



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
SPECIAL MEETING
09-34-VJB
JULY 29, 2009, 8:00 A.M.**

I. CALL TO ORDER:

The meeting was called to order at 2:35 P.M.

II. PRAYER:

Evangeline Monogram.

III. ROLL CALL:

Councilman Frank Whitecalfe (conference call), Councilman Mervin Packineau, Councilman Scott Eagle, Councilwoman V. Judy Brugh and Chairman Marcus Levings are present. A quorum is established. For the record Councilman Strahs and Councilman Benson are not present. Councilman Barry Benson arrived at 5:07 P.M.

IV. APPROVAL OF AGENDA:

Add-ons:

Chairman Levings-Health Committee Resolution
Chairman Levings-Chairman's 10 homes
Councilman Eagle-Boys & Girls Club
Councilman Eagle-North Segment Zoning

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

Discussion: The rest will be reserved.

VOTE: 5 Ayes 0 Nays Motion carried.

V. Budget

**A. Resolution 09-114-VJB: FY Year 2009 General Fund
Budget \$60,000,000.00**

Councilman Whitecalfe moved to approve of a resolution entitled, "Fiscal Year 2009 General Fund Budget Resolution in the Amount of \$60,000,000.00." The motion is second by Councilman Packineau.

Discussion: Lengthy discussion on the budget.

VOTE: 5 Ayes 0 Nays Motion carried.

VI. Forensic Audit

Councilwoman Brugh moved to approve the Treasurer and Chairman to publish the forensic audit and to distribute to segments, second by Councilman Packineau.

Discussion: This will be cross referenced with the OTFM and OST. This will be distributed the same time as the strategic plan.

VOTE: 5 ayes 0 Nays Motion carried.

VII. Resolution 09-117-VJB: Signatory Authority for 4 Bears Casino

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

Discussion: No discussion.

VOTE: 5 Ayes 0 Nays Motion carried.

VIII. Social Service Finance Memo

This was not presented.

IX. Other

A. Resolution 09-115-VJB: Boys & Girls Club

Councilman Whitecalfe moved to approve of a resolution entitled, "Authorization of the Boys & Girls Club of the Three Affiliated Tribes to Participate and Accept Funding on Behalf of the Community from the Department of Justice, Office of Justice Programs to Support the Boys & Girls Clubs of America's Programs for Youth." The motion is second by Councilman Eagle.

Discussion: No discussion.

VOTE: 5 Ayes 0 Nays Motion carried.

B. Resolution 09-116-VJB: Health Committee Re-instatement & Rescission of 09-021-BLB

Councilman Packineau moved to approve of a resolution entitled, "Re-instatement of the Full Authority over Health Care Services to the Tribal Health Committee of tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation and Rescission of MHA Nation Health Authority Re so. #09-021-BLB." The motion is second by Councilman Brugh.

Discussion: Chairman Levings discussed with a Dialysis patient where the blame is being put for losing a director and a nurse. Contracts were offered to prevent the loss of workers. Wishes for Dr. Baker to be present are felt.

VOTE: 3 Ayes 1 Nays 1 Abstension Motion carried.

C. Chairman Levings 10 Home Initiative

Councilman Whitecalfe moved to approve of 11 homes to be built by H.I.P and 19 homes to be built by Ft. Berthold Housing Authority. The motion is second by Councilman Eagle.

Discussion: The amendment is to include Councilman Eagle's pick, Lorry Alberts to the H.I.P Homes list to be built by Dynamic Homes.

VOTE: 4 Ayes 0 Nays 1 Abstention Motion carried.

D. North Segment Zoning

Councilman Whitecalfe moved to approve the North Segment Zoning, second by Councilman Packineau.

Discussion:

VOTE: 5 Ayes 0 Nays Motion carried.

E. Physicians Acupuncture in White Shield

Councilman Whitecalfe moved to approve to pay the Acupuncture Physicians for their services in White Shield, second by Councilman Eagle.

Discussion: No discussion.

VOTE: 5 Ayes 0 Nays Motion carried.

Recessed at 3:17 P.M. until Councilman Whitecalfe can call back.

F. Questar Exploration and Production Company Update

Discussion only.

Meeting re-convened at 5:07 P.M.

G. Resolution: Marathon Oil and Gas Extension

No action taken.

H. Resolution 09-118-VJB: Bond Counsel

Councilman Packineau moved to approve of a resolution entitled, "Engagement of Doncia Strong Hill – Tyson Strong Hill Connor LLP and Dorsey & Whitney LLP as Bond Counsel and Borrower's Counsel for the Three Affiliated Tribes' Bond Financing and." The motion is second by Councilman Eagle.

Discussion: She attached herself to another firm but still works for the Tribe.

VOTE: 5 Ayes 0 Nays Motion carried.

I. Law Enforcement Highway Safety Grant for Track System

Councilman Packineau moved to approve to support the Law Enforcement Department to get a Highway Safety grant for a Track System, second by Councilman Eagle.

Discussion: A resolution will need to be drawn up. We are a sovereign nation and information should not go to state. This will be free. There is no deadline.

VOTE: 5 Ayes 0 Nays Motion carried.

J. Highway Safety Officer

An update is given.

K. Cross Deputation Support

Councilman Packineau moved to approve to support the Law Enforcement in cross deputation. The motion is second by Councilman Eagle.

Discussion: We need to police our streets and need the cross deputation. Sovereignty will be protected by our legal department. Housing is discussed. Cross Deputation meeting at 4 Bears Casino at 1 P.M. on July 30, 2009.

VOTE: 4 Ayes 1 Nays Motion carried.

L. Small Loans

Councilman Packineau moved to approve Education loans in the amount of \$2,500.00 for Mary Bearstail, Derrick Bell for a Personal loan in the amount of \$10,000.00, and Lisa Satermo for a personal loan in the amount of \$14,000.00, subject to the availability of funds. The motion is second by Councilwoman Brugh.

Discussion: Evangeline Monogram was approved previously and she is still waiting. Small loans are frontline. It

should be a turnaround in that department. Restructure of Small loans is discussed. Treasurer Packineau advises anything over \$500.00 needs to be presented before Tribal Business Council.

VOTE: 5 Ayes 0 Nays Motion carried.

M. Bond (Conference Call): Whitney Bell

This call is with David Nowak and Christy.

N. Personnel (Closed Session): Barlow Wells, Human Resource Director

See personnel action forms.

O. Domestic Violence Arlie Knight (Closed Session)

P. John Lewis Tires Slashed Financial Request: Councilman Benson

Councilman Benson moved to approve a grant for \$500.00 for John Lewis to help with an insurance deductible, second by Councilman Eagle.

Discussion: No discussion.

VOTE: 5 Ayes 0 Nays Motion carried.

Q. Horse Shoe Tournament Financial Request

Councilman Benson moved to approve the financial request by Barlow Wells and Mike Smith to fund the Horse Shoe Tournament that will be held during the New Town/Little Shell Pow Wow in the amount of \$600.00. The motion is second by Councilman Eagle.

Discussion: No discussion.

VOTE: 5 Ayes 0 Nays Motion carried.

R. Jay Brugh Settlement

Councilman Eagle moved to approve a settlement agreement with Jay Brugh with legal review, second by Councilman Packineau.

Discussion: He is moving forward and moving on. The amendment to this motion is severance pay is to be given in the amount of \$5,000.00 to Jay Brugh.

VOTE: 4 Ayes 0 Nays 1 Abstention Motion carried.

S. Home for Edmund Baker

Councilman Packineau moved to approve to authorize the Federal Programs manager and TAT CEO to work with the FBHA Director and BOC to move Edmund Baker into the Northern Lights Subdivision home formerly occupied by John Bearstail. The motion is second by Councilwoman Brugh.

Discussion: Mark Little Owl was the other request to move into a home.

VOTE: 5 Ayes 0 Nays Motion carried.

T. 7th Annual War on Diabetes Golf Tournament: Scott Eagle

Councilman Packineau moved to approve to fund the Golf Tournament in the amount of \$2,000.00 to be held during the New Town Little Shell Pow Wow. The motion is second by Councilman Benson.

Discussion: No discussion.

VOTE: 5 Ayes 0 Nays Motion carried.

X. ADJOURNMENT:

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

Meeting adjourned at 9:46 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

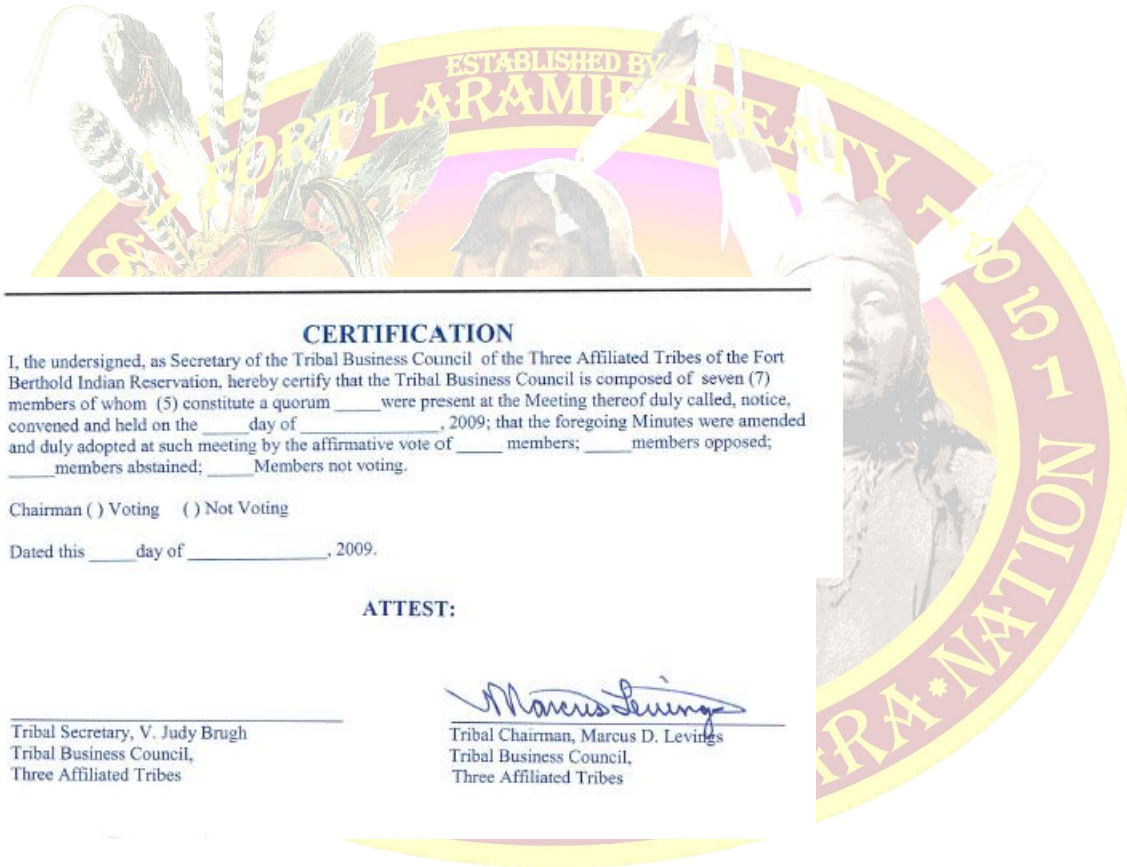
Dated this ____ day of _____, 2009.

ATTEST:

Special Tribal Business Council Meeting
July 29, 2009
Carmen Halvorson

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

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



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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