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**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
SPECIAL MEETING NO. 10-006-VJB
DECEMBER 29, 2010**

CALL TO ORDER:

Chairman Hall called the meeting to order at 11:25 a.m.

INVOCATION:

There was a moment of silence by all attending the meeting.

ROLL CALL:

Present: Chairman Tex G. Hall, Councilman Barry Benson, Councilman Frank Whitecalfe, Councilman Arnold Strahs, Councilman Mervin Packineau, Councilman Scott Eagle, and Council member V. Judy Brugh. All seven members present made a quorum.

01. STARION BANK 9.5 LOAN:

Chairman Hall stated negotiations with Starion Bank were needed to lower the interest rate in the promissory note of 9.5 Million. Currently the interest rate is set at 4.25% and the CD rate is at 5% so it will increase the rate to 8%. Chairman asked the loan officer to go back and negotiate with his superiors in lowering the interest rate. In 30 days he could bring back the resolution to the tribal council for further discussion. He asked that the terms and conditions of the loan also be identified in the loan. The council also discussed paying \$34,000 per month to pay on the principle of loan.

Councilman Eagle moved for approval to extend the maturity date of the loan by 30 days, then to have Starion Bank come back for a revisit of the Resolution to negotiate a lower interest rate. Councilman Strahs seconded the motion.

VOTE: 7 Ayes. Motion carried.

02. SMALL LOAN POLICY READING:

Dennis Fox presented "Interim Tribal Emergency Loan Program Policies," for the council's review. The purpose of the draft policies is to categorize emergency loans (larger loans) to assist the Three Affiliated Tribes enrolled membership with financial assistance through the small Loan Program with each individual's EMERGENCY situation. These loans will be made only upon determination that repayment can be made upon each loan analysis.

Councilman Packineau moved for approval of the "first reading" of the Interim Tribal Emergency Loan Program Policies after corrections of typo errors. Councilman Eagle seconded the motion.

VOTE: 7 Ayes. Motion carried.

03. MOTION THREE: TRIBAL HOUSING REINSTATEMENT:

Councilwoman Brugh moved for approval to reinstate Alternative Housing Division with \$200,000 interim budget. Councilman Whitecalfe seconded the motion.

VOTE: 7 Ayes. Motion carried.



04. DARREN MASON TRIBAL LOAN MOBILE HOME:

Darren Mason is requesting financial assistance of \$29,328.25 to purchase a 3 bedroom mobile in Bismarck, ND where he is currently living. He has been renting and purchasing it on a contract for deed. The owner has decided to sell the mobile home and he has been given first chance on purchasing the mobile home.

Councilman Whitecalfe moved for approval of a loan of \$29, 328.25 to purchase the mobile home. Councilman Eagle seconded the motion.

DISCUSSION: The council discussed the pros and cons about Darren's affordability of making payments towards the loan.

VOTE: 2 Ayes, 5 Nays. Motion failed.

Councilman Eagle moved for approval to designate a FEMA trailer for Darren Mason. Councilwoman Brugh seconded the motion.

VOTE: 6 Ayes. Motion carried.

05. EDMUND BAKER EDUCATIONAL LOAN:

Councilman Whitecalfe moved for approval of an educational loan of \$25,000 to Edmund Baker, who will be graduating with a Jurist Doctorate, with \$15,000 to be distributed immediately, and for the Chief Financial Officer, Whitney Bell, CFO to research the Docket Funds to possibly cover the additional \$10,000 as a grant. Councilman Eagle seconded the motion.

VOTE: 6 Ayes. Motion carried.

NOTE: The check will be made out directly to the student and not the higher educational institution. Edmund Baker will execute a contract to work with the tribe upon completion of school. The remaining \$10,000 will be distributed to Edmund on a monthly basis beginning February thru May @ \$2500 a month.

06. JOHN FREDERICKS LEGAL COUNSEL CONTRACT:

Councilman Packineau moved for approval of a contract as Legal Counsel as amended between John Fredericks and the Tribal Business Council. Councilman Whitecalfe seconded the motion.

Discussion: AMENDMENTS INCLUDED: 3. Change "except as otherwise directed to "and": AND. 4.change \$180.00 per hour to \$150.00 7. Add "This contract will be subject to review to amendments and review.

VOTE: 7 Ayes. Motion carried.

07. FORT BERTHOLD DEVELOPMENT CORPORATION:

Councilman Whitecalfe moved for approval of the request from FBDC for \$100,000 to cure Native American Bank default. Councilman Eagle seconded the motion.



NOTE: CFO, Whitney Bell said a 60-day period of time has been proposed to work out a course of action and report back to the Tribal Business Council, but he felt it would be better to change it to 90 days.

VOTE: 5 Ayes, 2 Nays. Motion carried.

Councilman Packineau moved for approval to appoint Councilman Frank Whitecalfe, Dennis Fox, Whitney Bell, and Richard Mayer as the interim Board of Directors for the Fort Berthold Development Corporation. Councilman Whitecalfe seconded the motion.

VOTE: 6 Ayes, 0 Nays, 1 Abstention. Motion carried.

08. ADJOURNMENT:

Councilman Whitecalfe moved for approval to adjourn the meeting at 9:15 P.M. Councilman Strahs seconded the motion.

VOTE: 7 Ayes. Motion carried.

NOTE: The next meeting will be scheduled for Wednesday January 05, 2011 at 10:00 a.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 three (4) constitute a quorum 5 were present at the Meeting there of duly called, notice, convened and held on the 15 day of February, 2011; 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.

Dated this 15 day of February 2011.

ATTEST:

V. Judy Brugh Executive Secretary
TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

Chairman, Tex G. Hall
TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES