



**THREE AFFILIATED TRIBES  
TRIBAL BUSINESS COUNCIL  
SPECIAL MEETING  
08-18-MP  
JULY 1, 2008 1:00 P.M.**

**I. CALL TO ORDER:**

Meeting called to order at 1:21 P.M.

**II. PRAYER:**

Max Dickens.

**III. ROLL CALL:**

Councilman Benson, Councilman Whitecalfe, Chairman Wells Jr., Councilman Wolf, and Councilman Packineau are present. A quorum is established. Federal Programs Executive Officer Cammie Gosnell and Tribal Programs Executive Officer are present. Councilwoman Evelyn Hale is not present at this meeting. Councilwoman V. Judy Brugh is available by telephone. Councilman Packineau is the acting secretary for this meeting.

**IV. APPROVAL OF AGENDA:**

Add on: Website-Beldon Moberg MIS Director  
Clarks Creek Road-Chairman Wells Jr.  
White Shield Roads-Councilman Whitecalfe  
Dreamcatchers-Councilman Whitecalfe  
H.I.P. Applications-Councilman Packineau  
Eagle Catch Casino-Councilman Benson  
Legal Department-Damon Williams

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

Discussion:

VOTE: 5 Ayes 0 Nays Motion carried.

**V. OIL & GAS/FRED FOX DIRECTOR:**

**A. Red Willow-Bruce Valdez**

They will return on July 10, 2008 for the Regular Tribal Business Council meeting to present.

**B. Stetson Oil and Gas Company-Billy Mord**

Stetson Oil and Gas Company will return on July 10, 2008 to the Regular Tribal Business Council meeting.

**C. Ft. Berthold Development Corporation-Bernie Fox**

**1. \$100,000.00 Loan to Ft. Berthold Development Corp.**

Councilman Whitecalfe moved to give to Ft. Berthold Development Corporation \$100,000.00 loan for 12 months for immediate cash flow needs, seconded by Councilman Packineau.

Discussion: This loan will be given straight to FBDC and not MHA Holding Company. FBDC will return on July 10, 2008 to the Regular Tribal Business Council meeting with the help of TAT Legal Department.

VOTE: 5 Ayes 0 Nays Motion carried.

**2. TAT to Assume two Bank notes from FBDC**

Councilman Whitecalfe moved for approval to assume two bank notes from FBDC. 1. Native American Bank for \$21,700.00 per month for 12 months and 2. First National Bank for \$26,000.00 per month for 12 months for a total of \$47,700.00 per month, TAT is making the payments for 12 months then FBDC will reimburse the Tribe for those payments and resume making payments to the two banks. The motion is seconded by Councilman Packineau.

Discussion: The loans are to be taken out of FBDC's name and put into Three Affiliated Tribes name so that loans are wiped from FBDC books so they can improve their financial statements to qualify for bonding. As long as FBDC partner's with an oil and gas company. TAT is guaranteeing payments and in 12 months time the debt will be repaid to the tribe by FBDC.

VOTE: 5 Ayes 0 Nays Motion carried.

**D. Elte Kon Oil & Gas Company**

Will be coming back to the July 10, 2008 Regular Tribal Business Council meeting. They will be discussing partnering with MHA Holding Company.

**E. Resolution #08-96-MP: Amendment to resolution passed on Feb 14, 2008 for Dakota-3 LLC.**

Councilman Benson moved to approve a resolution entitled, "Amendment to Tribal Resolution Approved February 14, 2008- Approval to Lease 320.00 Acres of tribal trust lands t Dakota-3 LLC, for Oil and gas Development on the Fort Berthold Reservation pursuant to 25 CFR 211 and Request to the

Superintendent to Negotiate a Lease Pursuant to 25 CFR 211.20 (a) and (d).” The motion is seconded by Councilman Packineau.

Discussion:

VOTE: 5 Ayes 0 Nays Motion carried.

**F. Resolution #08-97-MP: Dakota-3 E&P LLC Lease**

Councilman Benson moved to approve a resolution entitled, “Approval to lease 420 Acres of Tribal Trust land to Dakota-3 E & P, LLC, for Oil and Gas Development on the Forth Berthold Reservation pursuant to 25 CFR 211 and Request to the Superintendant to Negotiate a Lease Pursuant to 25 CFR 211.20 (a) and (d).”. The motion is seconded by Councilman Packineau.

Discussion:

VOTE: 5 Ayes 0 Nays Motion carried.

**VI. Other:**

**A. Website-Beldon Moberg, M.I.S. Director**

Councilman Packineau moved to approve a website with Albertson Consulting, Inc., seconded by Councilman Whitecalfe.

Discussion:

VOTE: 5 Ayes 0 Nays Motion carried.

**B. Clarks Creek Subdivision Road Power line-Chairman Wells Jr.**

Councilman Whitecalfe moved to approve the Clarks Creek Road Project to include a power line from McKenzie Electric for \$28,000.00, seconded by Councilman Wolf.

Discussion: History on Clarks Creek was given by Chairman Marcus Wells Jr. Chairman Tex Hall from a previous administration (2002) had asked the tribal council to come forward with subdivisions. Councilman Wells Jr. at that time came forward with Clarks Creek Subdivision. Chairman Hall gave Councilman Wells Jr. the opportunity to do the resolution for the road, so this motion would be completing that. The second part of that project is the waterline phase II that is going to go down towards the buttes. This would finish the waterline out there to the subdivision. Hopefully next year or the year after we will get the water there, but right now they will have to hang tough with cisterns.

VOTE: 5 Ayes 0 Nays Motion carried.

**C. White Shield Roads-Councilman Whitecalfe**

Councilman Packineau moved to approve to pay Mike & Martin Paving company \$70,526.00 to pave the Ree Store, Catholic Church, and around the Ralph Wells Complex in White Shield. The motion is seconded by Councilman Benson.

Discussion: Paving is good for business.  
VOTE: 5 Ayes 0 Nays Motion carried.

**D. Dreamcatchers-Councilman Whitecalfe**

Did not present.

**E. H.I.P. Applications-Councilman Packineau**

Councilman Packineau moved to approve H.I.P Water and Sewer applicants through I.H.S., seconded by Councilman Wolf.

Discussion: Leo Norman Baker, Valentine Finley Sr., Loretta Bird, Etheline Stevenson, Lillie Mae Smith, Gilson Mandan, Henry Fox, Pliga Bordeaux. This is to include their roads.  
VOTE: 5 Ayes 0 Nays Motion carried.

**F. Eagle catch Casino-Councilman Benson**

Councilman Benson moved to rescind 08-22-MP a resolution entitled, "Authorization and Ratification of Eagle Catch Casino Documents and Determinations Regarding Licensing." The motion dies due to lack of second.

Discussion: To let the bank do what they have to. It is terrible that we are in this situation. Is it possible to talk to Joe Brady. If it can be worked out. Chairman didn't authorize anything. The Council assumed that Dissellhorst worked for Dale Little Soldier. Now that the Chairman knows the diligence. Legal believe that we would just be negotiating in the dark. At the time of passing it, Councilman Packineau said to be careful. But now the terms are known.

**G. Legal Department-Damon Williams**

**1. Resolution #08-98-MP: Elbowoods Healthcare Facility**

Councilman Wolf moved to approve of resolution entitled, "Three Affiliated Tribes Five Million Dollar contribution to the design and construction of the

July 1, 2008

Carmen Halvorson

Elbowoods Memorial Healthcare Facility". The motion is seconded by Councilman Packineau.

Discussion:

VOTE: 5 Ayes 0 Nays Motion carried.

**2. Resolution #08-99-MP: EPA Negotiation for \$36,500.00**

Councilman Whitecalfe moved to approve of a resolution entitled, "Approval of Consent Agreement in the Matter of EPA Administrative Complaints for Highway 8 Convenience Store; White Shield Ree Store, and West Dakota Service". The motion is seconded by Councilman Wolf.

Discussion: Damon Williams from the legal department has sent the resolution to the Executive Secretaries office.

VOTE: 5 Ayes 0 Nays Motion carried.

**H. Child Enforcement-Ellen Willson/Bill Woods**

Councilman Whitecalfe moved to approve of a consultant contract with Carrie Francis as Child Support Judge, seconded by Councilman Packineau.

Discussion: Some actions should not be tolerated. Cammie Gosnell FPEO is to follow up on this.

VOTE: 5 Ayes 0 Nays Motion carried.

**I. Boys and Girls Club**

Councilman Whitecalfe moved to approve \$41,425.00 per month for three months for a total of \$124,275.00 funding to complete the end of the fiscal year. The motion is seconded by Councilman Wolf.

Discussion:

VOTE: 5 Aye 0 Nays Motion carried.

**J. Small Loans-Connie Azure**

Councilman Whitecalfe moved to approve Small Loans for Connie Azure for \$1,500.00 for emergency medical, seconded by Councilman Benson.

Discussion: To include Ferin Johnson for \$1,500.00 for Casino apartment deposits.

VOTE: 5 Ayes 0 Nays Motion carried.

**K. Pastor Elise Packineau to Travel to see Conrad Smith**

Councilman Wolf moved to approve a grant for travel expenses in the amount of three round trip tickets with 7 days notice to see Conrad Smith in Oakland, California, seconded by Councilman Benson.

Discussion: He is in critical condition. Chairman's office to take care of it. The tickets are for Renita Mandan, Truby, and Pastor Elise Packineau.

VOTE: 5 Ayes 0 Nays Motion carried.

**VII. ADJOURNMENT:**

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

Meeting adjourned at 8:02 P.M.


**CERTIFICATION**

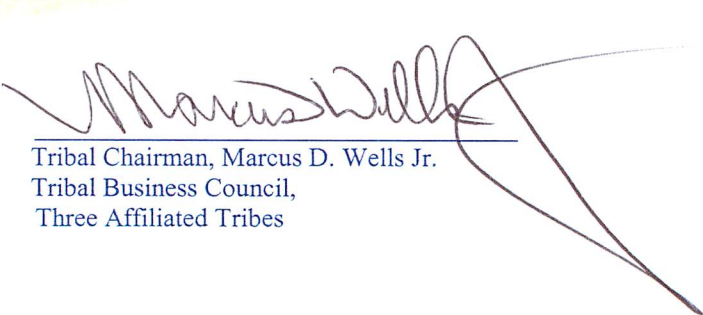
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom (5) constitute a quorum \_\_\_\_\_ were present at the Meeting thereof duly 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