



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
SPECIAL MEETING
09-09-SE
FEBRUARY 11, 2009, 1:00 P.M.**

I. CALL TO ORDER:

Meeting called to order at 1:47 P.M.

II. PRAYER:

Elgin Crows Breast.

III. ROLL CALL:

Councilman Barry Benson, Councilman Arnold Strahs, Councilwoman V. Judy Brugh (acting Chairman), Councilman Mervin Packineau, and Councilman Scott Eagle (acting Secretary) are present. A quorum is established. Chairman Marcus Levings arrived at the meeting later. Councilman Packineau is on conference call and is in attendance for a partial of the meeting.

IV. APPROVAL OF AGENDA:

Oil & Gas: Dave Williams-Councilman Eagle
Superior Homes-Councilman Benson

Councilman Strahs moved to approve of the amended agenda, second by Councilman Eagle.

Discussion: No discussion.

VOTE: 5 Ayes 0 Nays Motion carried.

V. TAT Budgets: Whitney Bell, Chief Financial Officer

Whitney gave an update.

A. Tribal Ranch and Lodge/Tourism-Ted Lone Fight III

1. Tourism Travel to Berlin, Germany

Councilman Eagle moved to approve of a trade show travel for Tourism to Berlin, Germany on March 11-15, 2009 in the amount second by Councilman Strahs.

Discussion: Passports are discussed.

VOTE: 6 Ayes 0 Nays Motion carried.

2. FY'09 Tourism Budget

Councilwoman Brugh moved to approve of the FY' 09 budget for Tourism in the amount of \$569,059.00, second by Councilman Strahs.

Discussion: Comments were made on the Tourism plan.

VOTE: 6 Ayes 0 Nays Motion carried.

3. FY' 09 Tribal Ranch and Lodge Budget

Councilman Strahs moved to approve of the FY' 09 Tribal Ranch and Lodge budget in the amount of \$356,190.00, second by Councilman Eagle.

Discussion: Last year's budget is compared to this year's budget. The Ranch's Leasing is discussed. The indirect cost comes from the tribe.

VOTE: 6 Ayes 0 Nays Motion carried.

B. Utilities-Richard White Tail

1. FY'09 Utility Program Budget

Councilman Eagle moved to approve of the FY' 09 budget for TAT Utility Program in the amount of \$649,681.00, second by Councilman Strahs.

Discussion: Richard is to check with Ft. Berthold Housing Authority to see if there is any funding available to assist Utilities with sewer lines. The stimulus is discussed on helping pay for the cost of projects.

VOTE: 6 Ayes 0 Nays Motion carried.

2. Fort Berthold Waste Water Rate Information

Councilman Eagle moved to approve the FY' 09 \$373,000.00 projected rate information to be coordinated with Fort Berthold Housing Authority and to be corrected to include Parshall Segment and not to exceed the highest rate in New Town/Parshall, second by Councilman Benson.

Discussion: This is on a trial basis similar to what was done with EPA, Elton Spotted Horse. It was brought up that some were missed. This is to be straight across the board with everybody. Costs are discussed. Utilities Program is advised to negotiate with the communities. The rate is approved as long as it is affordable. The motion is amended not to exceed the highest rate in New Town/Parshall. A survey is to be done in surrounding cities and not to exceed their rate.

VOTE: 4 Ayes 1 Nays Motion carried.

3. Jetter Truck and Sewer Vac-Truck

Councilman Strahs moved to approve to have the TAT CFO work with the Utilities Program Director, Richard White Tail to develop the financing for the Jetter Truck and the Sewer Vac-Truck for the Three Affiliated Tribes. The motion is second by Councilman Benson.

Discussion: They are to look for financing for a 6-10 year term and bring back to the Tribal Business Council. The total cost is \$373,762.00.

VOTE: 5 Ayes 0 Nays Motion carried.

C. Tribal Housing-Florence Brady

1.FY'09 Tribal Housing Budget

Councilman Benson moved to approve of the FY' 09 Tribal Housing Budget in the amount of \$535,000.00, motion dies.

Discussion: Items Misc/Down Payment \$200,000.00 and Walking Shield \$114,480.00 are taken out of the budget. When the tribe gets more revenue, the budget can be amended this summer or fall. The \$1 million Shakopee Grant is discussed.

a.Shakopee Grant to be Used for Down Payment Assistance

Councilwoman Brugh moved to approve the Shakopee \$1million grant to be used for down payment assistance on homes, motion dies due to lack of second.

2. Rate of Pay for Tribal Housing Director

Councilman Eagle moved to approve the rate of pay increase for Tribal Housing director, Florence Brady to \$30.00 per hour, second by Councilman Strahs.

Discussion: Closed discussion session.

VOTE: 5 Ayes 0 Nays Motion carried.

D. CDFI-Connie Azure

Councilman Eagle moved to approve of the FY' 09 CDFI Budget in the amount of \$200,784.50, second by Councilman Strahs.

Discussion: To leave the Professional/consultant fees in the budget. Minus off Misc./Down Payment Assistance at

20% for \$150,000.00. Connie Azure is to be the supervisor of Ambrose Hosie in the Independence Loan Program. The CDFI name is to be changed to Independence Loan Program.

Independence name is to be changed at a later date.

VOTE: 5 Ayes 0 Nays Motion carried.

E. Elbowoods Planning Project-James Foote

Not present.

F. Tribal Range and Realty-Annette Young Bird

Councilman Benson moved to approve the FY' 09 Tribal Range and Realty budget in the amount of \$617,378.52, second by Councilman Strahs.

Discussion: This will be a general fund supplement. Office Space is the issue. Bidding Range units is discussed.

VOTE: 5 Ayes 0 Nays Motion carried.

G. Tribal Court/Juvenile Probations-Judy Black Hawk

Councilman Strahs moved to approve of a FY' 09 budget in the amount of \$638,638.00 for Tribal Court (\$511,867.00), Adult Probations (\$58,800.00), and Juvenile Probations (\$67,971.00), second by Councilman Eagle.

Discussion: No discussion.

VOTE: 5 Ayes 0 Nays Motion carried.

H. Consultant for Adult Probation-Verdel Smith

Councilman Eagle moved to approve of a consultant for Adult Probations Verdel Smith, Director. The motion is second by Councilman Strahs.

Discussion: The resolution needs to go before the Legal Department for review before it can be given a number.

VOTE: 5 Ayes 0 Nays Motion carried.

I. Cultural Preservation-Elgin Crows Breast

Councilwoman Brugh moved to approve of the FY' 09 budget for Cultural Preservation in the amount of \$192,672.00, second by Councilman Eagle.

Discussion: Elgin Crows Breast, Perry Brady, and Izetta Hopkin (Programs Analyst) to do a conference call with Paul Hoffman (go through Howard Beamer, B.I.A)

Superintendent if need be), to find out what the PCP Criteria is and why is it being used.

VOTE: 5 Ayes 0 Nays Motion carried.

J. Criminal Investigation-James Big Horn

Councilman Eagle moved to approve of the FY' 09 budget for TAT Criminal Investigations in the amount of \$109,627.10, second by Councilman Strahs.

Discussion: One C.I. position is added and to advertised. An increase in pay for James Big Horn at 25% availability pay is in the budget. Restraining orders need to be enforced. The CFO comments on the availability fund. If the 638 contracts are locked in at that amount forever, why aren't we asking for more money?

VOTE: 5 Ayes 0 Nays Motion carried.

K. CEDS-Lisa Redford

Not present.

L. Oil & Gas Office-Dave Williams

Councilman Strahs moved to approve of the FY' 09 budget for the Exploration & Production Office under Dave Williams in the amount of \$150,315.47 plus \$50,148.00 Salary line item is added for a grand total of \$200,463.47. The motion is second by Councilman Eagle.

Discussion: The office now has staff and office space. Attendance to an Oil and Gas meeting is discussed.

VOTE: 5 Ayes 0 Nays Motion carried.

M. Superior Homes-Councilman Benson

Discussion on payment.

N. Old Bills to be Payed

Councilman Strahs moved to approve to pay old vendor bills from previous managers for O.K. Implement in Watfordcity for about \$8,000.00, and Wheeler Company in Minot for about \$3000.00 for the Twin Buttes Segment. The motion is second by Councilwoman Brugh.

Discussion: Marvin Danks is following up on the Marion Trucking bill. Councilman Benson will get the bills for Wheeler to the CFO.

VOTE: 5 Ayes 0 Nays Motion carried.

O. Pendleton Blanket Purchase

Councilman Strahs moved to approve to purchase 750 TAT Pendleton blankets in the amount of \$159.80 each for a total of \$119,850.00. Four Bears Casino to pay ½ @ \$59,925.00 due now and Three Affiliated Tribes to pay the other ½ due upon completion of order. The motion is second by Councilman Benson.

Discussion: An allotment will go to the Four Bears Casino for their store and some will go to the Northern Star Gift shop. Others will go to Council for dignitary gifts.

VOTE: 5 Ayes 0 Nays Motion carried.

P. Clarification on Appointees

Discussion only.

VI. ADJOURNMENT:

Councilman Strahs moved to adjourn the meeting, second by Councilman Eagle.

Meeting adjourned at 10:25 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:



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



Tribal Chairman, Marcus D. Levings
Tribal Business Council,
Three Affiliated Tribes