



CALL TO ORDER:

Councilman Randy Phelan Called the meeting to order at 3:15pm.

ROLL CALL:

Present: Councilman L. Kenneth Hall, Councilman Randy Phelan, Councilman Fred Fox.
Quorum established.

I. APPROVAL OF AGENDA:

- Councilman L. Kenneth Hall - Elgin Crows Breast will be added as item #4, Valerie will not be at the meeting.

Motion: Councilman L. Kenneth Hall moved to approve the agenda. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

II. APPROVAL OF MINUTES:

Item deferred.

III. H. Texx Lone Bear

A. Trudy Chase Land sale

Marty Knutzen appraised 34.4 acres of her share of the track at \$34,000/acre. 3 parcels are 10 acre tracks, which lay horizontal to the lake. She would like to sell property to the tribe. H. Texx Lone Bear read out of handbook the shares and prices. Councilman Randy Phelan can't support the appraised price. Highest appraisal can't be over \$28,000. Tom Wells stated that the owner can go higher than the BIA appraisal. What's possible on Trudy's part is to sell some of the sections. Trudy Chase stated that the consent to survey is signed for possible. Councilman Fred Fox stated that he is not sure if have it in our budget for land buyback? If we make a motion, it would have to be subject to budget. Councilman Randy Phelan – would you (Trudy) be willing to come back on the 17th? 21-04 & 21-14-B at \$500 per acre. Be willing to maybe buy 2 tracks. Trudy Chase: – Ok, I'll do that. Discussion of Right of Refusal.

Motion: Councilman L. Kenneth Hall moved to forward the Trudy Chase Land Sale pending renegotiation not to exceed \$7,500/acre. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

B. Josie Chase Land Sale

Item tabled.

C. Gerald Driver Land Proposal – Range Unit 911

Would like to remove his land out of the range unit and recommends tribal land as a substitute that surrounds the unit. Located in the Shell Creek area. Mat Mason has the lease at this time. Tom Wells informed Gerald Driver that he will need to



apply to the BIA to have that removed. He is 100% owner. 877 Tribal Land Section 911, 320 acre track. There will always be cattle on there crossing the land. H. Texx Lone Bear recommends leaving it as is. Tom Wells: – Would have to take out 320 of the tribes and 320 out of his own. 160 North East corner of Section 8. Councilman Randy Phelan stated that we could do a business lease. Texx Lone Bear will speak with Mat Mason about as he is in his last year of the lease and return in February.

D. Tribal Lots in the City of New Town

Councilman Randy Phelan – What is your position on this? Councilman L. Kenneth Hall – Elgin Crows breast will work on the resolution for the city lots on Main Street and other residential areas in town. He'll have it by the next NRC Committee Meeting.

Item tabled.

E. NSR Contract Extension

H. Texx Lone Bear is seeking to extend his contract with BIA funds expend \$75,000 in funds that were made available.

Motion: Councilman Fred Fox moved to forward NSR Contract extension to the February 11th, 2016 Tribal Business Committee. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.

F. NDDOT – Highway 73 Slide Repair

Ray Barchinger, NDDOT would like to drill some holes to determine what is causing the landslides. Shane Johnsons approach, and other owners are involved for ROW to drill the additional drill holes. Councilman Randy Phelan – Tribe owns 83%. We would like to get a right away. (\$2,300 to appraise) \$4,900 for the right-of-way.

Motion: Councilman Fred Fox moved to forward approval of ROW's at \$5,000 to the February 11th, 2016 Tribal Business Committee. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.

G. William Lone Bear Resolution

Utility corridor for road, rural water.

Motion: Councilman Fred Fox moved to forward William Lone Bear ROW to the February 11th, 2016 Tribal Business Committee. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.

H. Anita Howard-Deane



Anita Howard-Deane stated that in 2013 Clarice Mandan was supposed to get a lease, but never had one for her land. DOT and Hwy Patrol are on the land. She wants to have them moved or have lease signed. H. Texx Lone Bear stated there was a mix up when it was done and the paperwork shows different (area) numbers. Councilman Randy Phelan asked how the land description gets switched around? H. Texx Lone Bear: The resolution and Title Status were switched when they came back from the BIA. There was a land swap involved. Councilman Frank Grady was phoned and stated that it was a temporary lease. H. Texx Lone Bear is to meet with the BIA get their recommendation on compensation. Item forwarded to the March NRC Committee Meeting.

I. Joy Chapin Coffee House

Joy Chapin is in need of electricity for her Kiosk. It will cost \$4,900 to hook up and \$8,600 for the electricity pole. I did not plan on running off a generator for this long. Councilman Fred Fox stated that we need to authorize McKenzie Electric to put a pole up. Joy Chapin is asking for help from the tribe for the amount of \$8,600.

Motion: Councilman Fred Fox moved to forward a resolution for McKenzie Electric authorizing payment of \$8600 to the February 11th, 2016 Tribal Business Committee. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.

Discussion: Payment to McKenzie Electric and per Councilman Frank Grady approval.

IV. Valeri Hosie – Home Sites

A. Home Site-limits

Item deferred.

B. Pouch Point – Skunk Bay – Van Hook

- 1) North Segment Land Acquisition Reimbursement - Elgin Crow's Breast, NSCDC presented a resolution to the North Segment Community for 8 lots on Sand Hill purchased from the City of New Town by North Segment and seeking reimbursement from land acquisition.

Motion: Councilman Fred Fox moved to forward North Segment Land Acquisition Reimbursement to the February 11th, 2016 Tribal Business Committee. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.



- 2) Elgin Crows Beast presented a request to draw down from the Land Acquisition fund for \$250,000 to purchase the home and 2 ½ acres. Appraisal has been completed. Includes a house and the trailer Court.

Motion: Councilman Fred Fox moved to forward to the February 11th, 2016 Tribal Business Committee. Councilman L. Kenneth Hall seconded the motion.

Item tabled.

Discussion: Councilman Fred Fox – We need to go back and renegotiate, and bring it back to NRC.

- 3) **MHA Energy Staff To Federal 638**

Motion: Councilman Fred Fox moved to forward MHA Energy Staff to Federal 638 Oil & Gas Leasing to the February 11th, 2016 Tribal Business Committee.. Councilman L. Kenneth Hall seconded the motion.

V. **Farm/Pasture Leases** - Diana Americanhorse

H. Texx Lone Bear is seeking undivided interest of farmland to be handled by the BIA rate,

Motion: Councilman L. Kenneth Hall moved to forward Utilization of the BIA Farm/Pasture Rate to the February 11th, 2016 Tribal Business Committee. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

FTR: H. Texx Lone Bear asked the TBC to meet with the BIA to resolve the Koty Brugh Partitionment.

A. **Tribal Fee - Haying Lease, Buffalo Ranch & Tom Bruer**

Tom Bruer stated that 1/3 goes to the tribe and 2/3 goes to me. Councilman Randy Phelan stated that the Ranch bought in more cattle.

Motion: Councilman Fred Fox Motioned for 1 year lease for 2016 season. 60% to Bruer and 40% to the Ranch. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.

Discussion: H. Texx Lone Bear: 15 to 20 acres for corn field. Councilman Fred Fox – Amend 20 acres for corn patch. Councilman Randy Phelan – If corn is not planted by June, Tom can use it to hay.

B. **Jim Pennington Grazing Lease – Counter Offer on grazing fees**



Rate change TA95, 305 Acres (Pennington), Rate change T-176-A, 133.22 @ \$16 per acre.

Item tabled.

C. Harvey Billadeau Grazing Lease – Counter offer on grazing fees

Items tabled.

D. Gerald Irwin - Renewal

15 acres at \$32/acre. Tribal Track T295A-B.

Motion: Councilman Fred Fox moved to forward to the February 11th, 2016 Tribal Business Committee. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.

E. Weston Schettler - Renewal

T-213A-C, T-119-A, T-3021, and T3022.

Motion: Councilman Fred Fox moved to forward approval of T-213A-C, T-119-A, T-3021, and T3022. to the February 11th, 2016 Tribal Business Committee. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.

F. Wade Billadeau – Renewal

71.05 \$60 per acre. T32A-A, T1293, T1068, T135-A, T156A-A

Motion: Councilman L. Kenneth Hall moved to forward to the February 11th, 2016 Tribal Business Committee. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

VI. Carey Doyle -Newalta Injection Well FBIR

Item deferred.

VII. Shylah & Valerie Demaray – Commercial Property Purchase

Went thru Economic Committee Meeting.

VIII. Fort Berthold Rural Water- Maynard Demaray

Leslie Morsette contract renewal.

Motion: Councilman Fred Fox moved to forward to the February 11th, 2016 Tribal Business Committee. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.



Discussion: Maynard Demaray asked the council to support him on next budget in the amount of 5-6 million dollars.

Elder Water Rural Water Priority

Motion: Councilman L. Kenneth Hall moved to forward to the February 11th, 2016 Tribal Business Committee with a recommendation to prioritize elders for new water connections. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

FTR: Deloris White addressed the Committee stated that there is someone building on the south side of White Shield. A separator is being set up for dumping. There will be a disciplinary action against security. Edmund Baker will look into it.

Motion: Councilman Fred Fox write letter of discipline concerning security. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.

Discussion: Cheryl White-Bruce will draft a letter of discipline for security not present at TBC & Committee meetings. To cc a copy to the Committee.

IX. CLOSED SESSION

X. ADJOURNMENT

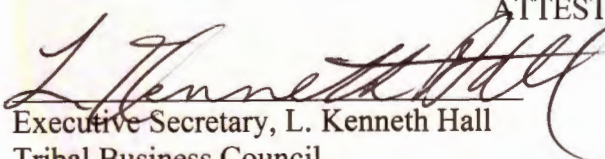
Councilman Fred Fox moved to adjourn the meeting. Councilman L. Kenneth Hall seconded the motion. Meeting adjourned at 5:40pm.

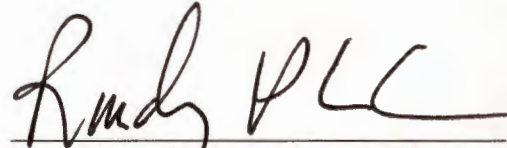


CERTIFICATION

I, the undersigned, as Committee Chairperson of The Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Natural Resources Committee is composed of three (3) members and of whom three (3) constitutes a quorum of 3 were present at the meeting thereof duly called, notice, convened and held on the 28th day of January, that the foregoing Minutes were duly adopted at such meeting by the affirmative vote of 4 members; 0 members opposed; 0 members abstained; 0 members not voting.

Dated this 13th day of April, 2016.

ATTEST:

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


Committee Chairman, Randy Phelan
Tribal Business Council
Three Affiliated Tribes