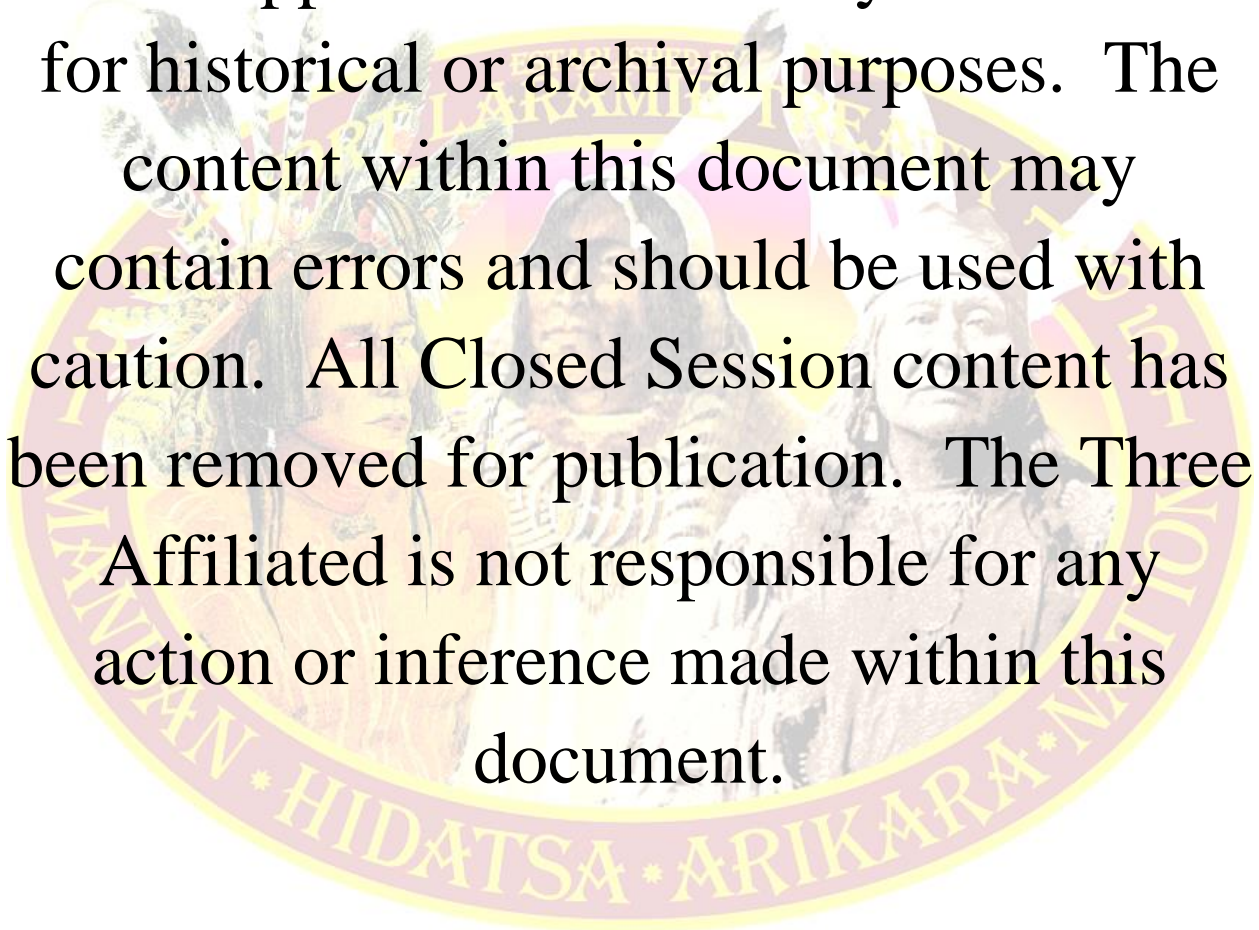


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**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING 10-16-VJB
May 20-21, 2010, 12:30 P.M.**

I. CALL TO ORDER:

The meeting was called to order at 12:41 P.M.
This is meeting no. 192 of the Levings administration.

II. PRAYER:

Marilyn Young Bird gave the invocation.

III. ROLL CALL:

Vice-Chairman Frank Whitecalfe (chaired the meeting), Councilman Arnold Strahs, Councilman Scott Eagle, Councilman Mervin Packineau, and Councilwoman V. Judy Brugh are present. A quorum is established. Councilman Barry Benson arrived at 1:00 P.M. For the record, Chairman Marcus Levings is on travel.

IV. APPROVAL OF AGENDA:

Add-ons:

Councilman Eagle-Log Homes VII B 4

Councilwoman Brugh-Oil and Gas Issue: Roy Bird Bear-New Business

Councilman Packineau-Reserved

Councilman Whitecalfe-White Shield Ree Store Community Board-New Business

Councilman Whitecalfe-White Shield College Student Requests-Treasurers Report

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

VOTE: 5 Ayes 0 Nays Motion carried.

V. APPROVAL OF MINUTES:

April 15, 2010 April 16, 2010 April 20, 2010

Councilman Strahs moved to approve three sets of minutes pending further review by council, seconded by Councilman Eagle.

VOTE: 5 Ayes 0 Nays Motion carried.

VI. CHAIRMAN'S REPORT: Marcus Levings

A. Federal Programs Executive Officer: Kim Red Fox

1. Child Enforcement Program Recognition: Ellen Wilson 12:50

The Child Enforcement Program presented the Three Affiliated Tribes with a commemorative check in the amount of \$1,000,000.00 that represents the amount collected and given back to the children.

Councilman Packineau moved to approve of a \$500.00 bonus for four employees in the Child Enforcement Program for a job well done. The motion is seconded by Councilwoman Brugh.

Discussion: Councilwoman Brugh asks why we are giving bonuses for employees that are doing their jobs. The Child Enforcement Program has the funds in their budget to give a bonus.

VOTE: 5 Ayes 0 Nays Motion carried.

2. H.I.P Consultant Contract: Bertina Chase

Tabled until May 24, 2010 Special Tribal Business Council meeting.

B. Chief Executive Officer: Terry Red Fox

1. Resolution: Boys & Girls Club: Coby Rabbit Head 1:18

Councilman Eagle moved to approve of a resolution entitled, "Support for the Three Affiliated Tribes Boys & Girls Club Entrepreneurship Leader Program." The motion is seconded by Councilman Packineau.

MOTION IS WITHDRAWN BY 1ST & 2ND. This will be brought back tomorrow after corrections are made to the resolution.

2. Consultant Contract

This will be moved under Personnel.

3. Trailer Park Infrastructure Funding Update

A grant between \$85,000.00 and \$200,000.00 is being sought after.

4. NorthField Development Co. Hotel Proposal

The company will come back in June with two proposals.

C. Programs Analyst: Izetta Hopkins 1:25

1. ND International Students

They did a three day service weekend at the Tourism/Buffalo Ranch.

2. House/Trailer for Sale Lori Uran 1:27

The property is to be appraised and brought back to Mondays Special Tribal Business Council meeting.

1. Healing Horse Program: Leo Cummings 1:37

Councilwoman Brugh moved for approval for the Healing Horse Program to use the Roping Arena for 3 years, and to be reimbursed for \$1,449.71 out of the Tribal Business Council actions line item. The Healing Horse Program is to work with the Fort Berthold Community College horse program. The motion is seconded by Councilman Eagle.

Discussion: Leo's requested assistance for plumbing.

VOTE: 5 Ayes 1 Nays Motion carried.

VII. TREASURERS REPORT: Mervin Packineau

A. Chief Financial Officer Report: Lenny Abrams

This was not addressed.

B. Great Plains Indian Gaming Sponsorship Request: Curt Lueger

This was not addressed.

C. Resolution: Early Reading First Program Budget: Kelly Bradfield 3:22

Councilman Eagle moved to approve of a resolution entitled, "Authorization of the Three Affiliated Tribes Head Start Program to apply for the Education Early Reading First Grant, as disseminated by the North Dakota Department of Public Instruction and authorization of the Three Affiliated Tribes Head Start Program of the Fort Berthold Reservation to participate in the project." The motion is seconded by Councilman Packineau.

Discussion:

VOTE: 5 Ayes 0 Nays Motion carried.

D. Financial Request for Cindra Fox: Delvin Driver 1:52

Councilman Eagle moved to approve of a grant for Cindra Fox for an audition at the International Presentation of Performers in Las Vegas on July 5-10, 2010 in the amount of \$10,000.00 to be half Casino funds and half Tribal funds at \$5,000.00 each. The motion is seconded by Councilman Packineau.

Discussion:

She attends the John Roberts Powers in Minnesota on weekends for acting. The Casino is on set budget for assisting. If the casino can't match the full amount, then the tribe will come up with the balance of the \$10,000.00.

VOTE: 6 Ayes 0 Nays Motion carried.

E. Financial Request for Graduate School: Wayne Fox 4:50

Councilman Packineau moved to approve a loan in the amount of \$2,250.00 and a grant from Parshall Segment in the amount of \$450.00 for Wayne Fox for completing his Doctorial. The motion is seconded by Councilman Strahs.

VOTE: 6 Ayes 0 Nays Motion carried.

F. Celebration Committees: Wade Baker, Maynard Demaray, Lloyd Vigen, John Bears Tail, Charles Moran, Danielle Henry

Councilwoman Brugh moved to approve an increase from \$32,500.00 each for the Celebration committees in the amounts of New Town-\$50,000.00, White Shield-\$50,000.00, Four Bears-\$45,000.00, Parshall-\$45,000.00, Twin Buttes-\$45,000.00, and Mandaree-\$45,000.00. The needed increase total for all six Celebration committees is \$85,000.00 which is to come from Four Bears Casino Marketing and Oil & Gas company sponsorships. The Energy Office is to contact

the oil companies for sponsorship. The motion is seconded by Councilman Whitecalfe.

Discussion: One idea is for the powwow committees to split the \$280,000.

VOTE: 6 Ayes 0 Nays Motion carried.

G. Domestic Violence Request: DeAnna White Bear/Bernadette Jackson

This was not addressed.

H. 2010 Four Bears Powwow Committee: Vonnie Alberts

This was not addressed.

**I. Educational Request for Dayton Connor: Mary Ann Connor/Becky Garman
7:39**

Councilwoman Brugh moved to approve of a grant in the amount of \$5,000.00 and a \$5,000.00 loan in Mary Ann Connors name for her son Dayton Connor for an Academic Reading and Sylvan Math Essentials Program to be completed in June and July 2010. The motion is seconded by Councilman Strahs.

VOTE: 6 Ayes 0 Nays Motion carried.

J. 2010 Horse Races: Marvin Danks/Richard WhiteTail/Newlyn Little Swallow

This was not addressed.

K. Purchase Historical Display Items: Ted Lone Fight III

This was not addressed.

L. Children's Art Workshop Funding: Lisa Casarez

This was not addressed.

M. Small Loan Program: Connie Fox (Closed Session)

Discussion was held on the Small Loans Department.

1. Courtney Schoppert Medical Loan for Daughter

Councilman Eagle moved to approve a medical loan for Courtney Schoppert for her daughter in the amount of \$5,000.00. The motion is seconded by Councilwoman Brugh.

Discussion: This loan was previously approved in the amount of \$25,000.00 in a prior meeting to be given out quarterly. Prior obligations need to be caught u with. We are trying to save up money to another small loan basically. Let's take care of the one we are committed to and slow down. Hard to say stop but medicals you can't, education you can't. But homes, vehicles you can. Even educational will need to be stopped or cut back. It is at \$2,250.00 per

semester right now. There are two semesters and a summer session per year. It should be limited to \$4,500.00 per year per person.

VOTE: 6 Ayes 0 Nays Motion carried.

2. Edward Bracklin Sr. Medical Loan 6:31

Councilman Packineau moved to approve a \$10,000.00 medical loan for Edward Bracklin Sr. The motion is seconded by Councilman Eagle.

VOTE: 6 Ayes 0 Nays Motion carried.

3. Vernon Young Bear Medical Loan 6:39

Councilman Strahs moved to approve a \$1,000.00 medical loan for Vernon Young Bear. The motion is seconded by Councilwoman Brugh.

VOTE: 5 Ayes 0 Nays Motion carried.

4. Small Loan Department Emergency Medical, Funeral, and Educational Loans Only

Councilwoman Brugh moved to approve to restrict all new loans to emergency medical, special circumstances, funerals, and educational up to \$500.00 with a maximum of \$3,500.00 total. If their account is at \$3,500.00, they can't get a loan or no loan will be given if loan account is delinquent. The back log of previous loans and payments need to be caught up. The motion is seconded by Councilman Strahs.

Discussion: To go back to Small loans policy. Education is capped at \$500.00 and maximum at \$3,500.00. Loans are to be secured with collateral, titles, mortgages etc. IIM accounts need to be worked on to make them secure. The 638 contract is to be researched for compliance and is there a budget like other 638 programs? How long ago? What was used to secure the loan? Some individual accounts were brought up as examples and the Small Loan Department needs to reconcile. Policy is to be set forth and followed.

VOTE: 3 Ayes 1 Nays 2 Abstention Motion carried.

5. Jason Two Crow Loan 7:05

Jason is to reconcile with Connie Fox in the Small loan department on his loan. If he has over paid the small loan department, he will be refunded that amount.

VIII. COMMITTEE REPORT:

A. Executive Committee

**1. Four Bears Casino: Ben Boucher/Donald Chapin/Damon Williams
2:06**

A statement from the General Manager was read by Ben Boucher. A feasibility study was conducted by Results Unlimited out of Minot, N.D. The outcome was positive. Negotiations with Steven Haines were begun.

**a. Caerus Hospitality Partners: Ted Torres, Tom Rhodie,
Glen McGinnis, Steve Hedington 2:45**

Caerus Hospitality gave their presentation. The other motel proposals are to come back to the Tribal Business Council in June.

**2. Gaming Commission: Mark Fox, Executive Gaming Commission
Director 7:42**

a. Temporary Licenses for Key and Non-Key Employees

Councilman Strahs moved to approve of 32 temporary key and non-key licenses for the Four Bears Casino and Lodge for March through May 2010. The motion is seconded by Councilman Eagle.

VOTE: 5 Ayes 0 Nays Motion carried.

b. Gaming Commission Report: Mark Fox, EGCD

Mark gave a report on staff travel and training, staff management, class III regulation, class II regulation, and IRS taxable funds.

c. Design and Build Networking Recording and Surveillance System

Councilman Strahs moved to approve the authority of the Executive Gaming Commission Director the authority to negotiate and finalize the surveillance system in collaboration with the General Manager. The motion is seconded by Councilman Eagle.

Discussion: Did JR put in for a bid? The information was sent out to NICE because the demo was done with them two months ago. He came in with them (parent company). He was given a copy upon request. It was up to him to get a hold of his NICE people and say to get it in. There was a 10 day window. Derek Bell was a consultant hired to come in and formulate the RFP and to make the contacts to all these vendors.

VOTE: 5 Ayes 0 Nays Motion carried.

d. Powwow Committee Delinquent in Completing Class II Paperwork

Mark has given notice on delinquency.

e. Smoke in Casino Effect on Health/Lay off 8:25

Revenue is needed to fix or buy new air purifiers. Cognizance of lay off is given to the Tribal Business Council pending on how health/feeling is down the line. Elders on oxygen tanks are mentioned.

3. Personnel: Barlow Wells

This was not addressed.

4. Enrollment 10-072-VJB: John Charging 7:34

Councilman Whitecalfe moved to approve of a resolution entitled, "Approval of 96 Applicants for Enrollment in to the Three Affiliated Tribes." The motion is seconded by Councilman Strahs.

VOTE: 5 Ayes 1 Nays Motion carried.

a. Enrollment Department Vehicle Purchase: John Charging 7:38

Councilwoman Brugh moved to approve the Enrollment Department to purchase a SUV Traverse, not to exceed \$30,000.00. The motion is seconded by Councilman Whitecalfe.

VOTE: 6 Ayes 0 Nays Motion carried.

5. Ft. Berthold Housing Authority Report: Gloria Fast Dog
July 23, 2010 is the conversion deadline date for homes.

6. Resolution: DOJ Grant: Lisa Redford
This was not addressed.

B. Economic/Education Committee: Scott Eagle

1. Resolution 10-069-VJB: MHA Holdings: Bernie Fox 6:10

Councilman Packineau moved to approve of a resolution entitled, "Approval of Allocation of two (2%) percent of all royalties received from Spotted Hawk Development LLC Royalties for benefit and use by MHA Holdings Incorporated pursuant to Resolution 08-120-BLB (July 16, 2008)." The motion is seconded by Councilman Whitecalfe.

Discussion: There will be no money going to MHA Holding from the lease until the debt they incurred has been repaid. This is their way of internally clearing the debt off for the tribe.

VOTE: 6 Ayes 0 Nays Motion carried.

2. Amended Resolution 09-124-0VJB: Boys & Girls Club Prevention Program: Coby Rabbithead 4:23

Councilman Eagle moved for approval to authorize the usage of the data compiled by the Boys & Girls club Prevention Program for a community strategic plan. This is subject to further review by TAT Legal Department. The motion is seconded by Councilman Strahs.

Discussion: Amendment to resolution is in the last **whereas**, it is amended to say: shall be used exclusively for the purpose of the Three Affiliated Tribes and its enrolled members. The copies of the data will be stored in the Executive Secretary's office.

VOTE: 6 Ayes 0 Nays Motion carried.

**3. Resolution 10-070-VJB: N.D. Native American Cultural Instruction:
Charles Moran 7:25**

Councilman Packineau moved to approve of a resolution entitled, "Education Standards and Practices Board Certification of the North Dakota American Indian Languages and Cultural Instructor." The motion is seconded by Councilman Strahs.

VOTE: 6 Ayes 0 Nays Motion carried.

4. Mandaree School: Val Finley 4:15

Councilman Packineau moved to approve of the letter from North Segment Representative Scott Eagle to Roxanne Brown, Associate Deputy Director-Eat, and Summarizing action taken by the Working Committee. The motion is seconded by Councilwoman Brugh.

Discussion: Chairman Levings missed the meeting but is clear on it. Rose Davis will be presenting the letter with a packet on behalf of the Tribe.

VOTE: 7 Ayes 0 Nays Motion carried.

C. Health Committee: V. Judy Brugh

1. Elbowoods Health Care Facility Update: Jim Foote 3:06

a. Ft. Berthold Reservation Federal Highway 2nd Task Force

Meeting

Councilman Eagle moved to approve of the 2nd Task Force improvement on Ft. Berthold Reservation Federal Highway & Tribal Routes meeting to be held on June 3rd at 1:00 P.M. at the Four Bears Casino. The motion is seconded by Councilman Strahs.

Discussion: The meeting is to include the county representatives & commissioners.

VOTE: 7 Ayes 0 Nays Motion carried.

b. Speed Limits/Cross Walk in Mandaree 3:55

Councilman Strahs moved to approve of the Mandaree Speed limit be reduced to 25 m.p.h. in residential areas and to add a cross walk from the housing area. The motion is seconded by Councilman Whitecalfe.

Discussion: Roads will need to cc Aberdeen and get a hold of the sign company.

VOTE: 7 Ayes 0 Nays Motion carried.

**2. 21st Century Health Care Reform: Martina McKinney/Marilyn
Young Bird 4:00**

They are to work with CEO to find funding for their budget. They are to come back to the May 24, 2010 Special Tribal Business Council meeting.

3. Collaborative Project between Awatii Wellness Center & Case Western Reserve: Christine Borden-King-Jones/Darice Clark 2:56

Councilwoman Brugh moved to approve a letter of support for the Diabetes Collaborative project for Christine Borden-King-Jones as part of her work in Public Health and Medical Anthropology. The motion is seconded by Councilman Eagle.

VOTE: 6 Ayes 0 Nays Motion carried.

D. Judicial/Human Resource Committee: Mervin Packineau

1. Social Services Client: Courtney Schoppert/Lori Dulin (Closed Session) 4:25

Discussion only. No action taken.

2. Electronic Voting for Ft. Berthold: Donna Morgan/Ramona Two Shields/Phyllis Lincoln 1:04

Councilman Packineau moved to approve to purchase six Electronic ballot machines for the Secretarial Election and upcoming Tribal Elections in the amount of \$80,520.00. BIA is asked if they could help cost share down the road. The motion is seconded by Councilwoman Brugh.

Discussion: This is will need to be acted upon immediately because it is needed before September. There will be training for a person from each segment. Superintendent Beamer is to be notified so they can pay for a person from the BIA to attend the training. The Executive Secretary and TAT Legal are to work with Ramona and Donna.

VOTE: 6 Ayes 0 Nays Motion carried.

3. Resolution 10-071-VJB: Safety & Security Policy: Judy Black Hawk 7:29

Councilman Packineau moved to approve of a resolution entitled, "Adoption of Fort Berthold District Court Safety and Security Policy." The motion is seconded by Councilman Whitecalfe.

VOTE: 6 Ayes 0 Nays Motion carried.

4. Resolution 10-073-VJB: Authorization for Grant 8:20

Councilman Whitecalfe moved to approve of a resolution entitled, "Authorization for the US Department of Justice Coordinated Tribal Assistance Grant for Fiscal Year 2010." The motion is seconded by Councilman Packineau.

VOTE: 6 Ayes 0 Nays Motion carried.

E. Natural Resource Committee: Barry Benson

1. Resolution 10-061-VJB: Roads Equipment: Curt Wells 4:07

Councilman Strahs moved to approve of a resolution entitled, "Authorization and Request for the acquisition of equipment for the Tribal Roads Department to be purchased with IRR Funds." The motion is seconded by Councilman Whitecalfe.

VOTE: 7 Ayes 0 Nays Motion carried.

2. Resolution 10-063-VJB: Kodiak Water Agreement: Fred Fox/Damon Williams 4:36

Councilman Strahs moved to approve of a resolution entitled, "Approval of Water Supply & Disposal Agreement with Kodiak Oil and Gas." The motion is seconded by Councilman Packineau.

Discussion: Amendment to the resolution is to strike: Water Disposal. Only one part of the resolution is agreed upon; moving the water supply. Councilman Strahs has concerns about water disposal and will look into Trilogy. Wells may get plugged due to lack of water disposal because it doesn't pay to truck the disposed water out.

VOTE: 6 Ayes 0 Nays Motion carried.

3. Resolution 10-064-VJB: Cirque Resources 4:47

Councilman Whitecalfe moved to approve of a resolution entitled, "Approval of Amendment to Five Specific Oil and Gas Leases with Cirque Resources, L.P." The motion is seconded by Councilman Packineau.

Discussion: Amended to 22% Royalty.

VOTE: 5 Ayes 1 Nays 1 Abstention Motion carried.

4. Questar Pipeline Invite to Tribal Business Council

Questar Pipeline would like to invite the Tribal Business Council to supper at Scenic 23 on June 1, 2010.

5. CGG Veritas-3D Seismic in White Shield: Fred Fox/Rick Traveno 5:00

Councilman Eagle moved to approve the 3-D Seismic Imaging in the White Shield Area and the Three Affiliated Tribes supports the Seismic Imaging through Lake Sakakawea. The motion is seconded by Councilman Packineau.

Discussion: Cable lines (ULS System) will be run under the water 1320 feet or a quarter mile along the lake, live, east to west. Tribal members will be employed short term. A tribal rate will be paid to allottees and the tribe.

VOTE: 6 Ayes 0 Nays Motion carried.

6. RAV Clinic: Verlee Whitecalfe-Saylor

This was not addressed.

7. 638 One Stop Shop

This was not addressed.

8. Resolution 10-059-VJB: Signature Authority for Right-of-Way & Easements: Marvin Danks, Ft. Berthold Rural Water 1:49

Councilman Eagle moved to approve of a resolution entitled, "Signatory Authority of the Three Affiliated Tribes for all Right of Way and Easement Documents relative to USBR Funded Facilities." The motion is seconded by Councilman Strahs.

Discussion: This will cover the existing right-of-ways and all that Marvin has done.

VOTE: 6 Ayes 0 Nays Motion carried.

IX. LEGAL: Damon Williams/Jen Fyten

1. 2nd Read on Election Code, 2nd Read on Usury Code, & 2nd Read on Arbitration Code 5:32

Councilman Packineau moved to approve the 2nd reading on the Election code, Usury Code, and Arbitration Code. The motion is seconded by Councilman Strahs.

Discussion: This is per the Tribal's own rules that were established to make sure there is protocol and governing review.

VOTE: 7 Ayes 0 Nays Motion carried.

2. Resolution: Questar Permission to Survey

Deferred.

3. Resolution 10-062-VJB: Bear Paw Consent/Approval for Gathering System in Shell Creek and Four Bears Segment 4:21

Councilman Strahs moved to approve of a resolution entitled, "Approval of Bear Paw Energy LLC Proposed Gas Exclusive Gathering System to Service the New Town /Shell Creek and Fours Segment of the Fort Berthold Indian Reservation." The motion is seconded by Councilman Eagle.

Discussion: Funds to segments is discussed. The request is for it to be a safe project. The council is advised it is in the resolution the tribe has the right to have a third party inspect and monitor before, during, and after.

VOTE: 7 Ayes 0 Nays Motion carried.

4. Resolution: White Shield Casino Project: Term Sheet

This was addressed earlier in the meeting under the Four Bears Casino Report.

5. Elk River Probate Code Working Group: Jen Fyten 6:07

The TAT CEO is to come up with 5 or 6 names for the Working Group. Some suggestions are: Diane Johnson, Elgin Crowsbreast, and Marcus Wells Sr. They are to be person with backgrounds in culture, legal, elder, etc. Jen Fyten has a letter as reference.

6. Amendment Resolution 10-066-VJB: Request for Secretary of the Interior to adopt Special Rules for upcoming Secretarial Election: Jen Fyten 5:52

Councilman Strahs moved to approve the amendment to a resolution number requested by the Bureau of Indian Affairs. The amended resolution is entitled, "Request the Secretary of the Interior to Adopt Special Rules and Procedures for Upcoming Secretarial Election." The motion is seconded by Councilman Packineau.

Discussion: Upon the tribe's request, the election will be held by polling and not mail in votes. This is in reference to Resolutions: 08-193-VJB and 10-23-VJB.

VOTE: 6 Ayes 0 Nays Motion carried.

7. Resolution 10-067-VJB: Tribal Code Amendment for Filing Fees: Jen Fyten 5:55

Councilman Packineau moved to approve of a resolution entitled, "Amendment to Title II, Chapter 1, Rule 4.1 of the Tribal Rules of Civil Procedure." The motion is second by Councilman Strahs.

Discussion: Will this affect our court system? It will be a be a wash (even).

VOTE: 6 Ayes 0 Nays Motion carried.

8. Business Licenses 7:29

Councilman Whitecalfe moved to approve of 32 business licenses. The motion is seconded by Councilman Packineau.

Discussion: Business Licenses for renewal are: Ft. Berthold Development Corporation & Four Bears Casino & Lodge (Alcohol Beverage License), Twin Buttes Trading Post (Alcoholic Beverage License/ Special Permit), D.F. Lighting Company, D&S Fireworks, Dakota Dust-Tex, DA-Works, Dakota Fire Extinguishers Inc., Dancing Rabbit, Dougherty Funding, LLC, Four Bears Casino & Lodge, Garrison Bay Honey Company, Hale Marina, J & J Quilting, Jacobs Tabbacco Company, Lawrence Kingsley Enterprise, Little Missouri Lodge Enterprises, Lunch Box, Lyles Taxi Service, MEC Development, LLC., MEC Management, LLC., MEC Technologies, LLC., MEC Distribution, LLC., MEC Energy Services, LLC., MHA Systems Inc., Nash Automotive, Native America Promotions, Parshall Fire Works, Quatro Viento's Four Winds, Red Lighting Enterprise, Reynolds Transportation, LLC; Sakakawea Gift Shop & Gallery, Standish Premier Cleaning, Talon Smoke Shop, DA Works, Twin Buttes Trading Post, Young Bear & Associates, Native American Funds Mgmt. Services.

VOTE: 6 Ayes 0 Nays Motion carried.

9. Taylor Policy Group Report: Jen Fyten 6:05

Tabled.

10. Resolution: Mineral Purchase from Robert Finley Sr.

This was not addressed.

11. Mandaree School

This was not addressed.

12. Resolution 10-065-VJB: Purchase Bratvold Variety 5:15

Councilman Eagle moved to approve of a resolution entitled, "Approval of Purchase of Building and lots (Bratvold Variety Store, Salon Shop, and Adjacent lot), Main Street, New Town, North Dakota." The motion is seconded by Councilman Strahs.

Discussion: Amendment to the resolution to say: up to \$210,000.00 and subject to inspection and appraisal.

VOTE: 7 Ayes 0 Nays Motion carried.

X. NEW BUSINESS:

A. White Shield Ree-Store: Yolanda Bearstail

This will be brought back to the May 24, 2010 Special Tribal Business Council meeting.

B. Log Home Proposal: Allen & Holly Dickson 3:27

They gave a presentation. No action taken.

C. Questions on Oil & Gas: Roy Bird Bear

He will return to the Special Tribal Business Council meeting on May 24, 2010. Fred Fox, Damon Williams, and the BIA Superintendent to attend the meeting.

D. Legal Issues: Tracy Lewis/Alyssa Grant 8:00

Councilman Strahs moved to approve of a land purchase from Tracy Lewis subject to the Natural Resource Committee/staff to work out surface acreage to total \$12,500.00. The land sale is to pay off arrears in the amount of \$10,000.00 to the Small Loan Department and to approve a loan in the amount of \$2,500.00 for a paternity lawyer. The motion is seconded by Councilwoman Brugh.

VOTE: 6 Ayes 0 Nays Motion carried.

E. Home Issue: Janice Rabbithead-St. Clair 8:21

Discussion only. No action taken.

F. Dorvan White Bear Ketterling Hold Loan 8:38

Councilman Whitecalfe moved to approve a medical loan in the amount of \$3,500.00 for Dorvan White Bear. This is subject to the Small Loan Department review and the Ketterling hold. The motion is seconded by Councilwoman Brugh.

VOTE: 6 Ayes 0 Nays Motion carried.

G. Elgin Dye Loan 8:19

Councilwoman Brugh moved to approve of a medical loan for a vehicle for Elgin Dye in the amount of \$500.00. The motion is seconded by Councilman Packineau.

VOTE: 6 Ayes 0 Nays Motion carried.

H. Resolution 10-060-VJB: Early Reading First Headstart Program Budget

Councilman Eagle moved to approve of a resolution entitled, "Authorization of the Three Affiliated Tribes Head Start Program to apply for the Education Early Reading First Grant, as disseminated by the North Dakota Department of Public Instruction and authorization of the Three Affiliated Tribes Head Start Program of the Fort Berthold Indian Reservation to participate in the project." The motion is seconded by Councilman Packineau.

Discussion: The budget is for \$392,000.00 for the fiscal year coming up. Councilman Eagle questions the New Town School District indirect/direct cost funding.

VOTE: 5 Ayes 0 Nays Motion carried.

I. Breslin Addition Lighting: Bernie Fox, MHA Holding 6:17

TAT CEO is to follow up on the Lighting of Breslin Addition.

J. Wade White Body Funeral Loan 7:51

He is to work with the Small Loans Department.

XI. OLD BUSINESS:

A. Resolution 10-068-VJB : Addition Square Footage for Twin Buttes Day School 6:00

Councilman Benson moved to approve of a resolution entitled, "Request to the Bureau of Indian Affairs for Additional Square Footage for Twin Buttes K-8 Replacement School." The motion is seconded by Councilman Whitecalfe.

Discussion: Senator Dorgan asked how the project was going. He was advised that it was \$40,000 short and will be paid.

VOTE: 6 Ayes 0 Nays Motion carried.

B. Legal Department Summer Intern/Assistant 5:44

Councilman Packineau moved to approve of Caleb Dog Eagle as the TAT Legal Department Summer Intern at the pay rate of \$24-\$25 per hour. This is to begin June 1, 2010 and end August 15, 2010. The motion is seconded by Councilwoman Brugh.

VOTE: 7 Ayes 0 Nays Motion carried.

C. Summer Interns 5:47

Councilman Eagle moved to approve of summer Interns for the Tribal Business Council. Two per segment at the pay rate of \$10 per hour. They are to begin May 24, 2010 and end on August 20, 2010 for 12 weeks. The motion is seconded by Councilwoman Brugh.

Discussion: The criteria are that they are graduated from high school and entering or are in college. Programs are allowed to have interns but it must be included in their budget.

VOTE: 7 Ayes 0 Nays Motion carried.

XII. RECESS:

Councilman Strahs moved to recess the meeting, seconded by Councilman Eagle. The meeting recessed at 8:27 P.M.

XIII. RECONVENE:

The meeting reconvened on May 21, 2010 at 2:25 P.M. This is meeting no. 192 of the Levings administration.

XIV. PRAYER:

Councilman Barry Benson gave the invocation.

XV. ROLL CALL:

Chairman Marcus Levings, Councilman Arnold Strahs, Councilman Barry Benson, Councilman Scott Eagle, and Councilwoman V. Judy Brugh are present. A quorum is established. For the record, Councilman Frank Whitecalfe is at TERO. Councilman Frank Whitecalfe arrived at 3:30 P.M. Councilman Eagle left the meeting at 5:52 P.M.

XVI. APPROVAL OF AGENDA:

Add-on:

Councilman Benson-Resolution: Addition Square Footage for Twin Buttes School XI. A.

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

VOTE: 5 Ayes 0 Nays Motion carried.

XVII. ADJOURNMENT:

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

The meeting adjourned at 8:41 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 Regular Meeting thereof duly called, notice, convened and held on the 20th-21st day of May, 2010; that the foregoing Minutes were amended and duly adopted at such meeting by the affirmative vote of 5 members; 0 members opposed; 0 members abstained; 0 Members not voting.

Chairman (X) Voting () Not Voting

Dated this 15th day of July, 2010.

ATTEST:

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

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

