJB TAT 28-Approval of \$3,000,000.00 Loan with Marshall Group

Councilman Whitecalfe moved to approve of Resolution #08-75-VJB entitled, "TAT 28-Approval of \$3,000,000.00 Loan with Marshall Group to be secured by Pledge of the Full Faith and Credit of the Tribe and Excess Casino Revenues". Motion is seconded by Councilman Benson.

Discussion: This is secured by the casino.
VOTE: 6 Ayes 0 Nays Motion carried.

B. Resolution #08-76-VJB: Dakota-3 LLC Assignment of 640 Acres

Councilwoman Brugh moved to approve of a resolution entitled, Approval of Dakota-3, LLC's Request for Assignment of 640 acres of Leased Tribal Mineral Interests to Dakota-3 E & P, LLC ". Motion is seconded by Councilman Barry Benson.

Discussion: Basically taking the first Dakota and assigning it to the seconded Dakota. But no money is changing hands.
VOTE: 6 Ayes 0 Nays Motion carried.

C. Resolution #08-77-VJB: Ratification/Approval of Amendment to Dakota-3 E & P

Councilman Packineau moved to approve of Resolution #08-77-VJB entitled, "Ratification and Approval of Amendment to Dakota-3 E & P Company, LLC Indian Mineral Development Agreement No. 7420A49001", seconded by Councilman Wolf.

Discussion: It should be kept to two signatures. Keep it to the signatures that we have it designated to now, the Chairman and Treasurer. Keep it under a bit of control. Strike the Vice-Chairman and the Secretary.

VOTE: 7 Ayes 0 Nays Motion carried.

D. Resolution #08-78-VJB: Approval of Joint Settlement Agreement

Councilman Packineau moved to approve of resolution 08-78-VJB entitled, "Approval of Joint Settlement Agreement in Appeal of MHA Nation, IBLA No. 2006-92". Motion is seconded by Councilman Whitecalfe.

Discussion: BLM have to follow proper consultation process regarding National cultural Sites. Legal has a copy of the settlement agreement is attached.

VOTE: 7 Ayes 0 Nays Motion carried.

E. Resolution #08-79-VJB Approving Disclaimer of Mineral Interest in Allotment 301-15910

Councilman Whitecalfe moved to approve of resolution 08-79-VJB entitled, "Approval of Disclaimer of Mineral Interest in E ½ of the SW ¼ of Section 2 of T151 N. Rge. 94 W 5th Principal Meridian McKenzie County (Allotment 301 15910

Discussion: Black Rock and marathon Oil Companies have approached the Tribe to issue a disclaimer saying that the Tribe intended to transfer the mineral interests to Mr. Wounded Face at that time (1977). So they can proceed forward on their IMDA and allottee leases. Basically the tribe is waiving any interest, present or future to the oil and gas or minerals. That is what was contemplated when the exchange took place.

VOTE: 7 Ayes 0 Nays Motion carried.

B. Resolution Approving Settlement in TAT vs. BLM

Not presented.

C. Business License-Hale Marina

Councilman Wolf moved to approve of Business license for Hale marina, seconded by Councilwoman Hale.

Discussion:

No discussion.

VOTE:

7 Ayes 0 Nays Motion carried.

F. Business License-4 Bears Casino & Lodge Business

Councilman Whitecalfe moved to approve of a Business and Liquor license for 4 Bears Casino and lodge business, seconded by Councilman Packineau.

Discussion:

No discussion

VOTE:

carried.

6 Ayes 1 Nays (Wolf) Motion

G. Motor Fuels Tax-Damon Williams

Informational. Bring back to the May 29, 2008 Special Tribal Business Council meeting.

H. Resolution #08-81-VJB: Tribal Matching Funds Aging-Councilman Wolf

Chairman Wells Jr. moved to approve of resolution #08-81-VJB entitled, "Authorization of Tribal Matching Funds in the Amount of \$100,000.00 Per Year for 2008, 2009, and 2010 to support the Title VI Aging Services Grant from the Administration on Aging, Office of Health and Human Services, United States."; seconded by Councilman Packineau.

Discussion:

Resolution needs to be forward to the Executive Secretary's office for corrections and to be put on the correct paper with background. Jennifer Fyten must have a copy.

VOTE:

7 Ayes 0 Nays Motion carried.

XII. Financial Request for New Town Football Field-Dave Williams

Councilman Wolf moved to approve out of donations & grants, funding in the amount of \$10,000.00 for the New Town High School Football Field, seconded by Councilman Whitecalfe.

Discussion: Dave will ask the oil companies and the Casino for funding also. The Watfordcity baseball program has asked Dave for pointers to fix their fields.

VOTE: 7 Ayes 0 Nays Motion carried.

XII. Resolution #08-83-VJB Spotted Hawk LLC-Delvin Foote

Councilwoman Brugh moved to approve of resolution 08-83-VJB entitled, "Approval of Spotted Hawk Development, LLC Proposal for Oil/Gas Development", seconded by Councilman Packineau.

Discussion: Amend the Resolution. Spotted Hawk, LLC is to work with Oil & Gas Director Fred Fox and Councilman Whitecalfe.

VOTE: 5 Ayes 0 Nays 2 Abstentions Motion carried.

XIII. Special Tribal Council Meeting May 29, 2008

Councilman Benson moved to approve of Special Tribal Business Council meeting on May 29, 2008 at 1:00 P.M. to include only one item, Twin Buttes Segment; seconded by Councilman Whitecalfe.

Discussion: No discussion.

VOTE: 6 Ayes 0 Nays (Councilwoman Hale not present) Motion carried.

XIV. Resolution # 08-82-VJB: Parshall "Young Guns" Boxing Club-Mark Fox

Councilman Packineau moved to approve of resolution 08-82-VJB entitled, "Authorization and Grant of Funding to the Parshall Boxing Club" in the amount of \$3,500.00 from grants \$ donations line item, seconded by Councilman Wolf.

Discussion: The resolution needs to be forwarded to Executive Secretaries Office.

VOTE: 7 Ayes 0 Nays Motion carried.

XV. Resolution #08-86-VJB: Establishment of the Health Board

Councilman Wolf moved to approve of resolution 08-86-VJB entitled, "Establishment of the Health Board of the "Health Programs" within the Fort Berthold Indian Reservation". Motion is seconded by Councilwoman Brugh.

Discussion: It was approved previously.
This has been amended. Some of the names have been
changed.

VOTE: 6 Ayes 0 Nays

XVI. Whirlwind Gift Shop Loan

Deferred to the May 29, 2008 meeting under Independence
Loans.

XVII. ADJOURNMENT:

Councilman Packineau moved to adjourn the meeting, seconded
by Councilman Wolf.

Meeting adjourned at 5:24 P.M.

XVIII. CALL TO ORDER:

Meeting reconvened at 5:24 P.M.

XIX. ROLL CALL:

Present are: Councilman Barry Benson, Councilman Frank
Whitecalfe, Councilwoman Evelyn Hale, Councilman Mervin
Packineau, and Councilwoman V. Judy Brugh. A quorum is
established.

XX. AGENDA:

One item.

XXI. Dancing Butte Liquor License-Damon Williams

Councilman Whitecalfe moved to approve of a Liquor license for
Dancing Butte Saloon in Twin Buttes No. 01-08, seconded by
Councilman Packineau.

Discussion: No discussion.

VOTE: 5 Ayes 0 Nays Motion carried.

XXII. ADJOURNMENT:

Councilman Packineau moved to adjourn the meeting,
seconded by Councilwoman Hale.

Meeting adjourned at 5:30 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 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

Special Tribal Business Council Meeting

May 15, 2008


Carmen Halvorson

and duly adopted at such meeting by the affirmative vote of _____ members; _____ members opposed;
_____ members abstained; _____ Members not voting.

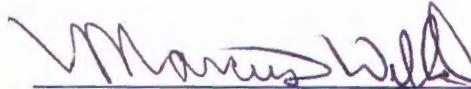
Chairman () Voting () Not Voting

Dated this _____ day of _____, 2008.

ATTEST:



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



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