



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
MEETING NO. 13-02-TGH
FEBRUARY 14, 2013**

CALL TO ORDER:

Chairman Tex G. Hall called the meeting to order at 10:55 am.

PRAYER: Councilman Fox gave the invocation.

ROLL CALL:

01. APPROVAL OF AGENDA:

Councilman Phelan moved to approve the agenda as amended. Councilwoman Brugh seconded the motion.

VOTE: 7 Ayes. Motion carried unanimously.

02. APPROVAL OF MINUTES: JANUARY 24, 2013:

Councilman Phelan moved approval of December 18, 2012 minutes, and the January 24, 2013. Councilman Kenneth Hall seconded the motion.

VOTE: 7 Ayes. Motion carried.

03. CHAIRMAN HALL REPORT:

A. The Tribal Business Council presented \$100,000 to each school district located on the Reservation to combat the drug trafficking within the school systems.

B. Chairman Hall introduced a Land Buyback Program that tribes can establish through Cabell funds. If any tribal member is interested in selling their land to contact their representative.

C. SMALL MEASURE OF JUSTICE /FIRE IN THE BELLY

PRODUCTIONS: Councilman Mervin Packineau moved to authorize for the MHA Nation to Invest in Broken Promises, LLC and its Interest in a documentary film of the Cabell Class Action Suit Entitled, "A Small Measure of Justice." Councilman Ken Hall seconded the motion.

» *NOTE: Councilman Barry Benson arrived at the meeting 12:26 pm.*

VOTE: 4 Ayes 0 Nays, 2 Abstentions. Motion carried.

D. UNITED TRIBES PRESENTATION:

Councilman Packineau moved for "Approval of equity Investment in hotel to be located on the property of United Tribes Technical College in Bismarck, North Dakota." Councilwoman Brugh seconded the motion.

VOTE: 6 Ayes. Motion carried.

04. RESOLUTION 13-023-VJB: COLT RESOLUTION:

Councilman Mervin Packineau moved to approve a Resolution entitled, "Authorizing the MHA Nation to join the Coalition of Large Tribes." Councilman Ken Hall seconded the motion.





MAHTO BAY CABIN OWNERS:

Disrespectful by throwing beer cans Tribal members are willing to sell their land depending on price Two tracts of land are outstanding Tribe never denied egress/ingress access to Mahto Bay because they don't own it. Federal to Federal Land by Hiway23 and Parshall, Deep Water, and Van Hook.

05. A. SALLY WHITE SENIOR PALLBEARERS AND CEMETARIES:

Sally White is requesting the Tribe construct a shelter to cook the meat by each community building/hall for funerals." Grave markers need replacement at cemeteries.

Councilwoman Brugh moved to direct the Natural Resources Department to send out an RFP "to repair cemeteries and build shelters in each segment to use as a place to cook meat.- and request for a contractor to build a chain length fence. Councilman Ken Hall seconded the motion.

VOTE: 6 Ayes. Motion carried.

06. B. NATIVE P.R.I.D.E. PARTICIPATION IN NORTH SEGMENT COMMUNITY

The North Segment Community sponsored a Wellness workshop for five days at the Northern Lights. There were 45 professionals available to the community. A lot of individuals did open up to unresolved issues, which is part of the healing process. This Program, "Native Hope" is coming back in July to meet with the Boys and Girls Club. North Segment is also sponsoring a meal with a dance after 6:30pm.

Everyone is welcome to attend.

07. RESOLUTION NO. 13-024-VJB: TBC TO APPOINTMENT TO THE BOARD OF UNITED TRIBES

Councilman Fred Fox moved to approve a Resolution entitled, "Tribal Business Council to appointment to the Board of United Tribes Technical College." Councilman Ken Hall seconded the motion.

VOTE: 6 Ayes. Motion carried.

Councilman Randy Phelan arrived at 2:23pm.

Mervin left the meeting.

08. TWIN BUTTES- FOUR BEARS MONUMENT: 2:48 47

Councilman Phelan moved to award the Twin Buttes community \$30,000 to construct a new Four Bears Chief monument on the Twin Buttes School site, to come out of 380 Account. Councilwoman Judy Brugh seconded the motion.



Sandy Star and Marilyn Sorenson Board of Directors were presented with \$100,000 as well as the other schools on the Reservation.

Discussion: Tribal Business Council if they could match the \$5,000 donation from Oil Company.

VOTE: 7 Ayes. Motion carried.

09. LOUIE WHITE BEAR PROBATE:

Councilman Fox moved to authorize the Natural Resource Department's administrator Annette Young Bird, to work with Legal Counsel, Damon Williams in determining an estimated appraisal value of Louie White Bear's Probate to make the deadline of April 5, 2013. Councilwoman Brugh seconded the motion.

NOTE: Karen Rabbithead volunteered to work with them. *Have Majel Russell draft a Resolution*

VOTE: 6 Ayes. Motion carried.

10. INDIAN HEALTH SERVICES: CHRIS PELTIER AND NEIL AUSTIN:

Councilman Phelan moved to approve the Tribal Match of \$495,000.00 contribution on the second phase of a project primarily funded by Indian Health Service at \$675,000 for a Solid Waste building to house staff and trucks. Councilwoman Brugh seconded the motion.

VOTE: 6 Ayes. Motion carried.

11. TAT OIL AND GAS AGREEMENT SUPPORT:

A letter of support will come from all oil companies –to raise the % rate between State and Tribe. TO RAISE THE % RATE.

12. APPOINTMENT TO ARROW PIPELINE BOARD OF DIRECTORS:

Councilman Benson moved to approve the appointment of Councilman Fred Fox to serve on the Arrow Pipeline Board of Directors. Councilman Phelan seconded the motion.

VOTE: 5 Ayes. Motion carried.



13. **RESOLUTION NO. 13-025-VJB RATIFICATION AND APPROVAL OF FIRST AMENDMENT TO LIMITED LIABILITY COMPANY AGREEMENT OF ARROW PIPELINE LLC: (CLOSED SESSION.)**

14. **DIABETES PROGRAM:(Closed Session) 5:47:49**

15. **RESOLUTION NO. 13-008-VJB SECTION 17**
Authorizing a Checking Account for Section 17

VOTE: 4 Ayes, 0 Nays, 1 Abstention.

NOTE: Councilman Barry Benson let the building at 6:30pm.

16. **HEALING HORSE PROJECT:**

Councilman Ken Hall moved to approve of a water depot in the "Healing Horse," in the northwest corner of the property. Councilman Packineau seconded the motion.

VOTE: 5 Ayes. Motion carried.

17. **INTRODUCTION TO DR. CLAYTON SMALL, Ph.D.**

Councilman Phelan moved to approve to co-sponsor a wellness workshop for 3 days in Albuquerque, New Mexico, at Gathering of Nations Pow-wow. Councilman Packineau seconded the motion. To be taken out of the TBC Line Item 380. Total Sponsorship request would be \$7,400.

VOTE: 4 Ayes, 1 Nay, 1 Abstention. Motion carried.

18. **RESOLUTION NO. 13-026-VJB BARTLETT & WEST MANDAREE WATER DEPOT:**

Councilman Phelan moved to approve a Resolution entitled, "Authorizing Fort Berthold Rural Water and the Section 17 Corporation to proceed with the Mandaree Raw Water Supply Project." Councilman Hall seconded the motion.

VOTE: 6 Ayes. Motion carried.



19. RESOLUTION NO. 13-027-VJB ENROLLMENT:

Councilman Phelan moved to approve the 43 applications for enrollment with the Three Affiliated Tribes. Councilman Hall seconded the motion.

VOTE: 5 Ayes. Motion carried.

20. RELINQUISHMENT OF DAKOTA JAMES YOUNG BIRD:

Councilman Hall moved to accept the relinquishment of Dakota James Young Bird from the rolls of the Three Affiliated Tribes. Councilman Benson seconded the motion.

VOTE: 4 Ayes, 1 Nay, 0 Abstentions, 0 Not voting.

21. A FEDERALLY CHARTERED CORPORATION SECTION 17:

A deferment of the Section 17 Corporate Charter will be reviewed March 5, 2013. Mark Fox will give a report on the status at the next meeting.

22. RON HALL CONSULTANT AGREEMENT:

Councilman Phelan moved to amend Ron Hall's contract by \$90,000 with BIA Transportation Planning dollars. Councilman Benson seconded the motion.

VOTE: 6 Ayes. Motion carried.

Planning for the Tribe Planning Project: Research and bring it back. Planning in two phases - BIA/IRR

23. HIDATSA DEVELOPMENT: Delvin Reeves

An excellent investment company has been contacted and is willing to build houses for the Mandaree Segment. Councilman Phelan would like to use the annual water sales received from the Fort Berthold Rural Water.

24. HIP PROGRAM: 8:16:13 pm.

Unit 411 - Price Range ---- Age limit

25. RESOLUTION NO. 13-029-VJB: SHAKOPEE LOAN:

Councilman Phelan moved to approve a Resolution entitled, "Designation that the TAT Arbitration Ordinance shall apply to the loan by the Shakopee Mdewaukan Sioux Community. Councilman Packineau seconded the motion.

VOTE: 6 Ayes. Motion carried.

26. NATURAL RESOURCES ADMINISTRATOR:





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. 1 were present at the Meeting thereof duly called, notice, convened and held on the day of April, 2013; that the foregoing Minutes were amended and/or duly adopted at such meeting by 5 affirmative vote of members; 0 members opposed; 0 members abstained; 0 Members not voting.

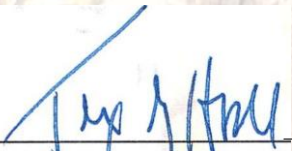
Chairman Voting Not Voting

Dated this 14 day of April, 2013.

ATTEST:

Michelle

Michelle
Tribal Secretary
- Tribal Business Council,
Three Affiliated Tribes


Tribal Chairman, Tex G. Hall
Tribal Business Council,
Three Affiliated Tribes