



## **CALL TO ORDER**

Meeting called to order at 11:32am.

## **OPENING PRAYER**

Junior Morsette sang a prayer song to open the meeting.

## **ROLL CALL**

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

## **I. APPROVAL OF AGENDA**

Additions:

- 2A - Add Special Presentations / Schools
- Councilman Frank Grady Add On - Norma Grady
- Councilman Mervin Packineau Add On – INFR Sponsorship
- Councilman Randy Phelan Add On - Kyle Mandan Educational Assistance
- Councilman L. Kenneth Hall Add On – Elbowoods Housing
- Councilman L. Kenneth Hall Add On – Melvin Hale (Closed Session)
- Councilman Fred Fox Add On - White Shield School Construction

***Motion:*** Councilman Frank Grady moved to approve the agenda as amended. Councilman L. Kenneth Hall seconded the motion.

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

## **II. APPROVAL OF TRIBAL BUSINESS COUNCIL MINUTES: *Executive Secretary L. Kenneth Hall***

### **A. April 16, 2015 Minutes**

***Motion:*** Councilman Mervin Packineau moved to approve the April 16, 2015 minutes subject to corrections. Councilman L. Kenneth Hall seconded the motion.

Vote: 6 Ayes. 1-Not Present. Motion carried.  
Chairman Mark N. Fox – Aye  
Councilman Randy Phelan – Not Present  
Councilman Mervin Packineau – Aye



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

*FTR: Councilman Randy Phelan arrived at 11:50am.*

**B. Special Presentations / Schools**

Chairman Mark N. Fox and the Tribal Business Council presented the reservation area school systems with \$100,000 and blankets to their representatives.

**C. May 27, 2015 Minutes**

*Item deferred.*

**D. May 28, 2015 Minutes**

*Item deferred.*

**E. June 11, 2015 Minutes**

*Item deferred.*

**III. SPECIAL GUESTS – ELDERS**

As a matter of protocol we have instituted a number of rules for the Chambers similar to the State government. We allow time for comments or questions and ask the individual to introduce themselves formally at the microphone. We ask that cell phone use be taken outside and be respectful of our chambers. No disruptions and to keep an air of respectability and if it occurs we will ask that individual to leave. Recording is prohibited unless authorized and there is a fine associated with that. We are on the radio and the media is welcome!

**A. Denton Report Resolution – Citizens for Change Joletta Bird Bear**

Joletta Bird Bear presented with Gail Baker, Lisa Deville, and El Marie Conklin. Citizens for Change group presented a draft resolution entitled “*The Tribal Business Council formal referral of the Denton Law Firm Report to the U.S. Attorney’s Office*”. Joletta Bird Bear read a prepared statement that asked the Tribal Business Council to take official action on the findings of the report by sending it to the U.S. Attorney’s Office for review, investigation and action, if any. Former Chairman Tex G. Hall expressed that the resolution as presented is very slanderous and a violation of his civil rights. Caleb Dogeagle, TAT Lead Attorney stated that the U.S. Attorney already has the Report. Chairman Mark N. Fox stated that he asked the Legal Dept. to come up with simplified version of the resolution that gets to the heart of the request without stating names.

**Motion:** Councilman Frank Grady moved to approve resolution no. 15-143-LKH entitled “*Official Tribal Government Request to the U.S. Department of Justice and the U.S. Federal Bureau of Investigation to Review and Investigate the Findings of the Dentons US LLP Report*”. Councilman Cory Spotted Bear seconded the motion.





Vote: 6 Ayes. 1-Abstention. Motion carried.

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

**Discussion:** Joletta Bird Bear stated that the version you presented does not meet all the requirements she presented discussed a 10 day notice to be published. Tex Hall discussed his right to a hearing and that the resolution does not reflect his right to a hearing. We all have rights and not be a political prisoner. Chairman Mark N. Fox stated that we will note your objection to this in minutes and concerns about the absence of a hearing a year ago. We have judicial authority and are deferring it to the Federal agency.

**B. Suicide Awareness Month** – *Roberta Crows Breast*  
*Item deferred.*

## **EXECUTIVE COMMITTEE REPORTS**

### **IV. CHAIRMAN'S REPORT** - *Chairman Mark N. Fox*

Discussed creating an energy organization similar to CERT with about 7-12 tribes. We are working on getting the by-laws and charter organized. We want these tribes to come together for the lobbying power. We are looking a \$25,000 per Tribe start-up with an Office set-up, perhaps in Denver. We hope to have a resolution by the end of the day. Attended a Water Rights Conference and found that we really need to get focused on this and quantify our water rights and be compensated for our claims, past present and future. The turbines at the Garrison dam, our water pushing those turbines is our water and has value. At the Conference we are determining irrigable acres. It is a complex and difficult issue that will take a while. The Water Rights Settlement Act is expiring and the President's term is ending. Met with energy groups in Albuquerque and Denver and the Dept. of Energy. The Tribal Business Council met with Governor to discuss the return of excess land and riverbed claims that needs work and assertion of claims. Councilman Mervin Packineau commends the Chairman for standing his ground, and letting him know where we stand. Councilman Fred Fox discussed the Tax agreement and the States attitude that the agreement was a blessing to the Tribe, and it wasn't. Chairman Mark N. Fox stated that thankfully the Governor got a clear message from the Tribal Business Council that their deadline of September 15<sup>th</sup> for a revised agreement does not work for us.

### **V. VICE CHAIRMAN'S REPORT** - *Councilman Randy Phelan*

Councilman Randy Phelan discussed the need to act on the Cobell Buy Back Program, and do an assessment. We need a committee for a separate appropriation. Other tribes are asking for more than what they were given for fractionated acres. Councilman Mervin Packineau stated because we have oil interests we would need two or three times more. Councilman Cory Spotted Bear stated that they have





57 million set aside for us. Chairman Mark N. Fox stated that the amount of money per acres is set way too low for what our land is worth.

**Motion:** Councilman Randy Phelan moved to establish a special Cobell Buy Back Committee. Councilman Cory Spotted Bear seconded the motion.

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

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

**Discussion:** Councilman Randy Phelan stated another concern is the riverbed and the States opinion that we will lose if we fight them on who owns that land. Ron Ness will visit and tour the Mandaree area roads on Friday and visit with the Council about the roads and need. Councilman Randy Phelan recommends that Councilman Mervin Packineau lead this up. Chairman Mark N. Fox stated to be included the technical people and any Councilman.

**VI. TREASURER'S REPORT - Councilman Mervin Packineau**

**A. Four Bears Casino & Lodge - Pat Packineau**

*Item deferred to next Tribal Business Council meeting.*

**VII. SECRETARY'S REPORT – Councilman L. Kenneth Hall**

Provided a reminder concerning the process for presenting resolutions to the Tribal Business Council and the requirement that all resolutions to be reviewed by the Three Affiliated Tribes Legal Department and resolutions be submitted to Legal at least three days before the Council meeting. The Secretary also reminded those in attendance about the proper procedure for adding items to the Tribal Business Council agenda and the requirement that items be added through the committee process.

**VIII. OFFICER REPORTS:**

**A. Chief Executive Officer Report – Al Nygard**

**1. Update on Grants and Donation**

Al Nygard presented an update on centralizing grants and donations. We are looking to streamline the process and recommend a department with 4-5 employees with a total cost of 3.3 million. We have found there is a lot of manipulation and exploitation of the system we are looking to develop policies and procedures to get rid of the loopholes. We found that the Segment staff are processing 8-16 a day, with each one taking 4-6 hours to process and we are spending an estimated 60 man hours per day to do just this function. We estimate that it is





costing us about \$465,000 just to process these things right now. Chairman Mark N. Fox recommends that Medical Assistance needs to be larger. CEO, Al Nygard explained that there also exceptions and that the document is here to work and fine tune. We would realize a net savings of about \$1.2 million dollars by centralizing. To return to the next Tribal Business Council meeting. Some discussion on developing a voluntary employee fund. Toni Starr described the tribe having something similar in the past. Councilman Mervin Packineau and Councilman Frank Grady believe the segments should keep the sponsorships and financial assistance. Chairman Mark N. Fox stated that we need common procedures and another is a General Welfare exclusion Code to address the I.R.S. and get a review. Al Nygard stated that also for some people that are on some form of assistance, because we are seeing some push back from the State regarding the People's Fund.

*FTR: Councilman Randy Phelan 1:44pm left the meeting.*

**2. Enrollment - Servant S. Taft**

**Motion:** Councilman Fred Fox moved to approve Resolution no. 15-144-LKH entitled "Approval of 41 Applicants for Enrollment into the Three Affiliated Tribes". Councilman Mervin Packineau seconded the motion.

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

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

**Discussion:** 14, 665 tribal members.

**3. Media Packets MHA Communications – Jodi Rave Spotted Bear**

Jodi Spotted Bear, Executive Director addressed the Tribal Business Council to request media packets containing information about Tribal Business Council meeting agenda items. She made a request for the Tribal Business Council to adopt a formal media policy.  
No Action.

**B. Chief Financial Officer Report - Whitney Bell (2:23pm)**

**1. Tribal Budget –**

Distributed a detailed budget/expense report to each Councilman. Will have a proposed budget for FY2016 on Tuesday the 8th. Discussed streamlining tribal construction projects and would like formal approval to create this new Division. Includes Project Managers, Assistant Project Managers, and Inspectors and so on. Councilman Randy Phelan stated that he would like time to review. Councilman Fred Fox stated that it does shave costs and not everyone has to use this.





Councilman Mervin Packineau: I would also like to have more time. Al Nygard stated that it is not designed to replace existing people but to help. Some projects, the ball has been dropped, so it's just insurance. Richard Hall would like to see this move forward. Councilman Cory Spotted Bear thought it was a good idea. Chairman Mark N. Fox agreed with the time. With a billion or more in construction, we need to make sure we have a structure in place to watch costs and accountability. Councilman Fred Fox stated that because of how funds were lumped into the Communications building we need some oversight.

## 2. Small Loans – Sue Romero

**Motion:** Councilman Randy Phelan moved to approve Group A. 1-12. This is subject to Small Loans Department policy and collateral. Councilman Fred Fox seconded the motion.

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

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

**Motion:** Councilman Randy Phelan moved to approve Group B group # 1-5, 9 subject to Small Loans Department policy and collateral. Councilman Fred Fox seconded the motion.

Vote: 6 Ayes. 1-Abstention. 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 – Abstained  
Councilman Fred Fox – Aye

**Discussion:** Councilman Mervin Packineau stated that #7 Applicants does have collateral,

**Motion:** Councilman Mervin Packineau moved to approve Group B. #7 for \$5000. This is subject to Small Loans Department policy and collateral. Councilman Fred Fox seconded the motion.

Vote: 6 Ayes. 1 – Not Voting. Motion carried.

Chairman Mark N. Fox – Not Voting  
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 Frank Grady moved to approve Group B. #6 for \$5000. This is subject to Small Loans Department policy and collateral. Councilman L. Kenneth Hall seconded the motion.

Vote: 6 Ayes. 1-Not Voting. Motion carried.  
Chairman Mark N. Fox – Not Voting  
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 Mervin Packineau moved to approve Group B #8 for \$5000. This is subject to Small Loans Department policy and collateral. Councilman Frank Grady seconded the motion.

Vote: 6 Ayes. 1 - Not Voting. Motion carried.  
Chairman Mark N. Fox – Not Voting  
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

## **IX. UNFINISHED BUSINESS**

### **A. TERO Commission Regulations – Dewey Hosie (2:54pm)**

Dewey Hosie presented for TERO Director Charles Foote and submitted 3 contracts for approval. Contracts have been reviewed by the Legal Department. Informed the Tribal Business Council that TERO is managing over 100 million dollars in projects and provided an overview.

#### **Kelsey Packineau**

**Motion:** Councilman Fred Fox moved to approve the Kelsey Packineau Contract. Councilman Randy Packineau seconded the motion.

Vote: 6 Ayes. 1-Not Voting. 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  
Councilman Fred Fox – Aye

**Kelvin Lawrence**

***Motion:*** Councilman Randy Phelan moved to approve the Kelvin Lawrence Contract. Councilman Mervin Packineau seconded the motion.

Vote: 4 Ayes. 1-Opposed. 1-Abstention. 1-Not Voting. Motion carried.

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

***Discussion:*** Dewey Hosie discussed moving into their new building on December 1<sup>st</sup>. and hiring a person for IT and Web Site. Councilman Randy Phelan asked Dewey Hosie to remind the Director to have the contracts in place before they start working. Councilman Cory Spotted stated that he opposes contract because this person did very poor contractual work in my community. Dewey Hosie discussed having building codes and having hiring standards to get more bang for your buck.

**Frank White Calfe**

***Motion:*** Councilman Fred Fox moved to approve the Frank White Calfe Contract. Councilman Randy Phelan seconded the motion.

Vote: 6 Ayes. 1-Not Voting. 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  
Councilman Fred Fox – Aye

***Motion:*** Councilman Mervin Packineau moved to approve Resolution no. 15-145-LKH “*Approval of the Requirements for MHA Tero Commissioner*”. Councilman L. Kenneth Hall seconded the motion.



Vote: 6 Ayes. 1-Not Voting. 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  
Councilman Fred Fox – Aye

**Discussion:** Lloyd Vigen asked if the TERO Commission will report directly to the Tribal Business Council instead of the TERO Director. Chairman Mark N. Fox replied that the Commission will now report to the Tribal Business Council.

**Motion:** Councilman Mervin Packineau moved to approve Resolution no. 15-146-LKH entitled "Appointment of Jaret Baker to Serve on the TERO Commission". Councilman Fred Fox seconded the motion.

Vote: 5 Ayes. 1-Opposed. 1-Not Voting. Motion carried.  
Chairman Mark N. Fox – Aye  
Councilman Randy Phelan – Opposed  
Councilman Mervin Packineau – Aye  
Councilman L. Kenneth Hall – Aye  
Councilman Cory Spotted Bear – Aye  
Councilman Frank Grady – Not Voting  
Councilman Fred Fox – Aye

**Discussion:** Chairman Mark N. Fox stated that this will be an interim appointment under the new regulations. Councilman Randy Phelan had concerns about the appointments residency.

**B. Angela Cummings Contract-**

*Item deferred.*

**C. White Horse Woman – Wendi Wells**

*Item deferred.*

**D. Tribal License Plates - Richard Hall**

**Motion:** Councilman Fred Fox moved to approve resolution no. 15-147-LKH entitled "Three Affiliated Tribes Tribal Business Council approving and supporting MHA DOT to distribute its own license plates." subject to State recognition affirmed. Councilman Cory Spotted Bear seconded the motion.

Vote: 6 Ayes. 1-Not Voting. 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  
Councilman Fred Fox – Aye

**Discussion:** Chairman Mark N. Fox will vote for recognition from the State. Councilman Randy Phelan stated that it needs to be voluntary also. Richard Hall would like to implement as soon as the budget is secured in October.

**E. EMHC Change Order for Landscaping & Brick and Stone - Chris Saxton**  
*Item deferred.*

**F. First International Bank & Trust - Mark Strand/Caleb Dogeagle**

**Motion:** Councilman Fred Fox moved to approve Resolution no. 15-159-LKH entitled “*Approval for First International Bank and Trust to Update the Retirement Plan for the Three Affiliated Tribes*” Councilman Frank Grady seconded the motion.

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

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

**G. Average Joe’s Building Lease - Joe Myrick**

Caleb Dogeagle presented legal details that need to be resolved. John Fredericks, Toni Starr, Chairman Mark N. Fox all spoke to the issue. The estate of Janice White Body owns the property of which the Tribe has a mortgage (old Independence Business Loan Program) which is in defaulted. The Tribe will be filing a claim during the probate for the property and amount owed. Family member, Eleanor Ladueau recommends that the lease payments be made to Titus White Body, but TAT would recommend visit the BIA Probate office. The Tribal Business Council recommended Joe Myrick continue making payment although the lease has expired. Toni Starr recommended the family pay 10% down and have the mortgage waived by resolution. No Action.

**H. Loan Issue – Mathilda Edwards**

Received \$25,000 from the Tribal Business Council to pay off IRS bill, IRS only received \$21,980. Sue Romero will work with Mathilda Edwards to determine the reason. No Action.

**I. Retro Pay – Sterling Reed/Karrie Fast Dog**



**Motion:** Councilman L. Kenneth Hall moved to authorize retroactive pay of \$4,600 for Sterling Reed and \$4,140 for Karrie Fast Dog. Councilman Fred Fox seconded the motion.

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

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

**Discussion:** Councilman Fred Fox stated that the Justice Commission said they would take of it in June and it didn't happen. Barlow Wells stated that he does not have objections to this payout. Wynona Traversie stated that the group did not submit a request to be on the Agenda and explained the process to the Tribal Business Council. The CFO will make adjustment to the budget to account for the approval of the retroactive pay.

**J. Child Support Judge Contract – Ellen Otterman**  
*Item deferred.*

**K. Warriors of the 21<sup>st</sup> Century – Wynona Traversie**  
Wynona Traversie, Diane Johnson, and Susan Paulson presented. Discussion on changing salary rates of Warriors of the 21<sup>st</sup> Century participants. 228 tribal members are on federal and state probation. The program helps them return to society. The program changes will help 50 people supplement their wage by \$10/hr. Councilman Mervin Packineau stated that perhaps after the program establishes itself we can look at raising the salaries again. Diane Johnson stated that even at this early point in the program we are seeing an 80% success rate. Councilman Fred Fox would like to see a program review at some point.

**L. South Segment Draw Down - Addressed**

**M. Community Services Block Grant Application Executive Order – Charmaine Driver**

**Motion:** Councilman L. Kenneth Hall moved to approve Resolution no. 15-142-LKH entitled "Authorization of FY 2016 Community Services Block Grant Application Submission to the Office of Community Services, U.S. Dept. of Health and Human Services." Councilman Frank Grady seconded the motion. Councilman Frank Grady seconded the motion.

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

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





Councilman Frank Grady – Aye  
Councilman Fred Fox – Not Voting

**N. United Tribes Contribution –**

**Motion:** Councilman Cory Spotted Bear moved to approve Resolution no. 15-148-LKH entitled “Supporting the United Tribes Technical College with a Donation in the Amount of \$200,000 (Two Hundred Thousand Dollars)”. Councilman Mervin Packineau seconded the motion.

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

**O. Jody Fox Contract –**

Tribal member Jody Fox of 4 Season Travel presented a Consultant agreement for a pilot project to provide travel services in-house. A lengthy discussion occurred concerning the conditions of employment vs, consultant, or Contract for Services. Whitney Bell and Jody Fox will return to the next Tribal Council Meeting with a plan.

**X. MEDICAL REQUESTS**

**A. Personal Injury – Charlene Knight**

To discuss with the TAT insurance company about liability claim.

**COMMITTEES OF THE TRIBAL BUSINESS COUNCIL**

**XI. JUDICIAL COMMITTEE – Councilman Fred Fox, Chair**

**XII. EDUCATION COMMITTEE – Councilman Cory Spotted Bear, Chair**

**A. RAIN Program - Liz Yellowbird**

**Motion:** Councilman Cory Spotted Bear moved to support the RAIN project. Councilman Randy Phelan.

Vote: 6 Ayes. 1-Not Voting. Motion carried.  
Chairman Mark N. Fox – Aye  
Councilman Randy Phelan – Aye  
Councilman Mervin Packineau – Not Voting



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

**Discussion:** Chairman Mark N. Fox stated that they should return with a resolution for their budget that will most likely take effect Oct 1st.

**B. Financial Request for Private School Tuition - Anita Geggelman**

**Motion:** Councilman Frank Grady moved to approve \$5000 / school year. Councilman Mervin Packineau seconded the motion.

Vote: 5 Ayes. 1-Opposed. 1-Not Voting. Motion carried.

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

**Discussion:** Councilman Randy Phelan stated his reason opposed is because he wants a higher amount offered.

**C. Educational Assistance - Kathryn R Eagle**

**Motion:** Councilman Randy Phelan moved to approve Educational Assistance in the amount of \$3,500 from the Docket funds. Councilman Fred Fox seconded the motion.

Vote: 6 Ayes. 1-Not Voting. 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  
Councilman Fred Fox – Aye

**D. Educational Assistance for Shiloh Christian - Vonnie Alberts**

**Motion:** Councilman Cory Spotted Bear moved to approve Danica Victory Paul for \$5000 for the school year at Shiloh Cristian School. 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

**E. Educational Assistance - Marie Baker**

**Motion:** Councilman L. Kenneth Hall moved to approve \$5000/Child/School Year of for Marie Baker's three children to attend Shiloh Christian. 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

**F. Educational Assistance for Masheyti Romero and Leslie T Romero Jr - Sue Romero**

**Motion:** Councilman Fred Fox moved to approve Educational Assistance for Masheyti Romero and Leslie T Romero Jr in the amount of \$3,500 for unmet need. 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. Reservation Information Management (RIM) Resolution - Ed Hall**

Item deferred to consideration of the FY2016 Budget completion.

**H. MHA Education Trust Fund Update -Barbara Miller/Roger White Owl/Cesar Alvarez**



Presented report

**I. Mike Smith Family Buddy Walk**

**Motion:** Councilman Randy Phelan moved to approve \$500 per Segment and the Chairman's Office. 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

**J. Sylvan School Tuition Assistance - Kyline Young Bear**

**Motion:** Councilman Randy Phelan moved to approve \$5000/school year for Sylvan School in Bismarck, ND for Kyline Young Bear. 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

**XIII. HEALTH & HUMAN SERVICES - Councilman Frank Grady, Chair**

**A. Elbowoods Update - Dr. Kathy Eagle**

**XIV. ECONOMIC DEVELOPMENT COMMITTEE – Councilman L. Kenneth Hall, Chair**

**A. RiverView Trailer Court/Pouch Bay to North Segment Community Development.**

**Motion:** Councilman L. Kenneth Hall moved to authorize the North Segment Community Development Corporation to manage RiverView Trailer Court & Van Hook Sub-Division. 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:** John Fredericks recommended leaving the Pouch Bay recreation area out of the motion due to issues with the Corps.

**B. MHA Youth Running Club** – *John Berryhill/Mark Little Owl*  
Mark Little Owl presented

**Motion:** Councilman Frank Grady moved to approve \$3,500 for the MHA Youth Running Club \$500 from each Segment and the Chairman’s Office. 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

**C. Business Loans** – Toni Starr

**XV. NATURAL RESOURCES COMMITTEE** – *Councilman Randy Phelan, Chair*

**A. Range Unit 103 Allocation** – *Texx Lone Bear*

**Motion:** Councilman Frank Grady moved to Allocate Range Unit 103 to Shane Johnson.

**Motion failed:**

**Discussion:** Chairman Mark N. Fox

**Motion:** Councilman Frank Grady moved to approve Staff to utilize the grazing resolution to determine applicants and to return to the next Tribal Business Council and applicants have a minimum of. Councilman Cory Spotted Bear 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

**B. Home Site Resolutions – Valeri Hosie**

**Motion:** Councilman Fred Fox moved to approve 5 home site applications. 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

**C. Lakeview Aggregate Lease Agreement**

**Motion:** Councilman Frank Grady moved to approve Resolution no. 15-149-LKH entitled “Approval of Gravel and Aggregate Lease with Four Bears Economic Development Corporation – Four Bears Segment” subject to approval of surface and royalty rate in a binding lease. Councilman Mervin Packineau seconded the motion.

Vote: 5 Ayes. 2-Not Voting. Motion carried.  
Chairman Mark N. Fox – Not Voting  
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

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

**A. Business Licenses**

Item deferred. (To be under Unfinished Business at the next Tribal Business Council)

**B. Enrollment Ordinance**





Item deferred. (To be under Unfinished Business at the next Tribal Business Council)

### C. Customary Adoption Code

**Motion:** Councilman Mervin Packineau moved to approve Resolution no. 15-150-LKH entitled “*Adoption of New Laws – Customary Adoption Code, Post-Adoption Contact Agreement, and Cultural Connectedness Agreement*”. Councilman Fred Fox seconded the motion.

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

### D. Fort Berthold District Court Assessment

**Motion:** Councilman Mervin Packineau moved to approve Resolution no. 15-151-LKH entitled “*Requesting the Bureau of Indian Affairs Office of Justice Services Division of Tribal Justice Support to Perform a Tribal Court Assessment for the Court System of the Three Affiliated Tribes*”. Councilman Fred Fox seconded the motion.

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

### E. Law Enforcement Organizational Chart & Chief of Police

*Item deferred.*

### F. ND Voter ID Law Presentation – Matt Campbell NARF Attorney

**Motion:** Councilman Fred Fox moved to approve Support for a NARF challenge of ND Voter ID Law. Councilman Mervin Packineau seconded the motion.

Vote: 5 Ayes. 2-Not Voting. Motion carried.  
Chairman Mark N. Fox – Aye  
Councilman Randy Phelan – Not Voting  
Councilman Mervin Packineau – Aye



Councilman L. Kenneth Hall – Aye  
Councilman Cory Spotted Bear – Aye  
Councilman Frank Grady – Not Voting  
Councilman Fred Fox – Aye

*FTR: Councilman L. Kenneth Hall left the meeting.*

#### **G. Attorney/Law Clerk hire**

**Motion:** Councilman Randy Phelan moved to hire Stacy Crawford & Lane Thompson at \$25/hr. for Law Clerks pending passing the Bar at Temporary/Full-time. Councilman Mervin Packineau seconded the motion.

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

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

#### **H. Dakota Access Confidentiality Agreement – John Fredericks**

**Motion:** Councilman L. Kenneth Hall moved to approve the Dakota Access Confidentiality Agreement. Councilman Fred Fox seconded the motion.

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

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

#### **I. Trespass Code**

#### **J. Liquid Capital Presentation – Bob Baker**

Insert handout information from hand out. Will return with more detailed information to the Economic Committee. No Action.

#### **K. Election Ordinance (1<sup>st</sup> Reading)**





**Motion:** Councilman Fred Fox moved to approve the 1<sup>st</sup> reading of the Election ordinance. Councilman Frank Grady seconded the motion.

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

**L. QEP - Set Back – Tracy Opp**

Presented a resolution: *“Approval of Setback Variance Requested by QEP Energy Company.”*

**Motion:** Councilman L. Kenneth Hall moved to approve Resolution no. 15-156-LKH entitled *“Approval of Setback Variance Requested by QEP Energy Company”* subject to concurrence of NRC/Energy. 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

**HALCON - Jim Glenn**

**Motion:** Councilman Fred Fox moved to approve Resolution no. 15-157-LKH entitled *“Consent to Certain Right(s) of Way across Tribal land Submitted by HRC Operating, LLC.”* Subject to approval from NRC/Energy and backup documentation and any needed corrected legal descriptions. 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



**MRR** – *Carl Artman*

**Motion:** Councilman L. Kenneth Hall moved to approve Resolution no. 15-158-LKH entitled “*Lease to Missouri River Resources of 636.86 acres in Township 151N Range 94W*”. 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

**FTR:** *Councilman Cory Spotted Bear left the meeting at 11:17pm.*

**M. Crestwood Confidentiality Agreement (Legal)**

**Motion:** Councilman Mervin Packineau moved to approve the Crestwood Confidentiality agreement with signature approval by the Chairman. Councilman L. Kenneth Hall seconded the motion.

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

**Discussion:** Authorize the Chairman to sign the agreement.

**XVII. NEW BUSINESS – *Tribal Councilman Add Ons***  
**A. Chairman Mark Fox- NAEC**

**Motion:** Councilman Randy Phelan moved to approve resolution entitled “*Approval for Three Affiliated Tribes to join the Intertribal Energy Alliance as a voting member*”. Councilman Fred Fox seconded the motion. Subject to legal review.





**Discussion:** Chairman Mark N. Fox as the primary representative and Councilman Fred Fox and Councilman Frank Grady as alternates.

**B. Chairman Mark Fox- Reserved**

**C. Councilman Frank Grady- Norma Grady**

**Motion:** Councilman Randy Phelan moved to approve \$4000 for Norma Grady from *life and limb*, and \$500/Segment and the Chairman's Office, and the remaining balance authorized to be from Four Bears Segment. Councilman Fred Fox seconded the motion.

Vote: 6 Ayes. 1-Abstention. 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 – Abstained  
Councilman Fred Fox – Aye

**D. Councilman Frank Grady - Reserved**

**E. Councilman Cory Spotted Bear - Reserved**

**F. Councilman Cory Spotted Bear - Reserved**

**G. Councilman Mervin Packineau – INFR Sponsorship**

**Motion:** Councilman Mervin Packineau moved to approve INFR Sponsorship for \$20,000 Subject to resolution. Councilman Frank Grady seconded the motion subject to resolution presented at the next Tribal Business Council.

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 Mervin Packineau - Reserved**

**I. Councilman Randy Phelan- Kyle Mandan Educational Assistance**

**Motion:** Councilman Frank Grady move to approve Educational assistance not to exceed \$3,500 for United Tribes Technical College. 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

**J. Councilman Randy Phelan - Reserved**

**K. Councilman L. Kenneth Hall - Reserved**

**L. Councilman L. Kenneth Hall – Elbowoods Housing**

Councilman L. Kenneth Hall discussed the surplus of 16 homes at Elbowoods and at the time. Through a number of meetings a priority list was developed by the CDC with the elderly and essential staff being priority. I have heard that College staff is moving to some of the homes so I would like to be briefed on the situation. In Phase I, there at least 5 that are vacant so I would like an update on the surplus. Kathy Eagle stated that they have 10 houses vacant in Phase I. Phase II is already assigned and reserved for EMHC Staff. Chairman Mark N. Fox stated that that we would also prioritize for Law Enforcement and a couple for professional development. Kathy Eagle stated the Chairman's are still there and available. Councilman L. Kenneth Hall would like to fill the surplus homes according to the CDC priority list. Councilman Randy Phelan asked of the 10 surplus homes, how many do you expect to fill. Kathy Eagle stated that if we can get people then we will fill them. Councilman L. Kenneth Hall stated the CDC would purchase them and rent or lease the homes. Councilman Randy Phelan recommended selling 5. Kathy Eagle stated that they were about \$260,000 with infrastructure. Councilman Randy Phelan stated that the infrastructure was paid for separately. Councilman L. Kenneth Hall stated that it is a shame to have empty houses sitting there over the winter. Kathy Eagle stated that the College formally requested from a Committee for X amount of houses. Caleb Dogeagle stated that they still need to go before the Tribal Business Council for approval.

**FTR:** Councilman Cory Spotted Bear left the meeting.

**Motion:** Councilman Randy Phelan moved to approve for 5 houses for purchase by the NSCDC from Phase 1 for North Segment. Councilman Fred Fox seconded the motion.

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

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





## M. Councilman Fred Fox- White Shield School

**Motion:** Councilman Fred Fox moved to approve Resolution no. 15-152-LKH “*Approval of Construction Contract for White Shield K-12 School – DJR Construction Management LLC of 333 Washington Ave. North, Suite 300, Minneapolis, MN 55401*” 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:** Chairman Mark N. Fox recommends a 5% retainage language and Councilman Fred Fox confirmed.

**Motion:** Councilman Fred Fox moved to approve Resolution no. 15-153-LKH entitled “*Headstart Resolution for White Shield*”. Councilman Randy Phelan seconded the motion subject to Legal review.

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:** Dennis Fox stated he will add the 5% retainage.

**Motion:** Councilman Randy Phelan moved to approve Resolution no. 15-154-LKH entitled “*Approval of Site Work Contract for White Shield Segment Projects– DJR Construction Management LLC of 333 Washington Ave. North, Suite 300, Minneapolis, MN 55401*”. 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

**N. Councilman Fred Fox - *Reserved***

**O. KAT Productions – TERO**

**Motion:** Councilman Randy Phelan moved to approve the KAT Productions 90-Day Services Contract subject to CEO review. Councilman Fred Fox seconded the motion.

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

**XVIII. CLOSED SESSION**

- A. Human Resources**
- B. Trespass Issue - *Hollis Blake, Frankie Lee, and Travis Hallam*** (11:40pm)
- C. Melvin Hale Education Request**
- D. Kathy Eagle Letter Clarification on Vandalism** (11:55pm)

**XIX. ADJOURNMENT**

Councilman Frank Grady moved to adjourn the meeting. Councilman Randy Phelan seconded the motion. Meeting adjourned at 12:47pm.

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





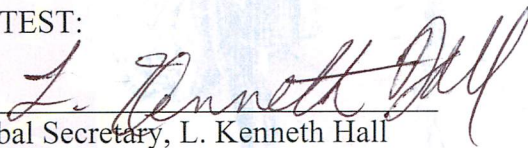
### CERTIFICATION

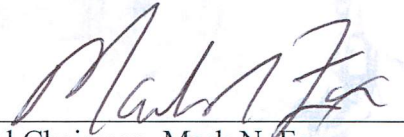
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom (5) constitute a quorum 6 were present at the Special Meeting thereof duly called, notice, convened and held on the 2<sup>nd</sup> day of September 2015; 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 Members not voting.

Chairman (X) Voting    ( ) Not Voting

Dated this 19<sup>th</sup> day of January 2016.

ATTEST:

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

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