



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
SPECIAL TRIBAL BUSINESS COUNCIL MEETING
08-15-VJB
May 29, 2008**

I. CALL TO ORDER:

The meeting was called to order at 1:21 P.M.

II. ROLL CALL:

Councilman Barry Benson, Councilman Whitecalfe, Councilwoman Evelyn Hale, Chairman Marcus Wells Jr., Councilman Malcolm Wolf, Councilwoman V. Judy Brugh. A quorum is established.

III. APPROVAL OF AGENDA:

Councilman Benson moved to approve the agenda as presented, seconded by Councilman Whitecalfe.

Discussion: Is Small Loans on the agenda? There is a medical loan that needs approval. During the last meeting, Small Loans was approved.

VOTE: 6 Ayes 0 Nays Motion carried.

IV. OPENING PRAYER:

Cammie Gosnell.

V. Chief Financial Officer-Whitney Bell

A. Financial Report

Whitney gave a financial update.

B. 2006 Audit Findings Entities

Councilman Whitecalfe moved to approve to have note one under the audit for Entities with findings be given a directive by the CFO to come under the criteria of the audit. These are Ft. Berthold development, Four Bears Casino, Ft. Berthold Communication Enterprises, Mandaree Electronics, Ft. Berthold Coalition Against Domestic Violence, Ft. Berthold Tribal Courts, Ft. Berthold Utilities, Twin Buttes Custom Homes, Mandaree Solid Surface, Parshall Resource Center, MHA Systems, Ft. Berthold Community College and Ft. Berthold Housing Authority; the motion is seconded by Councilman Packineau.

Discussion: FPEO, Cammie Gosnell, TPEO, Max Dickens, and Programs Analyst Laurie Alberts are to

help the CFO get notices out to the Entities; as a group or individually. A copy of the Audit findings will be given to the Entities. It is asked for the Tribes overall Audit that each Entity brings in there audits in a timely manner as they asked for support from the Tribal Business Council.

VOTE: 7 Ayes 0 Nays Motion carried.

C. Credit Card Receipts

Everyone that uses a credit card is to turn in receipts to finance to avoid finds during the audits. Monthly credit card statements will be given to each Segment on their expenditures. This will serve as a reminder.

D. Special Tribal Business Council Meeting

Councilwoman Brugh moved to approve a Special Tribal Business Council meeting on July 3, 2008 at 1:00 P.M., motion is seconded by Councilwoman Hale.

Discussion: Thirty days from now some of these companies may not be able to hold their contracts. Treasurer will work on a quicker solution. Ambrose Hosie of Independence Loans will still be taking more application because there is more interest out there.

VOTE: 7 Ayes 0 Nays Motion carried.

VI. Upper Missouri River-John Danks

This is deferred to the regular Tribal Business Council meeting on June 12, 2008.

VII. Independence Loans-Ambrose Hosie

To be reviewed in one month during the Special TBC on July 3, 2008 at 1:00 P.M.

VIII. Twin Buttes Casino-Spencer Wilkinson/Pat Packineau

Councilman Packineau moved to approve the Four Bears Casino report for October 1, 2007 to April 2008, seconded by Councilman Wolf.

Discussion: The casino has a good problem, overcrowding. You may have to expand.

VOTE: 7 Ayes 0 Nays Motion carried.

IX. Resolutions-V. Judy Brugh

Secretary's office is to correct the resolution 08-51-MP to the correct number of resolution that was meant to be rescinded. The Council reinstated Danielle Henry to the housing board.

X. Indrek Park Consultant Contract-Connie White Bear, Chief Education Officer

Councilwoman Brugh moved to approve a consultant agreement between the Three Affiliated Tribes and Indrek Park to locate and Preserve the Mandan, Hidatsa, and Arikara Native Languages, funding will come from the Education Department, seconded by Councilman Packineau.

Discussion: We just lost Louella Young Bear and now Uncle Edwin. Data bases on film tape or what ever we need to do to preserve our Native languages and traditions for the Mandan, Hidatsa, and Arikara tribes. Connie will be coming to the June 12, 2008 regular TBC.

VOTE: 7 Ayes 0 Nays Motion carried.

XI. Joint Funding Agreement-John Bearstail

Councilman Whitecalfe moved to approve a match of \$4,290.00 by TAT for the USGS joint funding to include the east fork of Shell Creek near Parshall, Deep Water Creek near Rob North Dakota, and Bear Den Creek near Mandaree, seconded by Councilman Packineau.

Discussion: This is from Oct. 1, 2007 to March 31, 2009. The letter has already gone out. The original amount is \$24,290.00 for the need.

VOTE: 7 Ayes 0 Nays Motion carried.

XII. Flipping Leases Resolution #08-87-VJB: Damon Williams

Councilwoman Brugh moved to approve of resolution #08-87-VJB entitled, "Adoption of a Statutory Prohibition Governing the Assignment of Mineral Leases on the Fort Berthold Indian Reservation". Motion is seconded by Councilman Benson.

Discussion: Chairman Wells Jr. says if we have recommendations and advise that we can do certain things, I think we have to. Looking back at all these range unit allocations every five years, the Bureau does not set the AOM's until the Tribe sets ours. So you are right. They look at us for a lot of things and if they want us to tell how to do Oil and Gas to the benefit of the allottees, lets do it. Because right now we have heard all the stories about difficulties, the burdens, the

hardships everyone is going through. You know they have seven locations in Mandaree that they can't even drill because the B.I.A. can't even approve their drilling permits. They got their bonuses, they got their leases approved. Now they are waiting for a drilling permit. Junior Fredericks said use my name, I have this location that's been sitting here for two years and I just want them to drill. Fred Fox said the big oil companies do not want anyone knowing where they lease mineral acres because everyone will go after their areas. Malcolm Wolf said someone is doing some research for him and when talking about flipping leases, it's the big timers. They are flipping over; going at top dollar at \$5,000.00 per acre is what they are selling out for. I wanted you to know that is what is going on. Fred Fox said in the paper this morning a company sold 350,000 acres right in the state of North Dakota. They sold it for \$3 Billion dollars. It's the largest flipping that went on. So they do it out in the state of North Dakota. But they had 150 producing wells. Councilman Wolf says that they should give us higher revenue if they flip our wells or have some kind of clause. Sharon Blake commented on CFR Ordinance. Can the Tribe address the oil companies on the length of the terms? Damon Williams advised that there could be a cap on the term.

VOTE: 7 Ayes 0 Nays Motion carried.

XIII. Oil & Gas Tax Agreement Resolution #08-88-VJB: Damon Williams

Councilman Whitecalfe moved to approve of resolution #08-88-VJB entitled, "Approval of Oil and Gas Tax Agreement between the Three Affiliated Tribes and State of North Dakota". Motion is seconded by Councilman Packineau.

Discussion: Taxes do not fall on allottee or tribal interests only the producer interest. If your royalty is 18%, at 82% This is earmarked for B.I.A. Roads and Tribal Roads and not the State roads. Ear marked for Healthcare and Law Enforcement. Ensure that there is no waiver of Sovereign immunity. Five issues to stay in tack are Sovereignty, TERO, Oil and Gas Office, and Legal, etc.

VOTE: 7 Ayes 0 Nays Motion carried.

XIV. Oil & Gas Regulatory Agreement between the Three Affiliated Tribes and the State of North Dakota #08-89-VJB: Damon Williams

Tabled until a later date.

XV. TERO Summer Youth-Dewey Hosie

Councilman Whitecalfe moved to approve of the 2008 TERO Summer Youth Jobs, seconded by Councilwoman Hale.

Discussion:

VOTE: 7 Ayes 0 Nays Motion carried.

XVI. Five TAT Budgets-Frank Whitecalfe

Deferred to the next meeting.

XVII. RAV Clinic-Frank Whitecalfe

Councilman Brugh moved to approve the \$5000.00 for meals and incidentals for the RAV Clinic, seconded by Councilman Benson.

Discussion: Verlee Saylor is to take care of food for all the segments.

VOTE: 7 ayes 0 Nays Motion carried.

XVIII. Domestic Violence Budget-Roberta Crowsbreast

Deferred to the next tribal council meeting.

XIX. Arrow Wilkinson Financial Request

Deferred to the next tribal council meeting.

XX. Spirit Riders Financial Request

Deferred to the next meeting.

XXI. ADJOURNMENT:

Councilman Wolf moved to adjourn the meeting, seconded by Councilwoman Brugh.

Meeting adjourned at 6:12 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 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

