



**THREE AFFILIATED TRIBES  
TRIBAL BUSINESS COUNCIL  
SPECIAL MEETING  
08-31-VJB  
October 6, 2008, 10:00 A.M.**

---

**I. CALL TO ORDER:**

Meeting called to order at 11:20 A.M.

**II. PRAYER:**

Roger Bird Bear

**III. ROLL CALL:**

Councilwoman Evelyn Hale, Councilman Barry Benson, Chairman Marcus Wells Jr., Councilman Mervin Packineau, Councilwoman V. Judy Brugh are present. Councilman Whitecalfe is present via a conference call. A quorum is established.

**IV. APPROVAL OF AGENDA:**

Referendum on the Refinery

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

Discussion:

No discussion.

VOTE:

5 Ayes 0 Nays Motion carried.

**V. Financial Transactions/Whitney Bell, CFO**

Councilman Whitecalfe moved to approve a drawdown in the amount of \$1,000,000.00 from BNC line of credit and to drawdown \$3,000,000.00 from the Four Bears casino reserves to be paid back to the casino from oil and gas money, seconded by Councilman Benson.

Discussion:

Stetson Oil & Gas did not come through because their investors fell through due to the stock market crash. Three million can be drawn from the casino but would put a hold on their expansion.

VOTE:

6 Ayes 0 Nays Motion carried.

**VI. Stetson Oil and Gas Lease**

Councilman Packineau moved for approval for authority to TAT Legal Damon Williams to negotiate with Oil companies the lease that was previously awarded to Stetson Oil and Gas Company. The motion is seconded by Councilman Whitecalfe.



Discussion: Does that take out the ability to negotiate with Stetson and just have them transfer the lease without any assignment to a different company? Or shall we just start from new? Damon will make some calls to see if they are. We need to find out if Spotted Hawk is in trouble with their bankers. Stetson was honest and business minded enough to call us.

VOTE: 5 Ayes 0 Nays Motion carried.

**VII. Resolution 08- -VJB: Certificate of Deposit of Registry Service**

**VIII. Tribal Housing Transfer Funding Issue: Whitney Bell, CFO**

Councilman Packineau moved to for approval for CFO, Whitney Bell to work with Ft. Berthold Housing Authority financial officer on dispersing schedule of Tribal Housing funding. The motion is seconded by Councilman Whitecalfe.

Discussion: Finances will go to FBHA. They are an audited entity, they have a financial system intact, they have accountants, and they have everything that they need to operate. Whitney is to come back to the Tribal Council with the dispersing of funds for Tribal Housing to FBHA. The two entities are to remain separate but to do their reporting to the Ft. Berthold Housing Board of Commissioners. Finances and payroll, etc. are to be handled by Ft. Berthold Housing Authority.

VOTE: 5 Ayes 0 Nays Motion carried.

**IX. Ft. Berthold Housing Board Chairman Councilman Benson**

Councilman Packineau moved for Councilman Barry Benson to be the Ft. Berthold Housing Board Chairman, seconded by Councilwoman Brugh.

Discussion: It is time to reestablish. Chairman Wells Jr. offers to help with the Natural Resource meetings.

VOTE: 6 Ayes 0 Nays Motion carried.

**X. Rescind Resolution 06-112-NH: Bring Back a Resolution**

Councilwoman Brugh moved to rescind resolution 06-112-NH, and authorize that all financial transactions come back to the Three Affiliated Tribes finance department, seconded by Councilman Whitecalfe.



Discussion: A resolution to be brought back today or the next meeting. Because of all the revenue that will be coming back into TERO, they got to be accounted for.  
VOTE: 6 Ayes 0 Nays Motion carried.

**XI. Segment Paving Payments**

Councilman Packineau moved to approve the payment from the oil and gas revenue for the \$956,000 in the maintenance and repair of the five B.I.A. routes (blacktops) in the segments for Flickertail Pavement. The bill from the White Shield pavement (Mike & Marten) to be paid out of the \$467,000. The motion is seconded by Councilman Whitecalfe.

Discussion: This is to include \$ 180,000 payment for the Mandaree Segment to Jack Sawyer to come out of Mandaree's \$467,000.00 allocated segment funds.  
VOTE: 6 Ayes 0 Nays Motion carried.

**XII. Resolution 08-160-VJB: Amendment of Oil & Gas Leases with Spotted Hawk Development, LLC Proposal for Oil/Gas Development."**

Councilwoman Brugh moved to approve of a resolution entitled, "Amendment of Oil & Gas Leases with Spotted Hawk Development, LLC Proposal for Oil/Gas Development." The motion is seconded by Councilman Packineau.

Discussion: There is an amendment form to be signed on the attachment. How much is pending on this? 9.5 Million.  
VOTE: 6 Ayes 0 Nays Motion carried.

**XIII. Resolution 08-159-VJB: Restructuring Loans with BNC**

Councilman Packineau moved to approve of a resolution entitled, "Restructuring of Existing Loans and Deposits at BNC National Bank to insure proper FDIC Insurance Coverage." The motion is seconded by Councilman Whitecalfe.

Discussion: This is to collateralize to stay in compliance with the audits.  
VOTE: 6 Ayes 0 Nays Motion carried.

**XIV. Gaming/Mark Fox**

Councilman Packineau moved for approval for authorization for proposed TBC action to amend the gaming document (Sec. 2.2

of Chapter 27) to allow Tribal Council Gaming Commission members to gamble, seconded by Councilman Benson.

Discussion: For the record, the regulatory staff is prohibited from gambling at the casino.

VOTE: 6 Ayes 0 Nays Motion carried.

**XV. Budget Meeting: Whitney Bell, CFO**

The meeting is set for 10:00 A.M. on October 14, 2008 at the Four Bears Casino and Lodge.

**XVI. Referendum on Oil Refinery**

Was not presented.

**XVII. Garage: Levi Bruce**

H.I.P. Director, Jackie Jackson is to work on this for all elders in the segments.

**XVIII. ADJOURNMENT:**

Councilwoman Brugh moved to adjourn, seconded by Councilman Packineau.

Meeting adjourned at 1:24.

---


**CERTIFICATION**

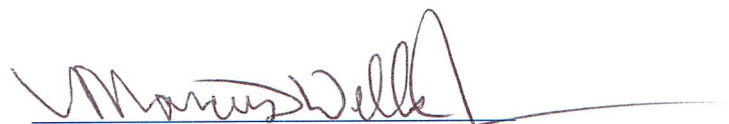
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom (5) constitute a quorum \_\_\_\_\_ were present at the Meeting thereof duly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