



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
CONTINUATION OF 5-19-14 MEETING
May 28, 2014 11:30 AM**

CALL TO ORDER:

Chairman Tex G. Hall called the meeting to order at 11:30 AM

PRAYER: Jason Morsette

ROLL CALL:

Present: Chairman Tex G. Hall, Councilman Randy Phelan, Councilman Mervin Packineau, Councilman Fred Fox and Councilwoman V. Judy Brugh are present. A quorum is established with six members present. *Absent:* Councilman Berry Benson.

01. APPROVAL OF AGENDA:

The agenda is a continuation from the May 19th, 2014 meeting.

NEW BUSINESS:

01. GOLDEN AGE TRAILER COURT : Jason Morsette

Councilman Phelan motioned to authorize Ken Hall to negotiate a price for purchase of the 25 lots in the Golden Age Trailer Court. Councilwoman Brugh seconded the motion.

Vote: 6 Ayes. Motion carried.

NOTE: Jason Morsette will work with Councilman Hall in obtaining the particulars.

02. TRAFFIC SAFETY-FOUR BEARS INC.

Four Bears INC is an MHA 100% Indian owned company that wishes to provide software solution and contract work for MHA Energy which would include Dispatching and GPS tracking. No action taken at this time.

03. SNUFF STARR TEAM ROPING

Councilman Randy Phelan motioned to approve \$1000.00 for the Certificate of Liability to the Steffes Agency Inc. (Jerry D. Pritchett) for "Snuff Starr Team Roping" on June 14th, 2014 at the Prairie Knights Casino and Resort. Councilman Mervin Packineau seconded the motion.

VOTE: 6 Ayes. Motion carried.

NOTE: COUNCILMAN MERVIN PACKINEAU ATTENDANCE –SNUFF STARR TEAM ROPING:

It was the consensus of the Tribal Business Council to give Councilman Mervin Packineau \$300 to attend the Snuff Starr Team Roping on behalf of the Tribal Business Council.

04. MHA NATION YOUTH RUNNING CLUB – COACH ARNIE GRADY:

Councilman Ken Hall moved to approve \$500.00 per competitor for the MHA Nation Youth Running Club, totaling to \$9,000 to participate in the Hershey Track & Field State Games in Fargo. ND. Councilman Randy Phelan seconded the motion.

VOTE: 6 Ayes. Motion carried.

05. SPONSORSHIP REQUEST- VONICA LAPLANTE:

Councilwoman Judy Brugh moved to sponsor Vonica LaPlante in a pageant sponsorship request of \$4,500.00. Councilman Mervin Packineau seconded the motion.

VOTE: 6 Ayes. Motion carried.

06. FINANCIAL REQUEST- DAKOTA HEART

Councilman Ken Hall moved to approve an emergency medical financial request of \$3,500 to Dakota Heart to attend the Whitaker Institute. (\$500.00 from each segment and the Chairman's Office for a total of \$3,500.00.) Councilman Randy Phelan seconded the motion.

VOTE: 6 Ayes. Motion carried.

FTR: Councilman Packineau left the meeting.

07. BUSINESS LICENSES

Councilwoman Judy Brugh moved to approve the business licenses listed with the condition that Elbowoods Clinic conducts inspections of all food stands. Councilman Fred Fox seconded the motion.

VOTE: 5 Ayes. Motion carried.

08. WEST SEGMENT

Mandaree West Segment will do a drawdown from the 2014 budget and bring back in Resolution form for the upcoming TBC Budget Meeting.

09. MB ASPHALT CONSTRUCTION

Councilman Ken Hall moved to approve MB Asphalt to do patch work approximately 25,000 square feet on the road BIA route 12 with the cost being \$150,000.00.

Councilman Fred Fox seconded the motion.

VOTE: 5 Ayes, Motion carried.

**10. RESOLUTION NO. 14-089-VJB RIGHT OF WAYS APPLICATION RESOLUTION:
STEVE GUNDERSON**

Councilman Fred Fox moved to approve Resolution Number 14-089-VJB under the conditions agreed upon is implemented into the resolution by Tribal Legal Department. Councilwoman Judy Brugh seconded the motion.

VOTE: 5 Ayes. Motion carried.

**11. RESOLUTION NO. 14-090-VJB THE PIPELINE MIDSTREAM STRUCTURE
SETBACK ACT"**

Councilman Fred Fox moved to approve Resolution Number 14-090-VJB "The Pipeline Midstream Structure Setback Act" to be published in the MHA Times for a period of 30 days to allow for public comment. Councilwoman Judy Brugh seconded the motion.

VOTE: 5 Ayes. Motion carried.

12. DOT CONSULTANT CONTRACT- deferred

13. POUCH POINT TRIBAL CONCESSIONAIRE LEASE

Councilman Randy Phelan moved to appoint Dean Brady as the Tribal Manager of Pouch Point subject to background check. Councilman Ken Hall seconded the motion.

VOTE: 6 Ayes. Motion carried.

14. SENIOR REALITY SPECIALIST

Councilman Randy Phelan moved to temporary hires —George Abe as a Senior Reality Specialist for the Natural Resources Department. Councilman Fred Fox seconded the motion.

VOTE: 6 Ayes. Motion carried.

FTR: Position needs to be advertised.

15. M.O.U. KHANJEE GROUP: BOB HARBOR

No action taken

16. FEE TO TRUST VAN HOOK: ELGIN CROSBREAST:

Councilman Fred Fox moved to approve Resolution Number 14-087-VJB “Fee to Trust Van Hook.” Councilman Randy Phelan seconded the motion.

VOTE: 6 Ayes. Motion carried.

17. TRIBAL LAND EXCHANGE BETWEEN NORTH SEGMENT AND NAPA HARDWARE STORE:

Councilman Mervin Packineau moved to approve the Land Exchange between North Segment and NAPA Hardware Store and to have Resolution brought back to TBC after review by the Tribal Legal Department. Councilman Ken Hall seconded the motion.

VOTE: 6 Ayes. Motion carried.

18. ALYCE SPOTTED BEAR NAS SCHOLARSHIP FUND:

Councilman Ken Hall moved to forward the funding request to the upcoming TAT Budget Meeting. Councilman Randy Phelan seconded the motion.

VOTE: 6 Ayes. Motion carried.

19. OLD SCOUTS SOCIETY

Councilman Ken Hall moved to approve a financial request of \$15,000 to the White Shield Old Scouts Society to attend the Little Big Horn Battle Field Park Service Event on June 24th, 2014. Councilman Randy Phelan seconded the motion.

VOTE: 6 Ayes. Motion carried.

20. ELMER FREDERICKS COMPLAINT

Councilman Randy Phelan moved to direct the TAT CEO, Dennis Fox research the credibility of the company “Citadel,” Councilman Fred Fox seconded the motion.

VOTE: 6 Ayes. Motion carried.

21. LORI FINLEY HOME SALE

Councilman Randy Phelan moved to approve Resolution Number 14-088-VJB "Approval of the Purchase of Real Property from Lori R. Finley" original Town site of New Town, ND Block 9: Lot 2 & W. 30' Lot 1 in the amount of \$300,000.00. Councilman Ken Hall seconded the motion.
VOTE: 6 Ayes. Motion carried.

22. FOUR BEARS CASINO AND LODGE QUARTERLY REPORT:

Councilman Fred Fox moved to approve the Quarterly Report from the Four Bears Casino General Manager Report. Councilman Ken Hall seconded the motion.
VOTE: 5 Ayes. Motion carried.

23. 4BEARS CASINO AND LODGE QUARTERLY INCENTIVE:

Councilman Fred Fox to approve the Quarterly Incentive of \$5,000 to Patrick Packineau, Four Bears Casino General Manager Report. Councilman Randy Phelan seconded the motion.
VOTE: 5 Ayes. Motion carried.

24. 9061 VETERANS OF FOREIGN WAR-FINANCIAL REQUEST

Councilman Randy Phelan moved to approve the Post 9061 VFW and Ladies Auxiliary financial request of \$8,000.00 for travel expenses for the Department Convention held in West Fargo, North Dakota on June 5th-8th, 2014. Councilman Ken Hall seconded the motion.
VOTE: 5 Ayes. Motion carried.

25. EVANGELINE MONGRAM MEDICAL FINANCIAL REQUEST:

Councilman Randy Phelan moved to approve a medical financial request for a total of \$1500.00. Councilman Fred Fox seconded the motion.
VOTE: 5 Ayes. Motion carried.

26. ADA CROWS BREAST FINANCIAL REQUEST

Councilman Randy Phelan moved to approve a financial request from Ada Crows Breast in the amount of \$500.00 from each segment including the Chairman's Office for a total of \$3500.00. Councilman Fred Fox seconded the motion.
Vote: 5 Ayes. Motion carried

27. LARISSA EVELYN NO BRAID FINANCIAL REQUEST:

Councilman Fred Fox to pay Larissa Evelyn No Braid's remaining medical bill balance of \$1,427.33 to the Lawrence Memorial Hospital in Lawrence KS. Councilman Randy Phelan seconded the motion.
VOTE: 5 Ayes. Motion carried.

28. DAWN FREDERICKS- JOHNSON:

Councilman Fred Fox moved to approve a financial medical request from Dawn Fredericks-Johnson under Option 1, and to direct the TAT CEO to follow-up by obtaining a referral to the Mayo Clinic in Rochester, Minnesota. Councilman Randy Phelan seconded the motion.

VOTE: 5 Ayes. Motion carried.

29. KOTY BRUGH SPONSORSHIP REQUEST

Councilman Randy Phelan moved to approve a \$10,000.00 sponsorship request from Koty Brugh to be paid as \$5,000.00 from the Three Affiliated Tribes and \$5,000.00 from the Four Bears Casino and Lodge. Councilman Fred Fox seconded the motion.

VOTE: 4 Ayes, 1 Abstention. Motion carried.

30. AMANDA BRACKLIN- FINANCIAL REQUEST

Councilman Fred Fox moved to approve a Small Loan request of \$20,000.00, subject to the policy and procedures of the Small Loan Program. Councilman Randy Phelan seconded the motion.

VOTE: 5 Ayes. Motion Carried.

31. FOUR BEARS POWWOW -2014:

Councilman Randy Phelan moved to approve a request from the Four Bears Pow-wow Committee to help with the financial shortfall of \$39,000.00, from the 2014 Four Bears Pow-wow Committee. Councilman Mervin Packineau seconded the motion.

VOTE: 4 Ayes, 1Abstention. Motion carried.

32. DR. ZANE RISING SUN CONTRACT:

Councilman Fred Fox moved to continue with Dr. Zane Rising Sun's contract at the same rate of pay. Councilman Mervin Packineau seconded the motion.

VOTE: 5 Ayes. Motion carried

33. ELBOWOODS CLINIC CEO, DAWN BERG:

Councilman Fred Fox moved to accept the resignation of Dawn Berg from the Elbowoods Health Center and to pay her severance as approved by Policy.

Councilman Randy Phelan seconded the motion.

VOTE: 5 Ayes. Motion carried.

34. SUMMER YOUTH

Councilman Mervin Packineau moved to approve the wages for Summer Youth start at \$11.00 an hour. Councilman Randy Phelan seconded the motion.

VOTE: 5 Ayes. Motion carried.

35. NATURAL RESOURCE DEPARTMENT:

Councilman Fred Fox moved to approve the wage of Jody Ground at \$30.00 an hour. Councilman Randy Phelan seconded the motion.

VOTE: 5 Ayes. Motion carried.

36. RESOLUTION NUMBER 14-091-VJB STEPHANIE HALL-HOME SALE

Councilman Randy Phelan moved to approve Resolution Number 14-091-VJB "Purchasing the home purchase of Stephanie Hall and Yates White Buffalo" for \$200,000.00. Councilman Fred Fox seconded the motion.

VOTE: 5 Ayes. Motion carried.

37. SMALL LOAN REQUEST- MERVIN PACKINEAU

Councilman Fred Fox to approve a loan of \$15,000.00 to Mervin Packineau. Councilman Randy Phelan seconded the motion.

VOTE: 4 Ayes. 1 Abstention. Motion carried.

38. ADJOURNMENT:

Councilman Fred Fox moved to adjourn the meeting at 6:45 p.m. Councilman Randy Phelan seconded the motion.


VOTE: 5 Ayes. Motion carried.

CERTIFICATION

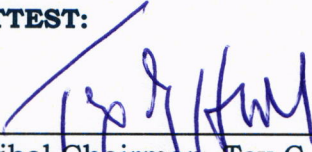
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom (5) constitute a quorum 6 were present at the Meeting thereof duly called, notice, convened and held on the **14TH day of AUGUST, 2014**; that the foregoing Minutes were amended and/or duly adopted at such meeting by the affirmative vote of 6 members; 0 members opposed; 0 members abstained; 0 Members not voting.

Chairman (X) Voting () Not Voting

Dated this **14TH** day of **AUGUST**, 2014.



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

ATTEST:


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

(Seal)