



CALL TO ORDER

Meeting called to order at 11:31PM.

OPENING PRAYER

Prayer by Carol Enno.

ROLL CALL:

Present: Councilman Cory Spotted Bear, Councilman Fred Fox, 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 Fred Fox moved to approve the agenda. Councilman Randy Phelan 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

FTR: Continuation Meeting for October 7th, 2016.

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

TAT_20160922-1204_01d214e972ffec06.mp3

- August 3rd, 2016 Special Meeting Minutes
- August 11th, 2016 Regular Meeting Minutes
- August 30th, 2016 Special Meeting Minutes

Motion: Councilman L. Kenneth Hall moved to approve the August 2016 Tribal Business Council minutes subject to corrections. Councilman Randy Phelan 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 Fred Fox – Aye
Councilman Frank Grady – Aye



Councilman Cory Spotted Bear – Aye

III. SPECIAL GUESTS – ELDERS

A. Department of Justice Study (UND/NHSC) - *Thomasine Heitkamp & Dr. Twyla Baker*

TAT_20160922-1224_01d214cc41166ce6.mp3

Provided an overview of the survey process. Interviewed 17 tribal members and one non-member tribal member. Biggest issue was effects of drugs. Presented Exploratory Research on the Impact of the (Growing) Oil Industry in North Dakota and Montana on Domestic Violence, Dating Violence, Sexual Assault and Stalking. Discussion of keeping the intellectual rights within the tribe. Seeking permission to publish in

Motion: Councilman Fred Fox moved to disseminate publication. Councilman Randy Phelan 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

Discussion: The Tribal Business Council would prefer to review the document

B. Paul Braun

TAT_20160922-1309_01d214d28ffce096.mp3

Seeking assistance for bring his war time Phillip Morris (interpreter's family) to the United States. The Tribal Business Council honored Mr. Braun with a blanket each.

Motion: Councilman Fred Fox moved to approve \$500 from each Councilman and the Chairman's Office. Councilman Cory Spotted Bear

Vote: 7 Ayes. Motion carried.

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

C. Charging Eagle ROW for Judy Fredericks – *Judy Fredericks & Doyle Bell*

TAT_20160922-1309_01d214d28ffce096.mp3



For utility corridor. Presented a *resolution entitled, "Request for Right of Way Acquisition Along BIA Route 223 North and West of Twin Buttes"*.

Motion: Councilman Randy Phelan moved to approve resolution no. 16-206-LKH entitled "*Request for Right of Way Acquisition Along BIA Route 223 North and West of Twin Buttes*" subject to negotiations. Councilman Cory Spotted Bear 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

D. Marlo Hunte-Beaubrun Endorsement – Ruth Buffalo

TAT_20160922-1249_01d214cfc236c2dc.mp3

Requested to be added to resolution supporting candidates.

Motion: Councilman Fred Fox moved to amend resolution 16-071-LKH entitled "*Endorsing and Supporting the Candidacies of Cesar Alvarez, Ruth Buffalo, Kenton Onstad, and Chase Iron Eyes*" to include Marlo Hunte-Beaubrun. Councilman Fred Fox seconded the motion.

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

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

Discussion: New resolution title shall be "*Endorsing and Supporting the Candidacies of Cesar Alvarez, Ruth Buffalo, Kenton Onstad, Chase Iron Eyes and Marlo Hunt-Beaubrun.*"

E. Parshall High School Senior Class Close Up

TAT_20160922-1344_01d214d778295ca6.mp3

Senior Close-up trip to Washington DC & New York in the spring 2017. Have raised \$7,687.

Motion: Councilman Cory Spotted Bear moved to support all reservation students for (\$1,500/Student) for trip for the Close-up. Councilman Mervin Packineau seconded the motion.

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

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



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

EXECUTIVE COMMITTEE REPORTS

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

A. Report

Provided a summary of upcoming scheduled meetings and events; such as White House Leaders Summit, COLT, Council delegation to visit the Sacred Stone Camp near Cannonball. Provided an update on current litigation and support for Standing Rock.

B. Sober Living Home for Men – *Judith Roberts*

TAT_20160922-1339_01d214d6c5191f48.mp3

Motion: Councilman Cory Spotted Bear moved to approved resolution no. 16-208-LKH entitled “A Resolution entitled, “Approval of Donation for the Hope Manor 3 Sober Living Home.” Subject to Legal review. Councilman Fred Fox seconded the motion.

Vote: 5 Ayes. 2 – Not Present. Motion carried.

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

Discussion: Support with \$10,000 after October 1st.

C. Contract Renewal

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

A. Report

Councilman Randy Phelan thanked Councilman L. Kenneth Hall for his service to the TAT and his community.

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

A. Report

Item deferred.

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



A. CFO Report – Whitney Bell

TAT_20160922-1404_01d214da46011b12.mp3

Motion: Councilman Fred Fox moved to approve resolution no. 16-209-LKH entitled *”Directive to the Office of Trust Fund Management to Make Available for Withdrawal by the Three Affiliated Tribes from the Three Affiliated Tribes Docket Accounts”*. Councilman Randy Phelan seconded the motion.

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

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

Motion: Councilman Fred Fox moved to approve resolution no. 16-210-LKH entitled *“Directive to the Office of Trust Fund Management to Make Available for Draws by the Three Affiliated Tribes Interest Earnings from the Three Affiliated Tribes Economic Recovery Fund in the Amount of \$2,785,271.00”*. Councilman Mervin Packineau seconded the motion.

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

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

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 16-211-LKH entitled, *“Approval of Continuing Resolution For FY2017 General Fund Budget Expenditures Based Upon 75% of FY 2016 General Fund Budget.”* Councilman Fred Fox seconded the motion.

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

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

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 16-212-LKH entitled *”Directive to the Office of Trust Fund Management to Make Available Funds for Withdrawal from*



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
SEPTEMBER 22nd, 2016 MINUTES

Three Affiliated Tribes Proceeds of Labor Account PL7228700 in the Amount of \$9,073,665.00.
Councilman Fred Fox seconded the motion.

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

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

FTR: *Chairman Mark N. Fox, Councilman Randy Phelan, and Al Nygard, provided discussion of the Elder Meals Program budget being depleted and the need to subsidize the program. Have asked for a budget number to continue the program throughout the end of the fiscal and directed the program not shut down. CEO estimated that it would be about \$200,000 to keep the program funded to the end of the FY16 budget period.*

Home Mortgage Loan Increases

TAT_20160922-1424_01d214d1f1512c94c.mp3

Presented memorandum from the Mortgage Loan Officer requesting increased mortgages for 6 previously approved applicants that have been reviewed and requalified for income verification for repayment and are clear from any Small Loan or Business Loan debt. Total amount of increase is \$207,000.

Motion: Councilman Randy Phelan moved to approve Home Mortgage increases for Stephanie Hall-Thomas, Megan and Mike White Owl, Milton and Terry Beston, Whitney Bell, Mariam Fixico, and Elton Spotted Horse in the amounts presented in the September 22nd, 2016 memorandum from the Mortgage Loan Officer. Councilman Mervin Packineau seconded the motion.

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

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

B. Four Bears Casino Report - Pat Packineau, General Manager
Item deferred.

C. Small Loans – Mary Ellen Sun

TAT_20160922-1434_01d214de7c1061fa.mp3

1) Group A:



Motion: Councilman Randy Phelan moved to approve Group A: 1-19 small loans applications subject to Small Loan's guidelines and requirements. Councilman L. Kenneth Hall 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

2) Group B:

Motion: Councilman Randy Phelan moved to approve Group B: 1-3 subject to Small Loan's guidelines and requirements. Councilman L. Kenneth Hall 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

3) James Irwin

Small Loan from 2010 that he thought was a grant. \$234 interest accrued and distribution was deducted from to pay the principle. Seeking to have interest waived.

Motion: Councilman Fred Fox moved to waive interest from small loan of \$234 for James Irwin. Councilman Randy Phelan 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

4) Alvin Romero

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\$4,300 behind in home mortgage payment from an external company in Albuquerque called Compass.

Motion: Councilman Randy Phelan moved to approve Alvin Romero for a small loan of \$3,000 with Councilman Randy Phelan as co-signor, subject to Small Loan's guidelines & requirements, assignment of future distributions to pay for previous past due Small Loan of \$3,500, and previous loan date to be changed to September 22nd, 2016. Councilman Mervin Packineau 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

Discussion: Has a past due TAT small loan of \$3,500 to be secured through voluntary deduction of distributions and oil royalties with date of loan to today's meeting. Mary Ellen Sun, Small Loans Director recommends a co-signor. Councilman Randy Phelan will co-sign only for the \$3000.

5) Lady Eagles Basketball – Mary Ellen Sun & Kevin Finley

TAT_20160922-1454_01d214e149f34c98.mp3

Have raised \$16,265.60. Seeking financial assistance to purchase shoes and traveling bags. Robert White recommends funding to go to the school and not to a booster program and then to the

Motion: Councilman Randy Phelan moved to approve \$10,000 for each reservation school for student extracurricular activities. 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 L. Kenneth Hall – Aye
Councilman Mervin Packineau – Not Voting
Councilman Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

VIII. OFFICER REPORTS:

A. Chief Executive Officer Report – Al Nygard

TAT_20160922-1520_01d214e4cb0944c4.mp3



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
SEPTEMBER 22nd, 2016 MINUTES

Motion: Councilman Randy Phelan moved to approve Executive Action to authorize the Department of Social Services to submit for FY-2017 Community Services Block Grant and authorization for Chairman Mar N. Fox to serve as the official contact person. Councilman Frank Grady 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 16-213-LKH entitled, "Authorization of FY 2017 Community Services Block Grant Application Submission to the Office of Community Services, U.S. Department of Health and Human Services". Councilman Fred Fox seconded the motion.

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

Motion: Councilman Randy Phelan moved to approve resolution no. 16-214-LKH entitled "Authorization for the Three Affiliated Tribes' Low Income Home Energy Assistance Program (LIHEAP) to exclude income earned from Trust Resources in the Computation of Gross Income for Purposes of Qualifying for the LIHEAP Program"

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

TAT_20160922-1525_01d214e57e1ff4cc.mp3

Motion: Councilman Randy Phelan moved to approve the Lee Thompson Contract extension. Councilman Cory Spotted Bear seconded the motion.



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
SEPTEMBER 22nd, 2016 MINUTES

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

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

TAT_20160922-1530_01d214e631ffa41a.mp3

Motion: Councilman Randy Phelan moved to approve the Miles McAllister Contract. 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 L. Kenneth Hall – Aye
Councilman Mervin Packineau – Aye
Councilman Fred Fox – Not Voting
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

TAT_20160922-1530_01d214e631ffa41a.mp3

Motion: Councilman Cory Spotted Bear moved to approve the Tiffany Hodge Contract. Councilman Mervin Packineau seconded the motion.

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

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

TAT_20160922-1530_01d214e631ffa41a.mp3

Motion: Councilman Cory Spotted Bear moved to approve the Evette Fielder Contract. Councilman Frank Grady seconded the motion.

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

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

TAT_20160922-1530_01d214e631ffa41a.mp3



Motion: Councilman Randy Phelan moved to approve the Wend Wells Contract extension. Councilman Mervin Packineau seconded the motion.

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

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

Motion: Councilman Randy Phelan moved to approve 16-215-LKH entitled “*Approving of Architect/Engineer Contract with Nelson Tremain Partnership for Assisted Living Facility in Parshall, North Dakota*” subject to legal review. 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 L. Kenneth Hall – Aye
Councilman Mervin Packineau – Not Voting
Councilman Fred Fox – Aye
Councilman Frank Grady – Not Voting
Councilman Cory Spotted Bear – Aye

1) Tax Department – Mary Mashunkashey, Tax Commission Director

Motion: Councilman L. Kenneth Hall moved to approve the 1st Reading of the Truck Act (Heavy Vehicle Act). Councilman Randy Phelan seconded the motion.

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

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

2) Enrollment - Sevant S. Taft

Motion: Councilman Randy Phelan moved to approve resolution no. 16-216-LKH entitled “*Approval of 73 Applicants for Enrollment Into the Three Affiliated Tribes*”. Councilman Fred Fox seconded the motion.

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



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

Discussion: 15,272 total members

Motion: Councilman Randy Phelan moved to approve 1st reading Enrollment Ordinance.
Councilman Fred Fox seconded the motion.

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

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

3) Grants & Donations Policy – Barbara Miller, Director
Item deferred.

4) Energy Kitchen Lease Agreement for Marla Little Light – Al Nygard, CEO

Submitted a plan to run the Energy Building kitchen services. The Council recommended a 30 day period for RFP to returned to Economic or Natural Resource Committee for review and to the council for final approval in October or November.

IX. UNFINISHED BUSINESS

A. Enrollment Ordinance Amendment – Sevant Taft, Director
Item deferred.

B. Plumbing Issues, Financial Assistance – Bentley Heart Jr.
Item deferred to Committee

C. Councilman Mervin Packineau Medical Request
Item deferred.

D. Medical/Building of Wheel Chair Ramp - Candice Carpenter
Item deferred to Committee



E. Medical Request – Sutheree Lovell
Item deferred to Committee.

F. North Segment Community Development Corporation (NSCDC) – Elgin Crowsbreast
TAT_20160922-1600_01d214ea67017b08.mp3

Seeking 1.9+ million to complete the Red Hawk Estates apartment project. Will work with the CFO to identify funds and possibly earmark FY17 funds.

G. Interpretive Center Display Contracts - Delphine Baker
Item deferred

H. Warrior's Circle – Joe Donnell
TAT_20160922-1620_01d214ed340efbdc.mp3

Christian Leadership group seeking \$20,000 to purchase a van for the program.

Motion: Councilman Fred Fox moved to approve \$10,000 and to return with a report. Councilman Mervin Packineau 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

I. Life & Limb Policy Change
Item deferred.

J. Mandaree School/BIA Roads Garage Issue - Carolyn Bluestone
TAT_20160922-1645_01d214f0b41585be.mp3

Councilman Randy Phelan agrees to cover the cost of the Garage maintenance. Also seeking forgiveness on a 2014 construction loan in the amount of about \$400,000.

Motion: Councilman Fred Fox moved to forgive remainder loan payment moved to approve support construction of the school. Councilman Randy Phelan 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

K. Route 12 Award – Doyle Bell, Roads Director

TAT_20160922-1324_01d214d4aa23ee04.mp3

Motion: Councilman Randy Phelan moved to approve resolution no. 16-207-LKH entitled “BIA Route 12, Phase I Award to Flickertail Paving and Supply, Inc. for Construction (Grade/Drain/Surfacing) and all items to complete re-construction for the Three Affiliated Tribes Roads”. Councilman Fred Fox seconded the motion.

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

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

Motion: Councilman Fred Fox moved to approve Route 18 for gravel. Councilman Randy Phelan seconded the motion.

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

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

TAT_20160922-1329_01d214d55e1a9566.mp3

Motion: Councilman Randy Phelan for Roads Department to prioritize BIA Route 17, 4 mile stretch for FY 2017 for gravel. 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 L. Kenneth Hall – Aye
Councilman Mervin Packineau – Aye
Councilman Fred Fox – Aye
Councilman Frank Grady – Not Voting
Councilman Cory Spotted Bear – Aye

L. Root Construction – Mike Gilbert

TAT_20160922-1715_01d214f4e9368816.mp3



Proposal for joint venture with the MHA Nation. Chairman Mark N. Fox recommends return to Committee after completion of analysis.

M. Legal Follow-up Documentary – Darlene Perkins

TAT_20160922-1730_01d214f7022d82b4.mp3

Motion: Councilman L. Kenneth Hall moved to approve resolution no. 16-217-LKH entitled “Approving Contribution Agreement for the Indigenous Diabetes Prevention Project”. Councilman Frank Grady 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

TAT_20160922-1730_01d214f7022d82b4.mp3

Motion: Councilman L. Kenneth Hall moved to approve resolution no. 16-218-LKH entitled “Approving Contribution Agreement for the Chief Looking Village Project”. Councilman Cory Spotted Bear 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

X. MEDICAL REQUESTS

A. Nelson Heart Sr. Unpaid Medical Bills - Diane Primeaux
Item deferred.

B. Keith Mandan Medical Bills - Lovette Bruer

C. Marvin TwoCrow Sr. Bill - Noreen TwoCrow
Addressed

D. Continued Medical Assistance - Mary Lohnes
Item deferred.

E. Sheldon J Houle Venous Surgery - Mark LittleOwl/Bruce Rittle
Addressed



F. Mary Lou Sitting Bear

Kathy Eagle will investigate.

Motion: 35,00 grant & \$2250 [Cjeck audio]

G. Hans Young Bird

Motion: Councilman Fred Fox moved to approve \$226/segment to be paid to the vender. Councilman Cory Spotted Bear seconded the motion.

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

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

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

XI. HEALTH & HUMAN SERVICES - Councilman Frank Grady, Chair

A. Elbowoods Clinic Report – Dr. Kathy Eagle, CEO

1.) Elbowoods Housing Rental Rate Change

Item deferred.

2.) Women's Public Health Assessment

Item deferred.

3.) Aubrey Mowery Contract

TA-20160922-175654d214f9ce60ae22.mp3

Motion: Councilman Fred Fox moved to approve the Aubrey Mowery Contract. 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 L. Kenneth Hall – Aye
Councilman Mervin Packineau – Aye
Councilman Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

4.) Maylen Gunn Medical Bill



[See Closed Session]

B. Home Health Care Report - Dr. Monica Mayer, Director
[See Closed Session]

C. Tribal Insurance Update - Daryl Bearstail

TAT_20160922-1755_01d214fa823cba4e.mp3

Mr. Bearstail recommends a monthly work session. Councilman Randy Phelan would like a monthly report at the Health Committee. Tri-Care Insurance provided information and answered questions. Councilman Mervin Packineau would like to see an insurance office in New Town.

D. Dr. Biron Baker Contract

Item deferred to the October Tribal Business Council.

E. Get Your Pink On Event

Councilman Frank Grady provided information to the event.

F. Tracy's Sanctuary House - Mark LittleOwl/Bruce Rittle

TAT_20160922-1737_01d214f1682db260.mp3

No Action:

To be brought back.

G. Sheela Johnson Sitting

Item deferred.

H. Teresa Charging Benedictine Nursing Home Bill: Karen Gillis or Macroy Charging

TAT_20160922-1650_01d214f1682db260.mp3

Motion: Councilman Fred Fox moved to approve \$14,000 within policy guidelines. Councilman Cory Spotted Bear seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Randy Phelan – Not Voting

Councilman L. Kenneth Hall – Aye

Councilman Mervin Packineau – Aye

Councilman Fred Fox – Aye

Councilman Frank Grady – Aye

Councilman Cory Spotted Bear – Not Voting

Discussion: Nursing care insurance, tribal nursing home, assisted living. North Segment will route.



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

A. Homesite(s) - Valeri Hosie

Motion: Councilman Randy Phelan moved to approve resolution no. 16-233-LKH “*Consent to Certain Right(s) of Way across Allotment 394A-D Tribal Share*”. Councilman Fred Fox seconded the motion.

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

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

Motion: Councilman Randy Phelan moved to approve resolution no. 16-234-LKH entitled “*Consent to Survey Certain Tribal land for the Blaine P. Fredericks Home Site - West 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 L. Kenneth Hall – Aye
Councilman Mervin Packineau – Aye
Councilman Fred Fox – Aye
Councilman Frank Grady – Not Voting
Councilman Cory Spotted Bear – Aye

Motion: Councilman Fred Fox moved to approve resolution no. 16-235-LKH entitled “*Herman Monogram homesite*” subject to Legal review. Councilman Randy Phelan seconded the motion.

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

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

Motion: Councilman Randy Phelan moved to approve resolution no. 16-236-LKH entitled “*Consent to Survey Certain Tribal land for the Angel Elk Home Site - North Segment*” Councilman L. Kenneth Hall seconded the motion.

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



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

Motion: Councilman Randy Phelan moved to approve resolution no. 16-237-LKH entitled “Consent to Certain Right(s) of Way across Allotment 808A - Tribal Share”. Councilman Fred Fox seconded the motion.

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

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

B. Farm/Pasture Leases - Diana Americanhorse

Motion: Councilman Fred Fox moved to approve resolution no. 16-238-LKH entitled “Thomas Breuer – Farm Lease on Tribal Allotment T104A-D” Councilman Randy Phelan seconded the motion.

Vote: 5 Ayes. 1 – Abstention. 1 – Not Voting. Motion carried.

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

C. FBRW Report – Camilla Gosnell, Director

Discussion: recommendation to advertise open leases or in non-compliance.

D. North Dakota Department of Transportation ROW- H. Texx Lone Bear, Director
Item deferred.

E. Bismarck Title Company - H. Texx Lone Bear, Director
Item deferred.



F. Right of Way on Allotment 1794 - H. Texx Lone Bear, Director
Item deferred.

G. Pouch Point Concessionaire Agreement with Steve Kelly – Camilla Gosnell

TAT_20160922-2010_01d2150d6d4f3c2.mp3

Discussed Corp of Engineers letter of concerns for this item and the next item and response to be submitted. Valeri Hosie explained the annual management plan for recreation areas. Casino area lease agreement submitted for the Chairman’s signature. Camilla Gosnell recommended advertising for these type of agreements.

Motion: Councilman Fred Fox moved to approve Pouch Point Concessionaire Agreement with Steve Kelly.

Motion failed

H. Skunk Bay Concessionaire Agreement with Ken Danks– Camilla Gosnell
Item deferred.

I. Fish & Game Proclamation – Antoine Smith

TAT_20160922-2005_01d2150b5348_8.mp3

Motion: Councilman Fred Fox moved to approve resolution no. 16-239-LKH entitled “*Approval of the 2016 and 2017 Deer Gun Proclamation*”. Councilman Randy Phelan seconded the motion.

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

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

J. Safehaven Home – Marilyn Young Bird
Item deferred.

K. Water Line - Violet Jones
Item deferred.

L. Water Drilling Permit (Renewal) – Elmer Fredericks

TAT_20160922-2005_01d2150cb9607990.mp3

Motion: Councilman Randy Phelan moved to approve Elmer Fredericks Drilling Permit. Councilman Mervin Packineau seconded the motion.

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



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

M. Clarks Creek Home Site Fencing –

TAT_20160922-2056_01d21513bd370712.mp3
Danks cattle have free reign through the homesites.

N. Oil & Gas ROW's - Carson Hood Jr., Director

1) Marathon -Jones Road Expansion, Multiuse Corridor & Pipeline

TAT_20160922-1820_01d214fe033486f6.mp3

Motion: Councilman Fred Fox moved to approve resolution no. 16-219-LKH entitled “*Consent to Approval to Modify Right-of-Way No. FBOG100124 Requested by Marathon Oil Company for the Jones Road Expansion and Multiuse Corridor Project.*” 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 L. Kenneth Hall – Aye
Councilman Mervin Packineau – Not Voting
Councilman Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

TAT_20160922-1820_01d214fe033486f6.mp3

Motion: Councilman Fred Fox moved to approve resolution no. 16-220-LKH entitled, “*Consent to Approval to Modify Right-of-Way No. FBOG100124 Requested by Marathon Oil Company for the Jones Road Pipeline Project.*” Councilman L. Kenneth Hall seconded the motion.

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

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

2) Marathon -Clara Well Pad Modification

TAT_20160922-1820_01d214fe033486f6.mp3



Motion: Councilman Fred Fox moved to approve resolution no. 16-221-LKH entitled “*Consent to Approval to Modify Right-of-Way No. FBOG100717 Requested by Marathon Oil Company to Add Two (2) Additional Wells to the Clara USA Well Pad.*”. Councilman Frank Grady seconded the motion.

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

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

3) **Marathon -Kermit Electrical Reroute**

Motion: Councilman Fred Fox moved to approve resolution no. 16-221-LKH entitled “*Consent to a Right-of-Way across Tribal land for the Kermit USA Well Pad and Multiuse Corridor Submitted by Marathon Oil Company.*” 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 L. Kenneth Hall – Aye
Councilman Mervin Packineau – Not Voting
Councilman Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

4) **Marathon -Myrmidon 1-2H Expansion Setback**

Motion: Councilman Fred Fox moved to approve resolution no. 16-223-LKH entitled “*Approval of a Setback Variance Request Submitted by Marathon Oil Company for the Myrmidon 1-2H Well Pad Expansion Project.*” 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 L. Kenneth Hall – Aye
Councilman Mervin Packineau – Not Voting
Councilman Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye



5) Marathon -Red Feather Setback

TAT_20160922-1825_01d214feb6471420.mp3

Motion: Councilman Fred Fox moved to approve resolution no. 16-224-LKH entitled “Approval of a Setback Variance Request Submitted by Marathon Oil Company for the Red Feather Pipeline Project.” Councilman L. Kenneth Hall seconded the motion.

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

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

6) Marathon -Luther Setback

TAT_20160922-1825_01d214feb6471420.mp3

Motion: Councilman L. Kenneth Hall moved to approve resolution no. 16-225-LKH entitled “Approval of a Setback Variance Request Submitted by Marathon Oil Company for the Luther Pipeline Project”. 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

7) Enerplus-Horns Pad

TAT_20160922-1825_01d214feb6471420.mp3

Motion: Councilman Fred Fox moved to approve resolution no. 16-226-LKH entitled “Consent to Approval of a Right-of-Way Across Tribal Land Submitted by Enerplus Resources for the Horns Project.” Councilman L. Kenneth Hall 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye



8) WPX -Van Hook Gathering System (VHGS) Southwest Expansion

TAT_20160922-1825_01d214feb6471420.mp3

Motion: Councilman L. Kenneth Hall moved to approve resolution no. 16-227-LKH entitled “*Consent to Approval of a Right-of-Way Across Tribal Land for the Van Hook Gathering System Southwest Expansion Project Submitted by WPX Energy Williston, LLC.*” 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

9) WPX -Mandan North Pad

TAT_20160922-1830_01d214f15a2c4582.mp3

Motion: Councilman Fred Fox moved to approve resolution no. 16-228-LKH entitled “*Consent to Approval of a Right-of-Way Across Tribal land for the Mandan North Pad Project Submitted by WPX Energy Williston, LLC.*” Councilman L. Kenneth Hall 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

10) WPX -Hidatsa North 13-24

TAT_20160922-1836_01d214ff6a2c4582.mp3

Motion: Councilman Fred Fox moved to approve resolution no. 16-229-LKH entitled “*Consent to Right-of-Way across Tribal land for an access road and utility for the Hidatsa 14-23 Well Pad Submitted by WPX Energy Williston, LLC.*” Councilman L. Kenneth Hall 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 Fred Fox – Aye
Councilman Frank Grady – Aye



Councilman Cory Spotted Bear – Aye

11) QEP- Pad 5-4E

TAT_20160922-1830_01d214ff6a2c4582.mp3

Motion: Councilman Fred Fox moved to approve resolution no. 16-241-LKH entitled “ .
Councilman L. Kenneth Hall 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

12) QEP- Pad 11-7C

½ mile setback

Motion failed

13) QEP- Pad 3-7C

No action

14) Crestwood- Rectifier #7

Motion: Councilman Fred Fox moved to approve resolution no. 16-230-LKH entitled
“*Consent to Approval of a Right-of-Way Across Tribal Land to Construct an Underground
Power Line to Provide Power to Arrow Pipelines Rectifier #7 Submitted by Crestwood.*”
Councilman L. Kenneth Hall 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

15) Crestwood- Rectifier #9

Motion: Councilman Fred Fox moved to approve resolution no. 16-231-LKH entitled “*Consent
to Approval of a Right-of-Way Across Tribal Land to Construct an Underground Power Line to*



Provide Power to Arrow Pipelines Rectifier #9 Submitted by Crestwood". Councilman L. Kenneth Hall 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

16) Crestwood- Rectifier #10

Motion: Councilman Fred Fox moved to approve resolution no. 16-232-LKH entitled “*Consent to Approval of a Right-of-Way Across Tribal Land to Construct an Underground Power Line to Provide Power to Arrow Pipelines Rectifier #10 Submitted by Crestwood*”. Councilman L. Kenneth Hall 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

17) Clean Fuels Refinery Update – Richard Mayer

FILED: 20160922-2036_01d21510ef3b2386.mp3

Submitted the written report from Muse Stancil. Further discussed on EPA permitting and the direction to be taken as to refinery project. It was determined that the tribe would lose its current EPA refinery permit if the tribe proceeded with the crude storage & truck loading facility. Richard Mayer recommended proceeding with the crude storage EPA permit and provided summary Performa concerning capacities and profit. Due to changes and time the refinery permit would take an additional four years.

Motion: Councilman Fred Fox moved to proceed with the crude storage & truck loading facility. Councilman Mervin Packineau seconded the motion.

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

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



Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

FTR: Meeting recessed at 6:34pm.

FTR: Meeting reconvened at 7:48PM

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

A. Business Loans – Toni Starr, Director

Item deferred.

B. TERO Report– Charles Foote, Director

[See Closed Session]

C. Business Licenses – Caleb Dogeagle, Supervising Attorney

Item deferred.

XIV. JUDICIAL COMMITTEE – Councilman Fred Fox, Chair

A. Tribal Court Report – Wynona Traversie, Court Administrator

Item deferred.

B. White Shield School 3ICO Contract – Dennis Fox, Jr., Project Manager

TAT_20160922-1725_01d214f64f2f0822.mp3

Motion: Councilman Fred Fox moved to approve contract. Councilman Cory Spotted Bear 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

XV. EXECUTIVE COMMITTEE – Chairman Mark N. Fox

A. Bianca Makes Him First-Cook

Motion: Councilman Fred Fox dance competition \$1,500 sponsorship in Miccosukee. Councilman Frank Grady 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

XVI. EDUCATION COMMITTEE – Councilman Cory Spotted Bear, Chair

A. Education Trust Fund Report – B.J. Brady, North Segment Special Project
Item deferred.

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

A. West Law Contract

Motion: Councilman Fred Fox moved to approve the West Law Contract. Councilman Randy Phelan 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

B. LIHEAP

Addressed above in the CEO report.

XVIII. NEW BUSINESS – Tribal Councilman Add Ons

A. Chairman Mark Fox – Parshall Development

B. Chairman Mark Fox – Reserved

C. Councilman Frank Grady – Harry Sitting Bear

TAT_20160922-2106_01d215152449c122.mp3

Emmalene Sitting Bear is requesting educational assistance for a tuition payment due on October 1st, 2016 for a remaining balance of \$9,500 from the Paramedic Program of the Emergency Training Associates of Jamestown, ND. She has been denied funding through the 477 Program.

Motion: Councilman Frank Grady moved to approve \$3,500 grant and a loan of \$2,250. Councilman Cory Spotted Bear 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

D. Councilman Frank Grady – Zack Packineau

TAT_20160922-2111_01d21515d756f4fc.mp3

Attending People of Color Event in Washington DC. In December.

Motion: Councilman Cory Spotted Bear moved to approve \$1,627. 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

E. Councilman Cory Spotted Bear – Reserved

F. Councilman Cory Spotted Bear – Reserved

G. Councilman Mervin Packineau – Bruce Benson Home Sale

TAT_20160922-2136_01d21519575544da.mp3

Has a Home for sale with an appraisal of \$364,000 for a home in rural South Bismarck. Victim Service may be interested in home. Defer to the next meeting after the budget meetings and new appraisal.

Motion: Councilman Mervin Packineau moved to use today's appraisal.

Motion failed

H. Councilman Mervin Packineau – Bandy Poitra

Item deferred.

I. Councilman Randy Phelan – Wrangler Team Roping National Championships Sponsorship – Don C. Mckenzie & Joe Don Mckenzie, September 27-October 2nd, 2016 in Billings MT.

TAT_20160922-2116_01d215168a635b1c.mp3

Motion: Councilman Mervin Packineau moved to approve \$3,500/person for adult rodeo sponsorships for enrolled members competing. Councilman Randy Phelan seconded the motion.

Vote: 6 Ayes. 1 – Abstention. Motion carried.
Chairman Mark N. Fox – Abstained
Councilman Randy Phelan – Aye



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

TAT_20160922-2116_01d215168a635b1c.mp3

Great Plains Indian Rodeo Association Finals (Eagle Butte) – Clayton Danks

Motion: Councilman Fred Fox moved to approve \$3,500 each for youth Shenoah Danks(Wilkie) & Dylan Danks (Wilkie), & Jessie Danks. Councilman Randy Phelan seconded the motion.

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

Motion: Councilman Fred Fox moved to approve \$3,500 each for of the 5 adults; Clayton Danks, Megan Danks and Marty Youngbear, Brandy Brugh, Kerry Jo Lawrence. Councilman Randy Phelan seconded the motion.

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

Motion: Councilman Randy Phelan moved to approve a sponsorship of \$4,700 to the Great Plains Indian Rodeo Association (GPIRA). Councilman Mervin Packineau seconded the motion.

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



Motion: Councilman Mervin Packineau moved to sponsor Indian National Finals Rodeo (INFR) \$40,000 two events.

Vote: 5 Ayes. 2 – Abstentions. Motion carried.

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

Discussion: Rodeo & Pow-Wow

J. Councilman Randy Phelan – Melanie Luger Home Purchase
Item deferred.

K. Councilman L. Kenneth Hall – New Furnace Request – Kasey Hall

TAT_20160922-2146-01-0151abd78c4f2.mp3

Motion: Councilman L. Kenneth Hall moved to approve replacement of her furnace with North Segment funds of \$4,800. 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

L. Councilman L. Kenneth Hall – Bill Hale

TAT_20160922-2146-01-0151abd78c4f2.mp3

Motion: Councilman L. Kenneth Hall moved to approve \$1,200/veteran and Auxiliary of Post 271 participating as Color Guard at the Indian National Finals Rodeo (INFR). Councilman Randy Phelan 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye



M. Councilman Fred Fox - Reserved

N. Councilman Fred Fox - Reserved

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Motion: Councilman Frank Grady moved to approve Cancer Screening GPTC Initiative Grant.
Councilman L. Kenneth Hall 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

XIX. CLOSED SESSION:

A. PetroGulf –

Item addressed.

B. Whiting Twin Buttes Unit

Item deferred

C. Spotted Hawk - Delvin Foote & Bernie Fox

Item addressed.

D. Human Resources – Barlow Wells, Director & Cheryl Abe, Assistant Director

Item deferred.

E. TAT Law Enforcement Report – Chief Nelson Heart, Sarah Dogeagle, Grace Her Many Horses

Item deferred.

F. Contract Issue - Caleb Dog Eagle, Supervising Attorney

Item deferred.

G. Phyllis Howard Home Repair

Item deferred.

H. Complaint - Skeeter Little Soldier

Item addressed.

FTR: Councilman L. Kenneth Hall left the meeting at 10:37PM

I. Darius Bird Request

Item addressed.



J. Vocational Rehabilitation Funding - Jamie Hall
Item addressed.

K. Personal Business - Tracy Halvorson
Item deferred

L. Gabrille Petri
Item Addressed.

M. Jared Eagle Issue – Kathy Eagle
Item addressed.

FTR: *Councilman Fred Fox left the meeting at 11:33pm*

N. Maylen Gunn Medical Bill – Kathy Eagle
Item addressed.

O. Toni Smith
Item addressed.

P. FBRW – Cami Gosnell
Item addressed.

XX. ADJOURNMENT:

Motion: Councilman Frank Grady moved to adjourn the meeting. Councilman Mervin Packineau seconded the motion. Meeting adjourned at 12:10 AM



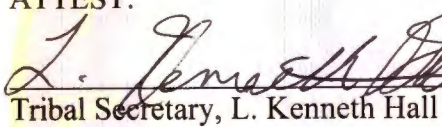
CERTIFICATION

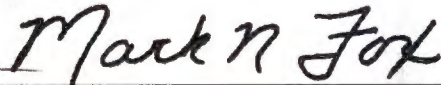
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom (5) constitute a quorum, 6 were present at the Executive Meeting thereof duly called, notice, convened and held on the 22nd day of September 2016; that the foregoing Minutes were amended and/or duly adopted at such meeting by the affirmative vote of 5 members; 0 members opposed; 0 members abstained; 2 Members not voting.

Chairman (X) Voting () Not Voting

Dated this 7th day of October, 2016.

ATTEST:


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


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