



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
SPECIAL MEETING
08-41-VJB
December 4, 2008, 2:00 P.M.**

I. CALL TO ORDER:

The meeting is called to order at 2:37 P.M.

II. PRAYER:

Councilwoman Brugh.

III. ROLL CALL:

Councilman Barry Benson, Councilman Frank Whitecalfe, Councilman Arnold Strahs, Chairman Marcus Wells Jr., Councilman Scott Eagle, Councilman Mervin Packineau, and Councilwoman V. Judy Brugh. A quorum is established.

IV. APPROVAL OF AGENDA:

Councilwoman Brugh moved to approve the agenda, seconded by Councilman Packineau.

Discussion: Council reserves their add on.
VOTE: 7 Ayes 0 Nays Motion carried.

**V. Resolution 08-189-VJB: Election of Executive Officers
A. Executive Secretary**

Councilman Packineau moved to appoint V. Judy Brugh as Executive Secretary, seconded by Councilman Whitecalfe.

Discussion: No discussion.
VOTE: 7 Ayes 0 Nays Motion carried.

B. Vice-Chairman

Councilwoman Brugh moves to appoint Mervin Packineau as Vice-Chairman of the Executive Committee, seconded by Councilman Eagle.

Discussion: No discussion.
VOTE: 6 Ayes 0 Nays 1 Abstention (Packineau)

C. Treasurer

Councilwoman Brugh moves to appoint Frank Whitecalfe as Treasurer of the Executive Committee, seconded by Councilman Eagle.

Discussion: No discussion.
VOTE: 6 Ayes 0 Nays 1 Abstention (Whitecalfe)
Motion carried.

D. Resolution 08-190-VJB: Three Appointments Executive Officers

Councilman Packineau moved to approve of a resolution entitled, "Appointment of Executive Officers of the Tribal Business Council of the Three Affiliated Tribes: the Mandan, Hidatsa, and Arikara-dated November 4, 2008". The motion is seconded by Councilman Straus.

Discussion: No discussion.
VOTE: 7 Ayes 0 Nays Motion carried.

VI. LEGAL:

A. Resolution 08-191-VJB: Board Selection for Councilman Eagle

Councilwoman Brugh moved to approve of a resolution entitled, "North Segment Representative Board Member Appointments." The motion is seconded by Councilman Packineau.

Discussion: Judith Yeslith, Toni Starr, Marvin Danks, Dr. Monica Meyer.
VOTE: 7 Ayes 0 Nays Motion carried.

1. Resolution 08-192-VJB: Executive Committee Selection

Councilwoman Brugh moved to approve of the Executive committee selection, seconded by Councilman Packineau.

Discussion: Damon Williams, Legal Department to bring the resolution to the Executive Secretary office. Natural Resource Committee Chairman-Barry Benson, Member-Arnold Straus, Member-Frank Whitecalfe. Judicial Drug and Alcohol/Human Resource Committee-Chairman Mervin Packineau, Member-Scott Eagle, Member-V. Judy Brugh. Health Committee-Chairman Marcus Wells Jr., Member-V. Judy Brugh, Member-Barry Benson. Economic Development-Chairman Scott Eagle, Member-Arnold Straus, Member-Frank Whitecalfe.
VOTE: 7 Ayes 0 Nays Motion carried.

B. Resolution 08-193-VJB: Referendum Secretarial Election

Councilman Eagle moved to approve of a resolution entitled, "Three Affiliated Tribes Tribal Business Council Petition to the

Secretary of Interior or His Authorized Representative Pursuant to Article X Amendments of the Three Affiliated Tribes Constitution and By-Laws and 25 CFR Part 82 To call a Secretarial Election on a Proposed Amendment to Article II, Section 1 of the Constitution.” The motion is seconded by Councilwoman Brugh.

Discussion: To include amendment. Mail in ballot. Registration.

VOTE: 7 Ayes 0 Nays Motion carried.

C. Resolution 08-194-VJB: Ratification & Final Approval on Arrow Pipeline

Councilman Whitecalfe moved to approve of a resolution entitled, “Ratification and Final Approval of Investment in Arrow Pipeline, LLC and Entry into the Limited Liability Company Agreement of Arrow Pipeline, LLC.” The motion is seconded by Councilman Straus.

Discussion: A packet will have to be given to West segment and North Segment. They will have to be briefed.

VOTE: 7 Ayes 0 Nays Motion carried.

1. Resolution 08-195-VJB: Charter of MHA Pipeline LLC

Councilman Whitecalfe moved to approve of a resolution entitled, “Charter of MHA Pipeline LLC.” The motion is seconded by Councilman Packineau.

Discussion: To expand the board to include a member from each community. This will be an entity under MHA Holdings.

VOTE: 7 Ayes 0 Nays Motion carried.

D. Spotted Hawk Oil and Gas

Councilman Straus moved to approve an extension on payment for lease to Spotted Hawk Oil and Gas Company, seconded by Councilwoman Brugh.

Discussion: Extension is until January 2, 2009.

VOTE: 6 Ayes 0 Nays Motion carried.

E. Resolution 08-196-VJB: Kodiak

Councilman Whitecalfe moved to approve of a resolution entitled, “Approval to Lease 360 Acres of Tribal Trust Lands to Kodiak Oil and Gas Corp., for Oil and Gas Development on the

Fort Berthold Reservation pursuant to 25 CFR 211 and Request to the Superintendent to Negotiate a Leas Pursuant to 25 CFR 211.20(a) and (d).” The motion is seconded by Councilman Packineau.

Discussion: This is being ratified. It was approved in a previous meeting.

VOTE: 7 Ayes 0 Nays Motion carried.

VII. Other:

A. Marvin Bell Mineral Acre Sale to Tribe

Councilman Packineau moved to authorize the Three Affiliated Tribes Treasurer Frank Whitecalfe to negotiate a mineral acre sale with Marvin Bell and then to work on it with the BIA. The motion is seconded by Councilwoman Brugh.

Discussion: No discussion.

VOTE: 7 Ayes 0 Nays Motion carried.

B. OST Update: Austin Gillette

He gave an update.

VIII. ADJOURNMENT:

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

Meeting adjourned at 5:27 P.M.

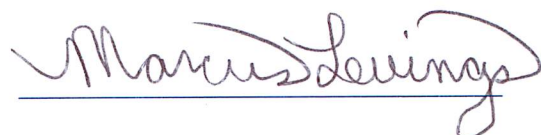
CERTIFICATION

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 _____, 2009; 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 _____, 2009.

ATTEST:



08-41-VJB SPC TBC MTG DEC 4 2008