



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
NATURAL RESOURCES COMMITTEE
10-08-10 BLB
JUNE 29, 2010**

I. CALL TO ORDER:

Councilman Benson called the meeting to order at 9:25 a.m.

II. ROLL CALL:

Present: Councilman Barry Benson, Councilman Arnold Strahs, and Councilwoman V. Judy Brugh are present. Three members present established a quorum.

III. APPROVAL OF MINUTES:

Approvals of the minutes are deferred until the Recording Committee Secretary returns from Maternity Leave.

IV. HOMESITE LEASES:

1. Mary Schoppert Home Site Lease:

Councilman Strahs moved for approval of a Tribal Home site Lease for Mary Schoppert in the Bakersfield area; Allot. No. T1853-B described as W1/2, NW1/4, SW1/4, SE1/4, NE1/4, Sec. 16, TWP. 152 N, Rge. 93 W. Fifth Principal Meridian, North Dakota, containing 1.25 acres for 25 years @ \$25 per year for an undeveloped lot, second by Councilman Brugh.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

2. Avalon Becky Knight – Home Site Lease:

Councilman Strahs moved for approval of an undeveloped Home site Lease for Avalon Becky Knight in the Van Hook area; for a period of 25 years beginning July 01, 2010 and ending December 31, 2035, Allot. No. TF #3, described as 1 Lot in SW1/4 Sec. 29, TWP. 152 N, Rge. 91 W. Fifth Principal Meridian, North Dakota, and containing 2.50 acres for 25 years @ \$ 25.00 per year, second by Councilwoman Brugh.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

3. Brandi Brugh – Mobile Home Lot Lease:

Councilman Strahs moved for approval of a Mobile Home Lot in the Thunder Butte Trailer Park the following described Tribal land for a period of 25 years, beginning January 1, 2010 and ending

December 31 , 2035; Lot size 165X330, Allot, No. T531A-A, Section 29, T. 152 N.,R. 94 W., Fifth Principal Meridian, North Dakota for \$50.00 per month, second by Councilwoman Brugh.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

4. Roberta Krueger – Mobile Home Site Lease:

Councilwoman Brugh moved for approval of a Mobile Home Lot to Roberta Krueger in the Thunder Butte Trailer Park the following described Tribal land for a period of 25 years, beginning July 01, 2010, and ending December 31, 2035; Allot, No. T531A-A, described as 1 Lot 165X330 Ft, N1/2 NW1/4, Section 29, Twp. 152 N., R. 94 W., Fifth Principal Meridian, North Dakota for \$50.00 per month, second Councilman Strahs.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

5. Gwen Hostler - Home Site Lease:

Councilwoman Brugh moved for approval of an undeveloped Home site Lease for Gwen Hostler in the Twin Buttes area; Allot. No. T704A-A, described as 2.50 acres within Sec. 28, TWP. 147 N, Rge. 91 W. Fifth Principal Meridian, North Dakota, and containing 2.50 acres for 25 years @ \$25.00 per year, second by Councilman Strahs.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

6. Lisa Young Bear – Home Site Lease:

Councilwoman Brugh moved for approval of a Mobile Home Lot in the Thunder Butte Trailer Park to Lisa Young Bear the following described Tribal land for a period of 25 years, beginning June 01, 2010 and ending December 31, 2035; Lot size 165X330, Allot, No. T531A-A, Section 29, T. 152 N., R. 94 W., Fifth Principal Meridian, North Dakota for \$50.00 per month, second by Councilman Strahs.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

7. Koty Brugh – Mobile Home Site Lease:

Councilman Strahs moved for approval of a Mobile Home Lot to Koty Brugh in the Thunder Butte Trailer Park the following described Tribal land for a period of 25 years, beginning January 1, 20 and ending December , 20 ; Lot size 165X330, Allot, No. T531A-A, Section 29, T. 152 N.,R. 94 W., Fifth Principal Meridian, North Dakota for \$50.00 per month, second by Councilwoman Brugh.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

8. Charles Moran - Home Site Lease:

Councilwoman Brugh moved for approval of a Home site Lease for Charles Moran in the; Allot. No. T3100, described Sec. 09, TWP. 151 N, Rge. 94 W. Fifth Principal Meridian, North Dakota, and containing 2.50 acres for 25 years @ \$25 per year, second by Councilman Strahs.

DISCUSSION: Charles Moran informed the committee that Mountrail Williams Electric is now charging \$400 for electrical deposit as opposed to McKenzie County charging \$100. CEO Terry Red Fox said when he moved back they were going to charge him the \$400 but he challenged them with his last payment schedule, noting that he never missed a monthly payment, and the county waived the deposit, so they are open to negotiation.

Action: The Legal Department is directed to draft a letter requesting waivers for the newly constructed homes – also to attend the next Coop Meeting.

VOTE: 3 Ayes 0 Nays Motion Carried.

9. Keith White Owl – Home Site Lease:

Councilman Strahs moved for approval of a Tribal Home site Lease for Keith White Owl in the Mandaree area north of the pow-wow grounds; Allot. No. T710A described as 2.5 Acres in SW1/4 Sec. 2, TWP. 149 N, Rge. 94 W. Fifth Principal Meridian, North Dakota,

and containing 2.50 acres for 25 years @ \$25 per year for an undeveloped lot, second by Councilwoman Brugh.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

10. Royce Irwin – Home Site Lease:

Councilman Strahs moved for approval of a home site lease for Royce Irwin in the New Town Segment area, described as Lot 13, Blk 12, Original Town site for 25 years @ \$50.00 per month, second by Councilwoman Brugh.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

11. Iris Jackson - Amended Home Site Lease:

Councilwoman Brugh moved for approval to amend the home site lease of Iris Jackson and include in the lease: description N1/2, Lot 18, Lot 2 Breslin Sub-division for 25 years @ \$50.00 per month, second by Councilman Strahs.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

12. Charlene Lockwood – Home Site Lease:

Councilwoman Brugh moved to approve a Mobile Home Lot to Charlene Lockwood in the Thunder Butte Trailer Park the following described Tribal land for a period of 25 years, beginning June 01, 2010 and ending December 31, 2035; Lot size 165X330, Allot, No. T531A-A, Section 29, T. 152 N., R. 94 W., Fifth Principal Meridian, North Dakota for \$50.00 per month, second by Councilman Strahs.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

13. Maynard Good Bird – Lot Trade:

Maynard Good Bear paid off his HUD home and is requesting to trade his land that is (undivided interest) for the tribal lot that the house is sitting on. Natural Resource Administrator's recommendation was not to approve the trade as the house is sitting on tribally owned property designated for Fort Berthold Housing Authority. The land is divided if his request were approved. Recommendation of the committee was for him to

continue with a 50-year lease and for whoever gets the house in later years to continue with leasing the land. There was no action taken.

III. WATER & SEWER APPLICATIONS:

Councilman Strahs moved for a blanket approval of the Water and Sewer Applications, subject to receiving funding, second by Councilwoman Brugh.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

APPLICATIONS (9):

Mandaree Area:

1. **Joan Sarah Church** New home site-new water system system; Section 12 Township 148 Range 94, County Dunn BIA Rt 14.
2. Onalee Johnson, New home site, new water sewer system, Sec. 16 T. 149 N. R94W, NW ¼ NE1/4, S1/2, NE ¼;
3. Patrick Neil DuBois, Trailer home, new water/sewer system; Sec 2 T 148 R 92, Dunn County.

Thunder Butte Area: 1. **Jessica White Owl**, Trailer home, new sewer system. 2. **David Christopher Grinnell**, Trailer home, new water/sewer system, Sec 2 T. 147, N R 88 W; 3. **Michelle Hurkes**, Own trailer home, new water/sewer system; 4. **Lisa Young Bear**, own trailer water/sewer.

Sanish Area: 1. **Virgil Chase Sr.** Own home, new sewer system Lots 2&3, Blk 34 to the lake Sanish addition, T. 152-93;

Twin Buttes: 1. **John Mossett**, own home, new sewer system, Sec 28 T 147N R 914 W fifth Principal Meridian.

IV. Environmental Program Update: Joe Gillies:

Joe Gillies informed the committee of the actions over the past six months since appointed as the Director of Environmental Program. He reported that Zenergy was illegally dumping waste products in the Mandaree area. The Environmental Program needs to do a PSA on the Litter Control ordinance. The committee questioned protocol for Illegal Dumping authority for EPA and BIA Roads. He will draft Environmental Policies and to bring to the next committee meeting for discussion purposes.

V. Establishment of the Three Affiliated Tribes Public Works

Agreement:

A resolution entitled, "Establishment of the Three Affiliated Tribes Department of Public Works," was presented to the committee. After discussion of establishing goals, objectives, chain of command, the committees directed Marvin Danks to reword the Resolution, add and delete some programs, clarify some of the wording, redo the flow chart and bring back to the next committee meeting.

VI. Ft. Berthold Housing Authority Update: Gloria Fast Dog:

NOTE: Committee Chairman Benson recessed the meeting at 11:15 a.m., and called back to order at 11:55 A.M.

VII. FARM PASTURE LEASES- (Highway 23, close to landfill by Wells.)

1. MICHAEL YOUNG BIRD:

Michael Young Bird – T612A-E:

Council member Strahs moved for approval of an Improvement Lease Application for Michael Young Bird the following described Tribal land, for a period of 10 years beginning January 1, 2010 and ending December 31, 2019; Allotment No. T612A-E described as W/N2 SE 4 NE4, Section 24, Twp 152, Rge. 95 W., Fifth Principal Meridian, ND, containing 32.5 Pasture acres for the cash rent of Yr. 2010, 11, 12 @\$3.50 = \$113.75 Yr. 2013, 2014 @ \$5.00 = \$162.50 Yr. 2015-2019@\$7.50 = \$243.75., second by Councilwoman Brugh.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

2. FARM PASTURE LEASES- (Highway 23, close to landfill by Wells.)
KANSAS JOHNSON: T612A-D:

Council member moved for approval of a Farm Pasture Lease for Kansas Johnson, pending the submittal of application. Council member seconded the motion.

Discussion:

VOTE:

VIII. ANNETTE YOUNG BIRD- ADMINISTRATOR

1. Signatory Authorization – Realty Staff for all USDA Programs

Councilman Strahs moved for approval "signature authority for realty staff for all USDA Programs," – [Ed, Jack, Lorry and Noreen] that pertain to farming and ranching, second by Councilwoman Brugh.

Discussion:

VOTE: 3 Ayes 0 Nays Motion Carried.

IX. DAKOTA PLAINS TRANSPORT INC.

Councilman Strahs moved for approval to direct the Natural Resources Director and the Legal Dept to draft a letter to the Industrial Commission of North Dakota objecting to a Salt Water disposal site in the City of New Town, to clean up water and reuse it aqua-fur, second by Councilwoman Brugh.

Discussion: Annette Young Bird will contact Katherine Vanderbault to see what her stand is on this subject.

VOTE: 3 Ayes 0 Nays Motion Carried.

X. THUNDER BUTTE LEASE MOBILE HOME:

Council member Brugh moved for approval of the Thunder Butte Mobile Home lease application of Jolene Grady under the same condition as other tenants. Council member Strahs seconded the motion.

Discussion: The Recording Secretary is to record copies of all transactions.

VOTE: 3 Ayes 0 Nays Motion Carried.

XI. VAN HOOK TRIBAL LOT: DUSTIN AND CYNTHIA YOUPEE:

Council Member Brugh moved for approval of a tribal lot in the Van Hook area, land being west of the White Owls, to Dustin and Cynthia Youpee. (Subject to description made available for the record.) Councilman Strahs seconded the motion.

Discussion: The White Owl daughter Rebecca originally had the lease but made no effort to utilize the lot.

VOTE: 3 Ayes 0 Nays Motion Carried.

XII. LAND APPRAISAL FOR ALGIN DYE:

Annette Young Bird said the land appraisal was not official and Probate Court will discuss. Alyssa Grant, who is Algins niece, will bring paperwork back to the committee on July 13, 2010. The committee took no action.

XIII. ADJOURNMENT:

Council member Strahs moved to adjourn the meeting at 1:00 p.m. Council member Brugh seconded the motion.

Discussion:

VOTE:

3 Ayes 0 Nays Motion Carried.

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's Natural Resource Committee is composed of three (3) members of whom three (3) constitute a quorum _____ were present at the Meeting there of duly called, notice, convened and held on the day of _____, 2010; that the foregoing Minutes were duly adopted at such meeting by the affirmative vote of ___ members; _____ members opposed; _____ members abstained; _____ members not voting.

Dated this 11th of Oct, 2010. EB

ATTEST:


Amanda Bracklin / Committee Secretary


Barry Benson / Chairman of Natural
Resource Committee