



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
NATURAL RESOURCE COMMITTEE
MEETING NO. 13-01-FF
JANUARY 22, 2013**

CALL TO ORDER:

Councilman Fred Fox called the meeting to order at 1:47 pm.

ROLL CALL:

Members present: Committee Chairman, Councilman Fred Fox, Councilwoman Brugh, and Councilman Ken Hall (filling in for Councilman Phelan). A quorum was established with three members present.

01. APPROVAL OF AGENDA:

Councilman Hall moved for approval of the agenda as amended.
Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried unanimous.

02. APPROVAL OF MINUTES:

Councilwoman Brugh recommended that all minutes be deferred until each member has a chance to read minutes.

**03. REQUESTS FOR INDIAN HEALTH SERVICE WATER AND SEPTIC,
DRAIN FIELD, SEWER APPLICATIONS: Laurie Alberts**

A. Bruce Fox:

Councilman Hall moved approve Bruce Fox Jr's request for IHS services.
Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried unanimously.

B. William Lone Bear:

Councilman Hall moved approve William Lone Bear's request for IHS services.
Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried unanimously.

C. Myron Good Bird:

Councilman Hall moved approve Myron Good Bird's request for IHS services. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried unanimously.

D. Betty Jo Matthews

Councilman Hall moved approve Betty Jo Matthews request for IHS services. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried unanimously.

E. Hubert Heart: Tabled

F. Sherry Gillette

Councilman Hall moved approve Sherry Gillette's request for IHS services.
Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried unanimously.

G. Theodora Johnson

Councilman Hall moved approve Theodora Johnson's request for IHS services.
Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried unanimously.

H. Stephanie Nicole Matthews

Councilwoman Brugh moved approve Stephanie Nicole Matthews request for IHS services. Councilman Hall seconded the motion.

VOTE: 3 Ayes. Motion carried unanimously.

I. Roberta Bear:

Councilman Hall moved approve Roberta Bear's request for IHS services.
Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried unanimously.

J. YOUNG HAWK/BEAR POST 253:

Jason Morsette – Business Lease/White Shield
Council moved to approve home site to build a Veteran's home and center .
Council seconded the motion.

VOTE: 3 Ayes. Motion carried.

04. HOMESITES, LAND EXCHANGES & LAND ACQUISITION;

A. Blossom Bird-in-Ground – Home site/Four Bears

Councilwoman Brugh moved to approve home site. Councilman Hall seconded the motion.

VOTE: 3 Ayes. Motion carried.

B. William Wells, III – Homesite/Four Bears

Councilwoman Brugh moved to approve home site. Councilman Hall seconded the motion.

VOTE: 3 Ayes. Motion carried.

C. William Wells, Jr., - Homesite/Four Bears

Councilman Hall moved to approve home site. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

D. Ted Lone Fight, III – Home site/Van Hook

Councilman Hall moved to approve home site. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

E. Robin Smith – Home site/Van Hook

Councilman Hall moved to approve home site. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

F. Nancy Blanco – Homesite/Van Hook

Councilman Hall moved to approve home site. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

G. Joseph Chase, Jr., Homesite/Van Hook

Councilman Hall moved to approve home site. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

H. Elaine Yellowbird Fox – Homesite/White Shield

Councilman Hall moved to approve home site. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

I. Crystal Hallam – Homesite/Twin Buttes

Councilwoman Brugh moved to approve home site. Councilman Hall seconded the motion.

VOTE: 3 Ayes. Motion carried.

J. TABLED Ryan Thomas-Thunder Butte/Van Hook

~~*Dustin & Amy Ward* – Homesite/Van Hook TABLED~~

K. Blue Sky Starr – Homesite/Thunder Butte

~~Councilman Hall moved to approve homesite. Councilwoman Brugh seconded the motion. Later in the meeting Councilwoman Brugh rescinded her second to a motion.~~

~~**VOTE: 3 Ayes. Motion carried.** Motion: Rescinded.....Motion failed.~~

J. Tara Williams – Home site/Four Bears-Clarks Creek

Councilman Hall moved to approve homesite. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

K. Leslie T. Romero, Jr., - Homesite/Hidatsa Hills

Councilman Hall moved to approve homesite. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

L. Amy Solis – Homesite Modification

Council moved to approve homesite. Council seconded the motion.

VOTE: 3 Ayes. Motion carried.

M. Mary Hosie – Home site/White Shield

Councilwoman Brugh moved to approve homesite. Councilman Hall seconded the motion.

VOTE: 3 Ayes. Motion carried.

N. Hubert Heart-Homesite-additional acres-modification

Councilwoman Brugh will discuss this matter with Hubert Heart personally.

O. Leo Cummings – Home site/Four Bears

Leo and Councilwoman Brugh will meet and discuss his request.

P. Emy Lone Bear – Home site/Four Bears

Councilwoman Brugh moved to approve home site. Councilman Hall seconded the motion.

VOTE: 3 Ayes. Motion carried.

Q. Laura Fox – Home site/Clarks Creek

Councilwoman Brugh moved to approve home site. Councilman Hall seconded the motion.

VOTE: 3 Ayes. Motion carried.

L. Kalaigh Policka – Home site/Clarks Creek

Councilwoman Brugh moved to approve homesite. Councilman Hall seconded the motion.

VOTE: 3 Ayes. Motion carried.

M. Angelo White Body – Home site/Thunder Butte

Councilwoman Brugh moved to approve homesite. Councilman Hall seconded the motion.

VOTE: 3 Ayes. Motion carried.

N. PATRICK WOLF – VAN HOOK HOME SITE:

Councilwoman Brugh moved to approve home site. Councilman Hall seconded the motion.

VOTE: 3 Ayes. Motion carried

O. JESSE STEWART:

Councilman Hall moved to approve homesite. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried

P. CODY LEIGH JOHNSON:

Barbara Johnson will be advised to modify her lease—Lot Number P192815095 and gift deed 2.5 acres to her granddaughter, Cody Leigh Johnson.

Q. SIDRICK BAKER/SHYLO BAKER:

Councilwoman Brugh moved to approve each of them a home site in the Clark's Creek area. Councilman Hall seconded the motion.

VOTE: 3 Ayes. Motion carried.

05. CHRIS PELTIER: INDIAN HEALTH SERVICES:

\$837,000 almost 3 Mil spent this summer on providing systems
Have 15 failed sewer applications attached.

06. LAGOON REPLACEMENT PROGRAM IN TWIN BUTTES:

The lagoon is 5 to 6 Years old
Tribe has committed dollars for this and will cost approximately 2Mil to do

07. TOM BREUER FARM/PASTURE LEASE APPLICATION:

Councilman Hall moved for approval of a **5 year Renewal** lease to Allotment Number for Tom Bruer **T213A-A**, described as **E1/2 SW1/4 Sec 12, Twp 148, Rge 90**, W Fifth containing **34.4** cultivated acres for the cash rent **\$32.00** per acre. Total amount per year **\$2,144.00**. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

08. TOM BRUER – RENEWAL/BIA LEASE:

Councilman Hall moved for approval of Allot. No. **T274A** for Tom Bruer described as **E1/2 SW 1/4** containing **77A** acres for **\$32.00** per acre for a period of 5 years. Councilman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

09. TOM BRUER FARM/PASTURE LEASE APPLICATION:

Council man moved for approval of Allot. No. **T157 A** for Tom Bruer described as **E1/2 SE 1/4** containing **80A** acres for **\$8** per acre for a period of **5** years. Councilman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

10. REQUEST TO LEASE FOUR ALLOTMENTS FOR TOM BRUER:

Councilwoman Brugh recommended not moving forward in transferring 298 acres grain farming to Tom Bruer.

11. BYRON ZACHER FARM/PASTURE LEASE APPLICATION:

Councilwoman Hall moved for approval of a **5 year Renewal** lease to Allotment Number for Byron Zacher **T285A**, described as **NE ¼ Sec 16, Twp 150, Rge 90, W Fifth** containing **157.4** cultivated acres for the cash rent **\$40.00** per acre. Total amount per year **\$6,296.00**. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

12. RICHARD RESIN FARM/PASTURE LEASE APPLICATION:

Councilman Hall moved for approval of a **5 year Renewal** lease to Allotment Number **T252 A-A** described as **Cropland only W/ S1/2 NE1/4/ Sec 16, Twp 150 Rge 90, W Fifth** containing **73.2** cultivated acres for the cash rent **\$40.00** per acre. Total amount per year: **\$2,777.80**. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

13. RICHARD RESIN FARM/PASTURE LEASE APPLICATION:

Councilman Hall moved for approval of a **5 year Renewal** lease to Allotment Number **T152.6** described as **Cropland only w/ W/ 2NW4 Sec 15, Twp 150 Rge 90, W Fifth** containing **79** cultivated acres for the cash rent **\$40.00** per acre. Total amount per year **\$3002.00**. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

14. STACEY ROBERTS FARM PASTURE LEASE:

Councilman Hall moved for approval of a **5 year Renewal** lease to Allotment Number for **Stacey Roberts T4053**, described as (No description) **Sec. 34, Twp 150, Rge 90, W Fifth** containing **40** cultivated acres for the cash rent

\$42.00 per acre. Total amount per year \$1680.00. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

15. **GARRETT GILBERTSON FARM/PASTURE LEASE APPLICATION:**
Councilman Hall moved for approval of a **5 year Renewal** lease to Allotment Number for Garrett Gillette **T1336-A**, described as **crop land only W/SE/1/4NE1/4 Sec 30, Twp 148, Rge 89**, W Fifth containing **34.4** cultivated acres for the cash rent \$32.00 per acre. Total amount per year \$1,376.00. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

16. **GARRETT GILBERTSON FARM/PASTURE LEASE APPLICATION:**
Councilman Hall moved for approval of a **5 year Renewal** lease to Allotment Number for 4053, described as (NO DESCRIPTION) **Sec 34 Twp 148, Rge 90**, W Fifth containing **40** cultivated acres for the cash rent \$42.00 per acre. Total amount per year \$1680.00. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

17. **TABLED LYON WOLDING FARM/PASTURE LEASE APPLICATION:**
This item was tabled until Lorry Little Swallow can visit with Denny Wolf whoz been leasing the farm pasture, to see if he interested in leasing it.

18. **LYNN BILLADEAU FARM/PASTURE LEASE APPLICATION:**
Approval of a **5 year Renewal** lease to Lynn Billeadue, Allotment Number **T170A-D**, described as **S2 NE4, Sec 22, Twp 148, Rge 89**, W Fifth containing **48** cultivated acres for the cash rent \$50.00 per acre.

19. **LYNN BILLADEAU FARM/PASTURE LEASE APPLICATION:**
Councilman Hall moved for approval of a **5 year Renewal** lease to Allotment Number: **T170A-D for Lynn Billadeau**, described as **E1/2 SW1/4 Sec. 12, Twp 148, Rge 90**, W Fifth containing **34.4** cultivated acres for the cash rent \$32.00 per acre. Total amount per year \$2,144.00. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

20. **LYNN BILLADEAU FARM/PASTURE LEASE APPLICATION:**
Councilman Hall moved for approval of a **5 year Renewal** lease to **Allotment Number T090, to Lynn Billadeau**, described as **E1/2 SW1/4 Sec 12, Twp 148, Rge 90**, W Fifth containing **34.4** cultivated acres for the cash rent \$32.00 per acre. Total amount per year \$2,144.00. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

21. **BRENDA HUESERS FARM/PASTURE LEASE APPLICATION:**
Councilman Hall moved for approval of a **5 year Renewal** lease to Allotment Number **242A** with **Betty Huesers**, described as **Lot 3&4, E1/2SW, SE18-150-90** for the cash rent **\$50.00** per acre. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

22. **BRENDA HUESERS FARM/PASTURE LEASE APPLICATION:**
Councilwoman Brugh moved for approval of a **5 year Renewal** lease to Allotment Number **245A**, described as SE 4, **Sec 12, Twp 148, Rge 90**, W Fifth containing **50.0** cultivated acres for the cash rent **\$50.00** per acre. Councilman Hall seconded the motion.

VOTE: 3 Ayes. Motion carried.

23. **HELMUTH PFENNING FARM/PASTURE LEASE RENEWAL:**
Councilman Hall moved for approval of a **5 year Renewal** lease to Allotment Number **T878&TA346** to **Helmuth Pfenning**, described as within **Sections 3,4,5,8,9,10,15 & NENE of Section 17 SWNE of Section 9, Twp 148, Rge 90**, W Fifth containing **28** cultivated acres for the cash rent of **\$7.50** per acre.; **592** pasture acres for the cash rent of \$4.50 per acre. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

24. **MATTHEW GILBERTSON FARM/PASTURE LEASE APPLICATION:**
Councilwoman Brugh moved for approval of a **5 year Renewal** lease to Allotment Numbers **T317A-A/c/d/f**, to Matthew Gilbertson described as cropland only w/NE1/4 **Sec. 4, Twp 149, Rge 90**, W Fifth containing 52.0 cultivated acres for the cash rent **\$46.00** per acre. Total amount per year **\$2,2,392.60**. Councilman Hall seconded the motion.

VOTE: 3 Ayes. Motion carried.

25. **MATTHEW GILBERTSON PASTURE LEASE APPLICATION:**
Councilman Hall moved for approval of a **5 year Renewal** lease to Allotment Number **T2277/T3044**, described as cropland only w/SE1/4. **Sec 33, Twp 150, Rge 90**, W Fifth containing **56.0** cultivated acres for the cash rent **\$46.00** per acre. Total amount per year. **\$2,576.00**. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

26. **CHAD PENNINGTON FARM/PASTURE LEASE APPLICATION:**
Councilman Hall moved for approval of a **5 year Renewal** lease to Allotment Number **T3063**, described as **CROPLAND ONLY w/W1/2NE1/4 Sec 12, Twp 148, Rge 90**, W Fifth containing **52.0** cultivated acres for the cash rent

\$36.00 per acre. Total amount per year **\$1,872.00**. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

27. TODD ZAHNOW FARM/PASTURE LEASE APPLICATION:

Councilman Hall moved for approval of a **5 year Renewal** lease to Allotment Number **T237-A**, described as **E1/2 NW1/4 Sec 9, Twp 148, Rge 89, W Fifth** containing **73.0** cultivated acres for the cash rent **\$50.00** per acre. Total amount per year **\$3,650.00**. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

28. BILLIE R. ECKISS: NO MOTION.

29. SCOTT RUHLAND FARM/PASTURE LEASE APPLICATION:

Councilman Hall moved for approval of a **5 year** lease to Allotment Number **T437A-A**, to Scott Ruhland, described as **Lot 3&4 Sec 4, Twp 150, Rge 93, W Fifth** containing **69** cultivated acres for the cash rent (Improvement) **\$3.50** per acre, **7.50** per acre.(years 14,15.) Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

30. DELORES SAND FARM/PASTURE LEASE APPLICATION:

Councilman Hall moved for approval of a **5 year Renewal** lease to Allotment Number **TF004-G** to Delores Sand, described as within NE1/4**Sec 16, Twp 151, Rge 92, W Fifth** containing **81.0** cultivated acres for the cash rent **\$27.00** per acre, **62.5** pasture acres for the cash rent of **\$3.50** per acre. Total amount per year **\$2,405.75**. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

31. GERALD H. GOOD BIRD FARM/PASTURE LEASE APPLICATION:

Councilman Hall moved for approval of a **5 year** Lease to Allotment Number **TA** to Gerald Good Bird described as **N2/NE4/NW4/N2/NE7, Sec 1, Twp 147, Rge 93, LOTS 4 &2.5 SW4 Sec 31, Twp 148, Rge. 92, W Fifth** containing **105** Pasture acres for the cash rent of **\$7.50** per acre. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

32. USDA BARTLETT & WEST:

Give back to communities and barely got those paid North Segment White Shield and if interested

33. DANKS PARSHALL SPECIAL WASTE PERMIT DISPOSAL – PROJECT STATUS AND PROPOSED SCHEDULE: NEIL CARLSON/MAURICE M. DANKS: 1634

Councilman Hall moved to approve the terms to construct the agreement with the Danks Parshall Special Waste Disposal-Oil Field Waste. Neil Carlson and Marvin Danks will construct a Disposal Pit 15.00 per ton @15,000 tons with a percentage profit fee pro-rated \$3,400 a month—and to recommend that one half of the funding come back to the 501C3 Arikara Development Corporation in White Shield, North Dakota. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

34. SOLID WASTE PROGRAM:

Edmund Baker was given authorization to purchase trucks and hire drivers for each segment and hire drivers. Edmund was also recommended to recognize these employees for the exceptional services and give them a raise in addition to a COLA.

35. JESSIE/JARRET BAKER: LAND LEASE APPLICATION RU-229:

Councilman Hall moved to approve the RU 229 six month Lease to Jesse/Jarret Baker, same brand – which was previously leased to Clement and Colleen Baker. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

36. PARSHALL BAY:

Discussion was held regarding the housing plots located in Parshall Bay. Is housing going to use them and if not—A letter will be sent to Housing requesting the plots be given back to tribe. Income would also come back to the tribe.

37. RESCIND MORTIUM NOT TO PURCHASE:

Councilman Hall moved to rescind the Tribal mortium on purchasing land transactions. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

Discussion:

There are two homes located in the Four Bears community for sale. Upon appraisals, they will be placed on the agenda for the next Natural Resources Committee agenda next month.

38. ADJOURNMENT:

Councilman Hall moved to approve the adjournment of meeting. 5:15 pm. Councilwoman Brugh seconded the motion.

VOTE: 3 Ayes. 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 Resources 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 _____, 2013; 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.

Dated this _____ day of _____, 2013.

**Chairperson, Fred Fox, NATURAL RESOURCES COMMITTEE
TRIBAL BUSINESS COUNCIL-THREE AFFILIATED TRIBES**

ATTEST:

**Member, NATURAL RESOURCES COMMITTEE
TRIBAL BUSINESS COUNCIL - THREE AFFILIATED TRIBES**

**Member, NATURAL RESOURCES COMMITTEE
THREE AFFILIATED TRIBES**