



CALL TO ORDER

Meeting called to order at 1:43pm.

OPENING PRAYER

Prayer: Kevin Finley.

ROLL CALL OF THE TRIBAL BUSINESS COUNCIL

Present: Councilman Cory Spotted Bear, Councilman Fred Fox, and Councilman Randy Phelan, Councilman Frank Grady, Chairman Mark N. Fox, Councilman Mervin Packineau, and Councilman L. Kenneth Hall. *Quorum established.*

I APPROVAL OF AGENDA

Motion: Councilman Randy Phelan moved to approve the Agenda. Councilman Frank Grady seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

FTR: Councilman Cory Spotted Bear wished his son a happy birthday. All are invited to the Twin Buttes Pow-Wow on June 19th. Chairman Mark N. Fox stated that we are working hard to develop procedures for the meetings. The key issue is time, not to be disrespectful, please keep to minimum and be considerate of time. There will be an Outreach Meeting in Twin Buttes at 7pm. Membership greatly appreciated the Outreach meetings. We are beginning the reservation meetings now. The picnic in Bismarck had a great turnout despite the rain. We were in Washington DC, a week ago on the 4th and 5th to meet with our Congressional delegation to address the taxation concerns and the State's ability to tax under the case law. We are looking at addressing administratively and legislatively. Meeting on the Refinery and funding and the need for it to pay for itself. NCAI coming up and meetings with the Governor and joint concerns with the Federal government. We are making adjustments to our budget from the effects of the Oil Tax Trigger. Probably won't happen, but we are looking at stabilizing the budget process and limiting the effects of it.

II APPROVAL OF TRIBAL BUSINESS COUNCIL MINUTES – Executive Secretary L. Kenneth Hall

Minutes – April 9, 2015

Motion: Councilman Randy Phelan moved to approve the April 9th, 2015 Minutes with corrections. Councilman Frank Grady seconded the motion.

Vote: 7 Ayes. Motion carried.



Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

Minutes – April 16, 2015

Item deferred.

EXECUTIVE COMMITTEE REPORTS

III CHAIRMAN'S REPORT – *Chairman Mark N. Fox*

A. Sevant Taft

Motion: Councilman Cory Spotted Bear moved to appoint Mr. Sevant Taft as Acting Enrollment Director and with commensurate pay. Councilman L. Kenneth Hall seconded the motion.

Vote: 7 Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

Discussion: He has been with the Enrollment office for 4 years. Chairman Mark N. Fox stated that it would most likely be advertised. This brings our total tribal enrollment to 14,520. There was some discussion on Enrollment regulation and approval of the Enrollment Ordinance. Future project includes an enrollment audit and population project study. Chairman Mark N. Fox discussed problems with the 1934 base rolls and blood quantum and where one parent was not included for blood quantum.

IV VICE CHAIRMAN'S REPORT – *Councilman Randy Phelan*

Councilman Randy Phelan discussed the Pow-Wows coming up. Busy with NRC on the 18th at 10:00am followed by Judicial at 1:00pm. A lot of deaths and we need to set aside a prayer day. Chairman Mark N. Fox would like to set aside a day and time.

V TREASURER'S REPORT – *Councilman Mervin Packineau*



Councilman Mervin Packineau stated that the budget will be presented at the July 1st Tribal Business Council Meeting.

A. Four Bear's Casino & Lodge Report – Patrick Packineau

The April Financial Report was presented by Pat Packineau. We just finished the audit and should have something back from the Josephs Eve & Associates firm soon. We are seeing some areas down due to the slowdown in oil production. We have purchased some new slot machines and coin dispensers. Construction continues and as requested is included a report of who is working on site. The old event Center renovation is under way, with a new ballroom, event rooms, and smoking lounge. Upcoming events include; INFR, MMA, Fireworks, and a Fishing Tourney in August. We informed the Tribal Business Council of some outstanding charges from various departments. Mr. Packineau stated that there are not any major delays in the construction project. The casino has felt the financial impact of the New Town's road construction. Councilman Frank Grady asked about filling the void by the pow-wow grounds. Chairman Mark N. Fox stated that at the Budget meeting they had discussed the need to strategize the development of the Four Bear's peninsula. The Chairman stated that we need to look at recreation. Patrick Packineau stated that his management team also has questions concerning the future of the peninsula and possible competition. Chairman Mark N. Fox discussed security issues, cameras and keeping the area family friendly. Also expressed the need for background checks for those living on the peninsula. Councilman Frank Grady want to make sure the grounds are cleaned up for the Pow-Wow and July 4th. Councilman Mervin Packineau stated DOT needs a letter to beef up police presence in the area during those events. Chairman Mark N. Fox stated that Judicial needs to meet and ramp up security during the Pow-Wows.

Motion: Councilman Fred Fox moved to accept the Casino Report into record. Councilman Frank Grady seconded the motion.

Vote: 6 Ayes. 1- Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye

Councilman Randy Phelan – Not Voting/Not Present

Councilman Mervin Packineau – Aye

Councilman L. Kenneth Hall – Aye

Councilman Cory Spotted Bear – Aye

Councilman Frank Grady – Aye

Councilman Fred Fox – Aye

B. Luke Spotted Bear

Item deferred to the July 1st 2015 Tribal Business Council meeting.

VI SECRETARY'S REPORT – Councilman L. Kenneth Hall

Discussed meeting procedures and the requirement of items going through the committees, especially if contracts & resolutions are presented. The Legal Department needs time to review.



VII OFFICER REPORTS:

Chief Executive Officer Report –

A. **Enrollment Update - *Sevant Taft***

Motion: Councilman L. Kenneth Hall moved to approve Resolution no. 15-098-LKH entitled “*Approval of 38 Applicants for Enrollment into the Three Affiliated Tribes*”. Councilman Randy Phelan seconded the motion.

Vote: 6 Ayes. 1- Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye

Councilman Randy Phelan – Aye

Councilman Mervin Packineau – Aye

Councilman L. Kenneth Hall – Aye

Councilman Cory Spotted Bear – Aye

Councilman Frank Grady – Not Voting/Not Present

Councilman Fred Fox – Aye

Discussion: Chairman Mark N. Fox discussed how the Federal government made mistakes in originally determining blood quantum, which has caused us problems today. We are looking at the base rolls and considering making everyone 4/4 from those rolls. Perhaps a Constitutional referendum for blood quantum and marijuana issues for August or September. Mr. Taft stated that changing blood quantum is just a band aid for now.

Chief Financial Officer Report - *Whitney Bell*

Not present.

B. **Small Loans – *Mary Ellen Sun***

Mary Ellen Sun informed the Tribal Business Council that she recommends approving all of the applicants from Group A. This group has collateral on file or committed. Ms. Sun does not recommend any of the applicants from Group B.

Motion: Councilman Fred Fox moved to approve Group A. (items 1-12) with collateral. Councilman Cory Spotted Bear seconded the motion.

Vote: 5 Ayes. 1-Abstention. 1 Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye

Councilman Randy Phelan – Not Voting/Not Present

Councilman Mervin Packineau – Aye

Councilman L. Kenneth Hall – Aye

Councilman Cory Spotted Bear – Aye

Councilman Frank Grady – Abstained



Councilman Fred Fox – Aye

Group B: Does not qualify. No Action

FTR: Chairman Mark N. Fox introduced the new Chief Executive Officer, Al Nygard to the Tribal Business Council and the audience and stated that he will be working to improve the small loan process.

VII UNFINISHED BUSINESS

A. **Dr. Biron Baker**

Dr. Baker presented a document entitled “*Bismarck Multi-Use Facility: Calgary Avenue*”. Tab Thompson presented an investment property opportunity in Bismarck. The back property has a more restrictive zoning and is less in cost.

Councilman Fred Fox stated that he doesn’t favor the purchase. Councilman Mervin Packineau also doesn’t favor the proposal. Chairman Mark N. Fox stated that we will need an appraisal. The CEO will get an independent appraisal done. Councilman Mervin Packineau stated that the cost of the appraisal should come from the 380 Budget.

Motion: Councilman Frank Grady moved to approve an appraisal to be paid from the 380 Fund Code. Councilman Mervin Packineau seconded the motion.

Vote: 6 Ayes. 1 Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye

Councilman Randy Phelan – Not Voting/Not Present

Councilman Mervin Packineau – Aye

Councilman L. Kenneth Hall – Aye

Councilman Cory Spotted Bear – Aye

Councilman Frank Grady – Aye

Councilman Fred Fox – Aye

Discussion: Caleb Dogeagle will develop the resolution to conduct an appraisal.

FTR: Councilman Randy Phelan returned to the meeting at 3:10pm.

B. **Melissa Acosta**

Item previously addressed.

C. **TERO Commission Regulations - Kelsey Packineau (July 1st Agenda).**

Kelsey Packineau presented the final TERO Commission Regulations main points. The regulations have been reviewed by legal. Councilman Fred Fox asked if the Commission requires members to be enrolled members and Mr. Packineau stated yes. Further discussion on Commission requirements and rules on felonies. Chairman Mark N. Fox stated that if a Commission Member has only had a 5-10 year or less conviction, and never if guilty of larceny, fraud, or murder. Councilman Fred Fox agreed a 5-10



year period before appointment and also believes in second chances. Kelsey Packineau explained that if expunged the applicant would be eligible. Chairman Mark N. Fox was adamant about the requirement because of the regulatory nature of the commission. Councilman Fred Fox wants to make sure there are no conflicts of interest if you have your own company. The regulations will be reviewed and approved for the July 1st Tribal Business Council meeting by July 9th and selection of Commission Members. El Marie Conklin asked from the audience asked who is on the Commission and thought she was on the Commission, but never received a letter. Chairman Mark N. Fox also asked who the members are. Kelsey Packineau stated that the Chairman is Leonard Hosie, Ronnie Brugh, Joe Myrick, and El Marie Conklin, Whitney Bell, and Arnie Sorenson. Chairman Mark N. Fox stated that he will find a member for his appointment.

FTR: Councilman Frank Grady stepped out of the meeting at 3:11pm.

D. Contract - Madonna Azure

Motion: Councilman Frank Grady moved to approve Resolution no. 15-100-LKH entitled “*Approval of the Consultant Contract for Professional Health Care Services of the Three Affiliated Tribes with Madonna Azure*“. Councilman Fred Fox seconded the motion.

Vote: 7 Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

Discussion: Ramona Two Shields spoke and stated that there is some disorganization but we are working to get it working better, and to please let them do their job. Chairman Mark N. Fox recommended that Ms. Azure report to the Health Committee.

E. Ruth Meiers Hospitality House - Jaclyn Hall

Motion: Councilman Mervin Packineau moved to approve Resolution no. 15-099-LKH entitled “*Authorization for a Professional Services Contract Between the Three Affiliated Tribes and Ruth Meiers Hospitality House, Inc.*” Councilman L. Kenneth Hall seconded the motion.

Vote: 7 Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye



Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

F. Home Request - Bobette Fox-Bruce

Ms. Fox-Bruce of White Shield is requesting a house in her segment. She is a foster parent and will be having a home visit on June 17th and needs proof or documentation or she will lose her Foster Parent License. She stated that she passed her old home to her son Damon. She was told she had a new home that was given to someone else. Councilman Fred Fox stated that he is meeting with their board tomorrow. There is a list and the board goes through the list. He was told that she didn't satisfy the application requirement because she already had an existing home. Now it got taken care of, so now she can be on that list. Ms. Fox-Bruce stated that she would do a wage deduction. I'm not delinquent or do I owe. Councilman Fred Fox commented that we recently gave her a raise. Chairman Mark N. Fox stated that Councilman Fred Fox already sent email to the board to move Ms. Fox-Bruce up to the top of the list and is working to expedite. Councilman Fred Fox stated that we will give her written documentation for her Foster Care representative.

Motion: Councilman Fred Fox moved to support preference for the Bobette Fox-Bruce home allocation. Councilman Frank Grady seconded the motion.

Vote: 5 Ayes. 2-Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye.
Councilman Randy Phelan – Not Voting/Not Present
Councilman Mervin Packineau – Not Voting/Not Present
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye.
Councilman Fred Fox – Aye

IX MEDICAL REQUESTS

A. Dewey Cisero – Medical Request.

Councilman Fred Fox moved to approve a medical grant of \$2000. Councilman Randy Phelan seconded the motion. Motion carried.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye



Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

B. Ron Craig

Mr. Craig is seeking medical assistance for his daughter Elle Craig. They will be at the Hennepin Medical Center for two weeks.

Motion: Councilman Cory Spotted Bear moved to provide a \$5000 grant and for others with serious life and limb situations to come forward. Councilman Frank Grady seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

Discussion: Has talked to Dr. Mayer and she strongly recomemd that we have our own physical therapy avaiable here on the reservation. She has rods in her back, but has completed therapy. Elle is only 15 and strongly supports this and any others that may need this type of service. Councilman Mervin Packineau asked how would we break this down. Chairman Mark N. Fox asked for similar amounts.

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

X EDUCATION COMMITTEE – Councilman Cory Spotted Bear, Chair

A. Brother Eagle - Damon Brady

Item deferred.

B. Reservation Information Systems (RIMS) - Ed Hall

Tony Foote, and Chad Uran, and Ed Hall discussed how RIMS would benefit the Tribe. Deferred to the Committee. Mr. Ed Hall stated that he has a resolution to establish an Office for the Tribe that hasn't been addressed by Committee yet. He discussed the need to develop and strengthen the Tax Commission. Chairman Mark N. Fox replied that they are working hard to staff the Tax Department, using legal counsel to address in the meantime. No Action.

C. Nueta Hidatsa Sanish College - Dr. Twyla Baker-Demaray

Item deferred to the July 1st.



D. Language Contract - Indrek Park

Marty Young Bear presented two contracts for Indrek Park & Liivo Niglas. Living Summer of the Mandan People Document. To come from Councilman Cory Spotted Bear's budget.

Motion: Councilman Cory Spotted Bear moved to approve the Indrek Park & Liivo Niglas Contracts. Councilman Fred Fox seconded the motion.

Vote: 5 Ayes. 2-Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Not Voting/Not Present
Councilman Mervin Packineau – Not Voting/Not Present
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

E. Cultural Restoration – Dr. Michael Yellow Bird
Item deferred.

F. Education Request - Bill Demaray
Seeking funding for tools at automotive school.

Motion: Councilman Randy Phelan moved to provide \$2,400 for educational costs. Councilman Fred Fox seconded the motion.

Vote: 6 Ayes. 1-Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Not Voting/Not Present
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

G. Education Request - Starla Deane

Motion: Councilman Randy Phelan moved to provide a grant for Starla Deane for the amount of \$1,261.26 as a payment to Fond Du Lac College. Councilman Frank Grady seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye



Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

H. Education Request - Rodney Dragswolf

Reverta Dragswolf presented for Rodney Dragswolf who is seeking financial assistance to pay off a bill that went to collections while attending Wahpeton Tech School for \$6,111.74. He is currently signing up for the National Guard.

Motion: Councilman Randy Phelan moved to provide an Educational Grant for the amount of \$4500.00. Councilman L. Kenneth Hall seconded the motion.

Vote: 6 Ayes. 1 Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Not Voting/Not Present
Councilman Fred Fox – Aye

I. Education Request - Lee Three Irons

Motion: Councilman Randy Phelan moved to provide an Education Grant for \$2132.80. Councilman Mervin Packineau seconded the motion.

Vote: 6 Ayes. 1 Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Not Voting/Not Present
Councilman Fred Fox – Aye

J. Gen-I Update – Roger White Owl

White House Criteria is Age 14-24 and working in conjunction with the UNITY Conference.

K. UNITY Conference Request - Roger White Owl

Mr. White Owl and five youth presented to the Tribal Business Council. Hotel rooms are locked in.



Motion: Councilman Fred Fox moved to approve funding to attend the Unity Conference in Washington DC. Amount not to exceed \$30,000. Councilman L. Kenneth Hall seconded the motion.

Vote: 5 Ayes. 2 Not Voting/Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Not Voting/Not Present
Councilman Mervin Packineau – Not Voting/Not Present
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

XI **HEALTH & HUMAN SERVICES COMMITTEE** - *Councilman Frank Grady, Chair*

A. **Contract** – *Dr. Cory Arcelay*

Motion: Councilman Frank Grady moved to approve renewal of the Arcelay contract for one year with Quarterly Reports to Dr. Mayer. Councilman Cory Spotted Bear seconded the motion.

Vote: 4 Ayes. 2-Opposed. 1-Abstention. 0 Not Voting/Not Present. Motion carried.
Chairman Mark N. Fox – Abstained
Councilman Randy Phelan – Opposed
Councilman Mervin Packineau – Opposed
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

Discussion: Councilman Randy Phelan asked if he is board certified, and Dr. Arcelay replied that he wasn't but will be taking the test in August. This should go back to the Health Board. Dr. Mayer stated that the Health Authority Board didn't address. Board Certification is not a requirement nor indicator of a physician's good or bad qualities. Chairman Mark N. Fox stated that it would behoove us to require. Dr. Mayer stated that it would be desirable, but he has many certifications that show expertise. Many don't. Ruth White Owl spoke in favor of Dr. Arcelay concerning her husband's care. Glenda Rush also spoke in favor of Dr. Arcelay's care. Councilman L. Kenneth Hall stated that we shouldn't politicize health care. Councilman Frank Grady agrees that we need to stay out of health care. Chairman Mark N. Fox stated that we need a strong active Health Care Board, and the Tribal Business Council should not be managing directly. Dr. Mayer stated that Plan B is always in effect as Acting Chief Medical Officer to find the best people. My recommendation is a 1 year contract with quarterly monitoring. We need to remove politics, so as to not interfere with health care. El Marie Conklin asked as a



matter of procedure, has there been anything in writing. Chairman Mark N. Fox stated that no written complaints have been received. Ms. Conklin stated that it is political. Chairman Mark N. Fox asked Ms. Conklin to remove herself and asked that those in the audience to please be respectful of the procedures.

B. Money Follows the Person – Melissa Olson, NDSU

Goal is to transition tribal elders back to the reservation for assisted living services. Seeking a Letter of Agreement or a Resolution of support.

Motion: Councilman Cory Spotted Bear moved to provide a Resolution of support. Councilman L. Kenneth Hall seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

C. Megabands - Dennis Fox, NSCB

Item deferred.

D. Elbowoods Expansion Update - James Foote

- First Dakota/SEH Updates - *Not Present.*

XII ECONOMIC DEVELOPMENT COMMITTEE – Councilman L. Kenneth Hall, Chair

A. Tekawitha Conference - Greta White Calf

Motion: Councilman Fred Fox moved to provide \$3000 per person for those attending. This motion to also apply to other enrolled members wishing to attend. Councilman Mervin Packineau seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

Discussion: Motion ammended to include all other members wishing to attend.



B. Tax Commission - Ed Hall
Item deferred.

C. Grant Request for Benefit Fashion Show - Darlene Perkins

Ms. Perkins is putting on three events; Benefit for Suicide and Meth Prevention needed (\$7000), Honoring the Fight (\$14,720) INFR Fashion Show against Diabetes (\$45,700). Seeking a grant to help with her efforts. She is currently seeking a 501C3 – Nonprofit status.

Motion: Councilman Randy Phelan moved to provide a grant for the amount of \$7000.00 for the Benefit for Suicide and Meth Prevention. Councilman L. Kenneth Hall seconded the motion.

Vote: 7 Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

Discussion: Ms. Perkins commented that she needs her business license that she paid for and never received. She is to check with Legal or Daniele Henry.

D. Loan Issue - Louis Felix
Item deferred.

E. Amanda Young Sponsorship - Garcia Walks

Requesting \$3000.00 to be a presenter at the 2015 American Psychological Association Convention in Toronto, Ontario – August 6th – August 9th.

Motion: Councilman Cory Spotted Bear moved to provide a grant of \$3000 from account 380. Councilman Frank Grady seconded the motion.

Vote: 6 Ayes. 1 Not Voting/Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Not Voting/Not Present
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye



F. Cultural & Spiritual Camp Sponsorship - Mavis Young Bear

Mavis Young Bear & Sadie Mann presented. They have a Committee and it's on Facebook. Councilman Cory Spotted Bear stated that it's been on there approximately a year. Marty Young Bear joined the ladies at the table. Mavis Young Bear invited the Tribal Business Council to join them.

Motion: Councilman Frank Grady moved to approve a grant for \$9000.00 per day for 2 days. Councilman Randy Phelan seconded the motion.

Vote: 6 Ayes. 1 Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Not Voting/Not Present

G. Resolution: Opposing the State Collections of Taxes from Indian Owned Corporations-

Motion: Councilman Randy Phelan moved to approve Resolution no. 15-104-LKH “NOW THEREFORE be it resolved, that the Business Council of the Three Affiliated Tribes opposes any effort by the state of North Dakota to collect state sales tax on goods and services produced by LLCs that are owned by Tribal members organized under North Dakota law, and whose goods and services are provided exclusively for use within the Fort Berthold Reservation, and further authorizes the Chairman of the Tribal Business Council to write letters on behalf of such individual tribal members protesting such sales tax collection efforts and to take such other action as may be necessary to prevent the effort by the state to collect sales tax from these activities and products produced by LLCs and which are used or provided exclusively within the Fort Berthold Indian reservation; and...” Councilman L. Kenneth Hall seconded the motion.

Vote: 6 Ayes. 1 Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Not Voting/Not Present

H. Financial Request - Norman Benson



Mr. Benson is requesting \$5000 to rent a U-Haul. In Committee, it was recommended a \$3000 Grant & a \$2000 Loan be brought to Tribal Business Council. Chairman Mark N. Fox commented that perhaps we as a Council split the cost.

Motion: Councilman Cory Spotted Bear moved to provide a grant of \$3500 (\$500 from each segment and the Chairman) and a \$1500 loan. Councilman Mervin Packineau seconded the motion.

Vote: 6 Ayes. 1 Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Not Voting/Not Present

I. Financial Request – Holly Fox

Item deferred to the July 1st 2015 Tribal Business Council meeting.

J. Pow-Wow Draw Down-

Item deferred.

K. Housing Permits/Consultant - Lawrence Baker

Mr. Baker stated that he has a draft resolution and consultant agreement for a Home Buyer Education (Technician) position, 1-fiscal year for \$50,000 and \$200,000 Budget for finance with special projects for homes. Chairman Mark N. Fox stated that we will sign when the budget is signed.

Motion: Councilman Randy Phelan moved to approve Resolution no. 15-101-LKH entitled “*Approving the Contract of Laurie Gene Pemberton-Fredericks*”. Councilman Frank Grady seconded the motion.

Vote: 6 Ayes. 1 Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Not Voting/Not Present

L. PetroGulf



John Fredericks recommended not to lease and asked if they have worked with MRR. Presenter: BIA and BLM were both aware. Caleb Dog Eagle asked if they have received a BIA trespass notice. And the presenters stated that they didn't. Chairman Mark N. Fox wants to make sure that we are following the letter of the law, especially as perceived by the Federal government. The bigger issue is that this has already been drilled. Dave Williams stated that we did meet with them and they are circumventing. They are not willing to work with MRR. Presenter stated that they did make an offer and that they never responded. Councilman Fred Fox asked how many have drilled into the riverbed without permission. After BLM and NDIC approve a lease the BIA has to sign off. Chairman N. Fox sees that as a serious problem. John Fredericks stated that a lot of laterals have been drilled under the lake.

Motion: Councilman Frank Grady moved to table until further review and findings. Councilman Mervin Packineau seconded the motion.

Discussion: Councilman Fred Fox stated that there are 100 wells in the Missouri riverbed from Independence Point to the North boundary of the reservation. Change motion to challenge all of these.

Motion Amended: to include the process of identifying and possible action for all wells trespassing on the riverbed.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

XIII **NATURAL RESOURCES COMMITTEE** – *Councilman Randy Phelan, Chair*

- A. **INFR - Frank White Calf**
See Closed Session

- B. **2015/16 Seasons Handbook - Antoine Fettig**
Item deferred.

- C. **Harley Texx Lone Bear**
 - 1. **Two Resolutions**
Item deferred.
 - 2. **Targa - Jacy Rabbithead**
Item deferred.
 - 3. **Oil and Gas ROW approvals - Carson Hood Jr**
Item deferred.



4. **Shannon Attcity Contract** - *Carson Hood Jr*
Item deferred.
5. **Crestwood Request** - *Carson Hood Jr*
Item deferred.
6. **ROW** - *Carson Hood Jr.*

Motion: Councilman Randy Phelan moved to approve Resolution no. 15-102-LKH entitled “*Approval of Consents for Certain Rights-of-Way on Tribal Land*” subject to Community Board Approval. Councilman Fred Fox seconded the motion.

Vote: 6 Ayes. 1 Oposed. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Oposed
Councilman Fred Fox – Aye

Discussion: Councilman Frank Grady stated that approval needs to be subject to the Four Bears Community Board approval.

- D. **HALCON** - *Mike Huber*
Item deferred.
- E. **WPX** - *Temporary Water Line*
Item deferred.

XIV **JUDICIAL COMMITTEE** – *Councilman Fred Fox, Chair*

- A. **Public Safety** - *Gerald White*
Item deferred
- B. **Elder Wills Resolution** - *Rebecca Burbridge*

FTR: *Councilman Frank Grady: left the meeting at 7:30pm.*

Motion: Councilman Fred Fox moved to approve a Resolution no. 15-103-LKH entitled “*Hiring Three Special Council for Wills and Gift Deeds for Elders*” with a 1-year term and subject to legal review. Councilman Cory Spotted Bear seconded the motion.

Vote: 6 Ayes. 1 Not Voting/Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye



Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Not Voting/Not Present
Councilman Fred Fox – Aye

Discussion: Caleb Dogeagle supports this for a 1-year term because we currently don't have the man-power to do these ourselves at this time.

XV **LEGAL DEPARTMENT** – *Caleb Dog Eagle, Esq., MHA Acting Supervising Attorney*

A. **Enrollment Ordinance**
Item deferred

XVI **NEW BUSINESS – Tribal Councilman Add Ons**

A. **Chairman Mark Fox - Charlene Fox**

Ms. Fox is seeking financial assistance for legal fees to retain custody of her grandchild.

Motion: Councilman Mervin Packineau moved to approve financial assistance of \$2100. Councilman Randy Phelan seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

Discussion: Councilman Mervin Packineau will route the request.

B. **Chairman Mark Fox- Reserved**

C. **Councilman Frank Grady- Ruth White Owl /Danette Hunts Along FEMA Trailer Issue**

Ruth White Owl, Danette Hunts Along, Marisa Hunts Along. Danette Hunts Along's FEMA trailer was delivered in wrecked condition. She moved into the FEMA trailer about 4 years ago and lived in the trailer for 3 years. It came with the stove missing, doors don't lock, furnace not working. The trailer was repeatedly broken into and reported to the police and nothing was done. The trailer was supposed to be furnished and came with no furniture. She asked Lawrence Baker to fix the heater and the doors. She is seeking \$5000. Chairman Mark N. Fox would like an itemized list to better determine the value so we can act on it. We also need Lawrence Baker to come to the meeting and address. No Action.



D. Councilman Frank Grady- *Reserved*

E. Councilman Mervin Packineau – *Stella Lawrence*

Ms. Lawrence is seeking reimbursement of some of the costs of attending the American Mid-West Ambassadors of Music. They had raised \$5780.00 on their own. Councilman Mervin Packineau stated that 75% of the amount raised would be \$4335.00.

Motion: Councilman Fred Fox moved to approve reimbursement for the amount of \$4335.00. Councilman Frank Grady seconded the motion.

Vote: 7 Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

F. Councilman Mervin Packineau - *Don Charging*

Possible consulting opportunity to work with Don Charging and should offer him a Law Enforcement Contract. Councilman Mervin Packineau proposes that he work with Caleb Dogeagle and Councilman Fred Fox to work out the details of the consultant agreement. To be placed on the July 1st Committee meeting.

Motion: Councilman Mervin Packineau moved to accept the Don Charging Consultant Agreement for Public Safety or Drug Task Force. Councilman Fred Fox seconded the motion.

Vote: 7 Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

Motion: Councilman Cory Spotted Bear moved to accept the Elmer Four Dance Consultant Agreement for Public Safety or Law Enforcement. Councilman Frank Grady seconded the motion.

Vote: 7 Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye



Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

G. Councilman Randy Phelan- *Shelly Harvey*

Motion: Councilman Randy Phelan moved to approve a medical assistance grant for \$5000. Councilman Frank Grady seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Aye
Councilman Fred Fox – Aye

H. Councilman Randy Phelan – *Andrea Lucio*

Seeking a sponsorship of \$3900.00 to send 4 team members of the Mandaree Warriors basketball team to attend a basketball camp. Councilman Randy Phelan agreed to take care of this sponsorship from his budget.

I. Councilman L. Kenneth Hall- *Reserved*

J. Councilman L. Kenneth Hall- *Reserved*

K. Councilman Fred Fox - *Reserved*

L. Councilman Fred Fox- *Reserved*

M. Councilman Cory Spotted Bear- *Reserved*

N. Councilman Cory Spotted Bear- *Reserved*

O. Chairman Mark N. Fox – *Reserved*

P. Chairman Mark N. Fox – *Reserved*

XVII CLOSED SESSION – (7:52pm)

Note: Closed Session minutes removed

FTR: Returned to Open Session.

Q. Small Loan Request - *Koty Brugh*



Motion: Councilman Randy Phelan moved to approve a small loan subject to all the policies of the Tribal Business Loan Program for Koty Brugh. Councilman L. Kenneth Hall seconded the motion.

Vote: 6 Ayes. 1 Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Not Voting/Not Present
Councilman Fred Fox – Aye

R. National Congress Of the American Indian

Motion: Councilman Randy Phelan moved to approve a Resolution no. 15-105-LKH entitled “*Appointment of NCAI Delegates and Authorization for Payment of Membership Dues to NCAI*”. Councilman L. Kenneth Hall seconded the motion.

Vote: 6 Ayes. 1 Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Not Voting/Not Present
Councilman Fred Fox – Aye

S. Resolution - Angela Cummings

Item deferred to the July 1st Tribal Council Meeting.

XVIII ADJOURNMENT

Councilman Fred Fox moved to adjourn. Councilman Randy Phelan seconded the motion. Meeting adjourned.

Vote: 6 Ayes. 1 Not Voting/Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Mervin Packineau – Aye
Councilman L. Kenneth Hall – Aye
Councilman Cory Spotted Bear – Aye
Councilman Frank Grady – Not Voting/Not Present
Councilman Fred Fox – Aye



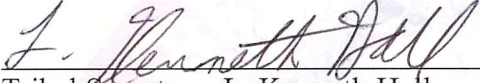
CERTIFICATION

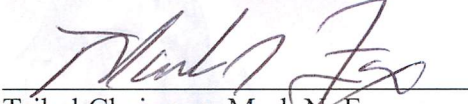
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom (5) constitute a quorum 7 were present at the Regular Meeting thereof duly called, notice, convened and held on the 11th day of June; 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; 1 member not voting.

Chairman (X) Voting () Not Voting

Dated this 16th day of December.

ATTEST:


Tribal Secretary, L. Kenneth Hall
Tribal Business Council,
Three Affiliated Tribes


Tribal Chairman, Mark N. Fox
Tribal Business Council,
Three Affiliated Tribes