



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
SPECIAL MEETING
09-33-VJB
JULY 14, 2009, 10:30 A.M.
JULY 27, 2009, 12:00 P.M.**

I. CALL TO ORDER:

The meeting was called to order at 3:35 P.M.

II. PRAYER:

Councilwoman Brugh administered the prayer.

III. ROLL CALL:

Councilman Barry Benson, Chairman Marcus Levings, Councilman Scott Eagle, Councilman Mervin Packineau, and Councilwoman V. Judy Brugh are present. A quorum is established. For the record, Councilman Whitecalfe and Councilman Strahs are not present.

IV. APPROVAL OF AGENDA:

Add-ons:

Alvina Levings Request: Chairman Levings.

Strategic Printing Plan-Darnelle Tschowski-Chairman Levings

Joan Fredericks-Scott Eagle

Marian Morsette/Mavis Medicine Stone Annual Leave Close Out
& Time of service-Councilman Benson

Roger White Owl Sr. - Councilman Packineau

Councilman Packineau moved to approve of the agenda as amended. The motion is second by Councilman Benson.

Discussion: Take FBRW, Marvin Danks off the agenda.

Elgin Crows Breast personnel issue is discussed.

VOTE: 5 Ayes 0 Nays Motion carried.

V. Flight of Young Eagle Book: Chairman Levings

Councilman Eagle moved to approve for the TAT to purchase 440 Flight of Young Eagle books @ \$10.00 each for a grand total of \$4,400.00. These are to be given to the Veterans, second by Councilman Packineau.

Discussion: No discussion.

VOTE: 5 Ayes 0 Nays Motion carried.

VI. ND Community Military Covenant: Chairman Levings

Councilman Packineau moved to approve of the ND Community Military Covenant, second by Councilwoman Brugh.

Discussion: Maybe this could be something we could do for our veterans. The tribe will be standing in with the Governor in recognizing all five branches of the armed services. This is something maybe the tribe could do for our service people.

VOTE: 5 Ayes 0 Nays Motion carried.

VII. Corporate Social Responsibility Development Project:

Chairman Levings

This was not presented.

VIII. Federal Programs Executive Officer: Camie Gosnell

She did not present.

IX. Other:

A. CEO: Terry Red Fox

He did not present.

B. Darnell Tschaekofske: Chairman Levings

Councilman Packineau moved to approve the Proposal by Darnell Tschaikofske to do a Biography and photos of the TAT Council members, community members and landmark layout. The motion is second by Councilwoman Brugh.

Discussion:

VOTE: Motion withdrawn by both first and second makers.

C. Resolution 09-112-VJB: Chairman Levings 10 Homes Added to 200 Home Initiatives

Councilwoman Brugh moved to approve of a resolution entitled, "Approval of the Allocation of Ten Homes from the 210 Home Initiatives to the Home Improvement Program." The motion is second by Councilman

Discussion: Can the segments each get 10 homes to do. However each council rep wants to handle it. Vendors are open.

VOTE: 5 Ayes 0 Nays Motion carried.

X. Programs Analyst: Izetta Fernandez

She did not present.

XI. Financial Requests:

A. Educational Loan Request: Tammy Hale

She was not present.

B. Educational Loan Request: Debbie Painte

Councilwoman Brugh moved to approve of an educational loan in the amount of \$32,000.00, subject to availability of funds and the school season (Fall 2009). The motion is second by Councilman Packineau.

Discussion: No discussion.

VOTE: 5 Ayes 0 Nays Motion carried.

C. Financial Request for Honoring Grandmother/Old Style Grass Dance: Judith Wilkinson

Councilman Eagle moved to approve of a grant in the amount of \$1,000.00 from the Three Affiliated Tribes and a grant in the amount of \$1,000.00 from the 4 Bears Casino for the 90th birthday of Julia White Eagle and Grass dance special to be held during the Mandaree Pow Wow. The grants will be put into the name of granddaughter Judith Wilkinson. The motion is second by Councilman Benson.

Discussion: It is commented on how nice it is that children and grand children are doing so much for Julia and other elders. They have done some fund-raising.

VOTE: 5 Ayes 0 Nays Motion carried.

D. Relocation Loan Request: Dr. Michael Yellow Bird

Councilman Packineau moved to approve a relocation loan for Dr. Michael Yellow Bird in the amount of \$3,500.00, second by Councilman Eagle.

Discussion: No discussion.

VOTE: 5 Ayes 0 Nays Motion carried.

E. Personal Loan Request: Spencer Wilkinson Sr.

Councilwoman Brugh moved to approve of a Personal loan in the amount of \$10,500.00 for Spencer Wilkinson Sr. to purchase an R.V., second by Councilman Eagle.

Discussion: This is subject to the availability of funds.

VOTE: 5 Ayes 0 Nays Motion carried.

**F. National High School Rodeo Finals Financial Request:
Tyke & Carol Danks**

Councilwoman Brugh moved to approve of a grant in the amount of \$1,500.00 each for a grand total of \$3,000.00 for Eric & McCrea Danks for the National High School Rodeo Finals in Farmington, NM. The motion is second by Councilman Eagle.

Discussion: The check is to be made out to Tyke Danks for cashing purposes.

VOTE: 5 Ayes 0 Nays Motion carried.

G. Mortgage Loan Request: Judy Black Hawk

Councilman Eagle moved to approve of a personal loan for Judy Black Hawk for \$63,866.26 to pay off a mortgage subject to the availability of funds and to work with the Dream Catchers program to see if they can buy the home and payments to be made to them, second by Councilwoman Brugh.

Discussion: The title is to be collateral for Small Loans or Dream Catchers. Small Loans will get the check out by the 18th of August. The interest goes up to 17% after July 18, 2009. The current company was bought out and is raising the interest rate.

VOTE: 5 Ayes 0 Nays Motion carried.

H. Alvina Levings Request: Chairman Levings

Councilwoman Brugh moved to approve a loan in the amount of \$70,000.00 for Alvina Levings. The title of her home (appraised at \$115,000.00) is to be used as collateral. The loan amount includes the pay-off of the home in the amount of \$18,000.00. This is subject to the availability of funds. The motion is second Councilman Eagle.

Discussion: How much money is in there right now? Approximately \$33,000.00 to \$34,000.00. She is to receive \$18,000.00 now to get the title for the home. For the record, the Chairman abstained.

VOTE: 4 Ayes 0 Nays 1 Abstention Motion carried.

I. Joan Fredericks Request: Scott Eagle

This was not presented.

XII. 4 Bears Casino

A. Report: Spencer Wilkinson Jr.

Councilman Packineau moved to approve of the 4 Bears Casino report, second by Councilwoman Brugh.

Discussion: The transformer is discussed for the cross on the hill.

VOTE: 5 Ayes 0 Nays Motion carried.

B. Resolution: Signatory Authority

Councilman Eagle moved to approve of a resolution entitled, "Approval and Authorization of 4 Bears Casino and Lodge Management Signatory Authority." The motion is second by Councilman Packineau.

Discussion: This will receive a resolution number after it has gone through legal review.

VOTE: 5 Ayes 0 Nays Motion carried.

XIII. Resolution 09-111-VJB: Tribal Enrollment: John Charging/Nathaniel Meyer

Councilman Packineau moved to approve of a resolution entitled, "Approval of 62 Eligible Applicants for Enrollment into the Three Affiliated Tribes." The motion is second by Councilman Eagle.

Discussion: This is group #25 for the Enrollment office.

VOTE: 4 Ayes 1 Nays Motion carried.

XIV. Dennis Fox Personnel Issue: Scott Eagle

Councilman Eagle moved to approve of a settlement in the amount of \$20,000.00 with a 2 year waiver, subject to Ft. Berthold Housing Authority Policy. There will be no family Insurance and no laptop included. The motion is second by Councilwoman Brugh.

Discussion: Dennis will go to work for the North Segment. This will be through the tribe (General Fund). There'll be no more problems for the BOC Chairman.

VOTE: 5 Ayes 0 Nays Motion carried.

XV. Jay Brugh Personnel Issue: Mervin Packineau

Judicial Committee Chairman is to work out a settlement and bring back to the full Tribal Business Council on July 22, 2009.

XVI. Twin Buttes Head Start Employee Severance Pay: Barry Benson

Councilman Benson moved to approve of severance pay in the amount of \$5,000.00 each for Marian Morsette (30 years) and Mavis Stone (31 years), second by Councilwoman Brugh.

Discussion: HR will be contact regarding annual leave hours accumulated and then to bring back to TBC for approval.
VOTE: 5 Ayes 0 Nays Motion carried.

XVII. Legal: Damon Williams

A. Business Licenses

Councilman Packineau moved to approve of the Business Licenses for 24 Applicants, second by Councilman Eagle.

Discussion: Quatro Vientos Four Winds Mexican Cuisine, Talon Smoke Shop, MEC Management, LLC, MEC Distribution, LLC, MEC Technologies, LLC, MEC Development, LLC, MEC Services, LLC, MEC Energy Services, LLC, Lyles Taxi Services, Little Missouri Lodge Enterprises, Lawrence Kingsley Enterprises, Garrison Bay Honey Company, Dakota Fire Extinguishers, Inc., Dakota Dust-Tex, Inc., Young Bear & Associates, D&S Fireworks, Jacobs Tobacco Company, D.F. Lighting Company, Parshall Fire Works, White Shield Ree Store, Paintball Field-Rental of Paint Ball Gun Games, Fire Work Sales, Hidatsa Tribal Arts & Business Consulting, Dancing Rabbit.

VOTE: 5 Ayes 0 Nays Motion carried.

B. Roger White Owl Request: Mervin Packineau

Councilman Packineau moved to approve to do a review of the Child Enforcement Service System, second by Councilman Eagle.

Discussion: Roger White Owl would like to be notified when the review is being done.
VOTE: 5 Ayes 0 Nays Motion carried.

XVIII. Tax Commissioner: Marcus Wells Sr. (Closed Session)

A. CPA's Hired for Finance

B. Restructure of TAT Finance Department Recommendation

XIX. Septic System for Mervin Packineau and Family

Councilman Eagle moved for approval of a septic system for Mervin Packineau through the Indian Health Service, second by Councilwoman Brugh.

Discussion: No discussion.

VOTE: 4 Ayes 0 Nays 1 Abstention (MP) Motion carried.

XX. Ted Danks to Homeland Security

Councilwoman Brugh moved to approve of Ted Danks to be hired in Homeland security, second by Councilman Eagle.

Discussion: Who will do the Public Works? For the Record Acting Public Works will be Marvin Danks until advertised and filled.

VOTE: 5 Ayes 0 Nays Motion carried.

XXI. Mega Bracelets

Councilman Packineau moved to approve of mega bracelets 700 x 65.00 each for a grand total of \$45,500.00, second by Councilman Eagle.

Discussion: Each Segment representative will receive 100 and 100 for the Chairman.

VOTE: 5 Ayes 0 Nays Motion carried.

XXII. Darren Joe Myrick

Councilman Packineau moved to approve of severance pay in the amount of \$5,000.00 for Darren Joe Myrick (7 years) for the Gaming Commission per policy and procedure, second by Councilman Eagle.

Discussion: Are we going to put our committee back on?

VOTE: 5 Ayes 0 Nays Motion carried.

XXIII. RECESSED:

Meeting recessed until July 22 at 9:00 A.M.

Meeting recessed 8:35 P.M.



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
CONTINUATION MEETING**

from July 14, 2009
09-33-VJB
JULY 27, 2009, 9:00 A.M.

I. MEETING RECONVENED:

The meeting was called to order at 12:09 P.M.
This is meeting number #146 of the Wells-Levings
Administration.

II. PRAYER:

Georgia Fox administered the prayer. An honorarium is given.

III. ROLL CALL:

Councilman Barry Benson, Chairman Marcus Levings,
Councilman Scott Eagle, Councilman Mervin Packineau, and
Councilwoman V. Judy Brugh are present. A quorum is
established. For the record, Councilman Arnold Strahs and
Frank Whitecalfe are not present. Councilman Whitecalfe
conference into the meeting at 12:55 P.M.

IV. APPROVAL OF AGENDA:

Vehicle Purchase Carmen Halvorson: Chairman Levings XI. B.
Resolution Boys & Girls Club: Mervin Packineau V. A.
Independence Loans Transfer: Mervin Packineau V. B.
Mary Schoppert Financial Request: V. Judy Brugh V. C.
Carol Walker Financial Request: V. Judy V. D.
H.I.P.: Chairman Levings VI. B.
Vonnie Alberts Independence Loan: Scott Eagle

Councilman Packineau moved to approve of the amended
agenda, second by Councilwoman Brugh.

Discussion: Councilman Benson reserves his add-ons.
VOTE: 5 Ayes 0 Nays Motion carried.

V. Budget Items:

A. Budget: Whitney Bell, TAT CFO

This was not discussed.

B. Resolution: Boys & Girls Club

This was not addressed.

C. Independence Loans Transfer of Funds

This was addressed in an Executive Committee meeting.

D. Mary Schoppert Financial Request

This was addressed in an Executive Committee meeting.

E. Carol Walker Financial Request

This was addressed in an Executive Committee meeting.

F. H.I.P.

This was addressed in an Executive Committee meeting.

VI. Forensic Audit: Chairman Levings

This was not addressed.

**VII. Restructure of Finance Department: Executive Session
(Closed Session)**

A. Loans Refinanced

**B. Resolution 09-113-VJB: Extension Documents Signatory
Authority**

**VIII. Resolution: Signatory Authority for 4 Bears Casino: Spencer
Wilkinson Jr.**

This was not addressed.

IX. MHA Fuels Refinery: Horace Pipe

This was not addressed.

X. Social Service Finance Memo: Renae Mayer

This was not addressed.

XI. Other:

A. Personnel Issue: Virgil Wilkinson Sr.

This was addressed in an Executive Session.

B. Vehicle Purchase: Carmen Halvorson

Councilman Whitecalfe moved to approve the disposal and replacement of a 2007 Dodge Durango from the Four Bears segment, which will be purchased by Carmen Halvorson. The motion is second by Councilman Eagle.

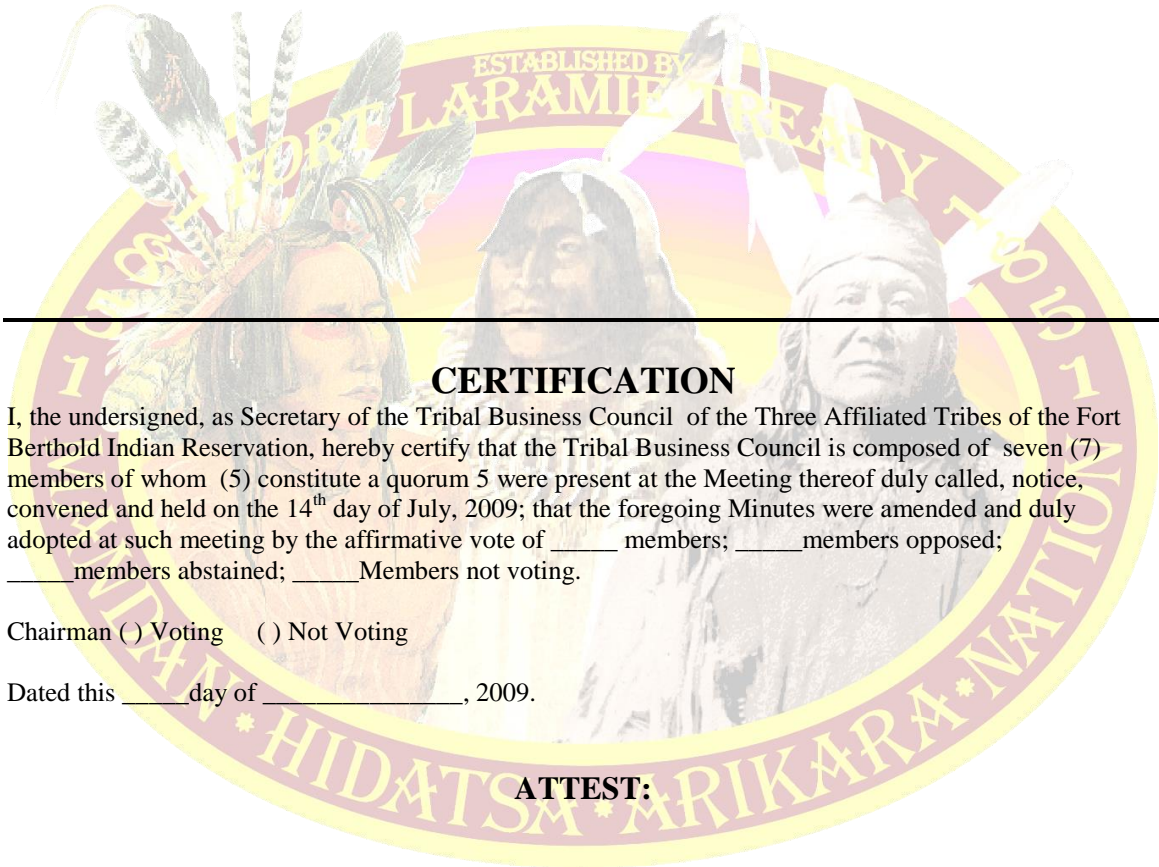
Discussion: No discussion.

VOTE: 5 Ayes 0 Nays Motion carried.

XII. ADJOURNMENT:

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

The meeting adjourned at 2:00 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 5 were present at the Meeting thereof duly called, notice, convened and held on the 14th day of July, 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