



CALL TO ORDER:

Chairman Mark N. Fox called the meeting to order at 11:10AM.

OPENING PRAYER:

Prayer by Councilman Randy Phelan

ROLL CALL:

Present: Councilman Cory Spotted Bear, Councilman Fred Fox, Councilman Frank Grady (Not Present), Chairman Mark Fox, Councilman Mervin Packineau (Not Present), Councilman L. Kenneth Hall. *Quorum established.*

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

- September 22nd, 2016 Regular Meeting

Motion: Councilman Fred Fox moved to approve the September 22nd, 2016 Tribal Business Council Regular Meeting Minutes subject to corrections. Councilman Randy Phelan seconded the motion.

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

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

FTR: Councilman Frank Grady & Councilman Mervin Packineau joined the meeting.

II. APPROVAL OF AGENDA:

Motion: Councilman Randy Phelan moved to approve the agenda. 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



III. SPECIAL GUESTS – ELDERS:

A. Documentary - Darlene Perkins

TAT_20161007-1132_01d2208e78499f6c.mp3

Motion: Councilman Randy Phelan moved to approve a payment of \$8,750. 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

Discussion: The remaining .25% of total to be paid on completion of the video.

B. District 4 Candidate - Tyler Stafslie

TAT_20161007-1137_01d2208f2b50662c.mp3

Mr. Stafslie is the current Mayor of Makoti and is seeking the ND District 4 Senate seat. Chairman Mark Fox provided key issues and concerns that the TAT has had with the State of North Dakota such as the return of excess lands, taxation, cooperation and consultation. Mr. Stafslie is seeking the support of the Tribal Business Council.

EXECUTIVE COMMITTEE REPORTS

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

A. Report

TAT_20161007-1207_01d220935f5d4422.mp3

Chairman Mark Fox provided acknowledgements for tribal members; Scottie Hale for his collegiate Cross Country accomplishments, the Richard White Tail donation of a \$16,000 drug dog to the TAT, and Domestic Violence Program Outstanding Program Nation Award & Grant of half million dollars from the work of Sadie Young Bird & Cory Sanders. Chairman Mark Fox honored the group with star quilts. Provided a summary of recent activities such as; Water Law Conference, Indian Country Infrastructure Water Advisory Group. Upcoming activities such as; NCAI, United Tribes Board Meeting, Water Work Session, Federal Partners, Health Fair, Excess land meetings, and other items.

B. Contract Renewal

Previously addressed

C. Councilman Frank Grady Update

Provided an update concerning the “*Get out the Pink*” breast cancer fundraising event and thanked everyone that helped.



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

A. **Report**

Provided summary of recent events; such as the Mandaree Elder's Trip and the Horse Sale, Deer tags in Mandaree sold out fast.

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

A. **Report**

TAT_20161007-1217_01d22094c64fafb6.mp3

Roger White Owl, Intergovernmental Affairs presented a brief report on recent activities; such as the new Truck By-Pass meeting, White House Tribal Leaders Conference, and the Get out the Vote effort.

Motion: Councilman L. Kenneth Hall moved to approve the “*Get Out The Vote*” initiative & budget. 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

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

TAT_20161007-1232_01d22096e043e77a.mp3

A. **CFO Report** – *Whitney Bell*

B. **Chairman's Budget Clarification**

Motion: Councilman Randy Phelan moved to approve resolution no. 16-241-LKH entitled “*Carryover of Unspent Funds in Chairman's Budget*”. 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

Motion: Councilman Mervin Packineau moved to approve resolution no. 16-242-LKH entitled “*Directive to the Three Affiliated Tribes to Make Available Funds for Withdrawal From the Northeast Segment of the Three Affiliated Tribes Account #_____ of all available funds from the 2016 Three Affiliated Tribes Northeast Segment budget for Boys and Girls Club Construction, an 8-plex*”



Apartment Building, Wild Horse Addition, and the Elder's Homes Construction." 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

VIII. OFFICER REPORTS:

1) **Chief Executive Officer Report** – *Al Nygard*

1) **Tax Department** – *Mary Mashunkashey, Tax Commission Director*
Item deferred.

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

3) **Patsy Seaboy Request (Letters)**

TAT:20161007-1242_01d2209846734a4c.mp3

Seeking medical assistance in the amount of \$4000 for expenses while out of work for back surgery.

Motion: Councilman Randy Phelan moved to approve \$300 from each segment office and the Chairman's Office. 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

Discussion: Councilman Randy Phelan's office will route the request.

Withholding on Disbursement Issue

Sue Romero explained that the person has a balance of \$1,493.40 from two old loans burdened by interest and balance owed. Disbursement withheld due to nonpayment and interest.

Motion: Councilman Randy Phelan moved to approve a loan policy change to remove loans 7 years or older to be deemed uncollectable with Legal to draft a policy and resolution and to return to the Tribal Business Council for final approval. 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: Amount would still be on record but would not effect distributions. After the process is ironed out we should look at waiving interest.

4) Elbowoods Housing Rental Rate Change – Al Nygard

TAT_20161007-1257_01d2209a6054a94a.mp3

Motion: Councilman Fred Fox moved to approve flat housing rate change \$450(2-Bedroom), \$550(3- Bedroom), \$650 (4- Bedroom). Councilman Frank Grady seconded the motion.

Vote: 4 Ayes. 2 – Abstentions. 1 – 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 – Abstained
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Abstained

5) Commercial Lease Agreement – Al Nygard

TAT_20161007-1242_01d2209846734a4c.mp3

1-year lease for property of the old Better B's Bowling Alley for overflow of staff of West Segment Regulatory for \$36,000.

Motion: Councilman Randy Phelan moved to approve a 1-year Lease Agreement. Councilman Fred Fox seconded the motion.

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

6) Athletic Commission Budget

TAT_20161007-1307_01d2209bc6754e7c.mp3



Motion: Councilman Fred Fox moved for the Commission budget (\$14,120 from 380 for FY16, FY17 - \$25,000, Casino Match for FY17). 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 – Not Voting
Councilman Mervin Packineau – Aye
Councilman Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

IX. UNFINISHED BUSINESS

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

B. Councilman Mervin Packineau Medical Request
Addressed

C. Interpretive Center Display Contracts - *Delphine Baker*

TAT_20161007-1312_01d2209c79816cd0.mp3

Discussed issues with use of access road on Corp lands and Use Plan. It was believed the possible issue is with drainage area. Business Plan for the Interpretive Center. Estimated total cost of \$12 million.

Item deferred

D. Home Appraisal – *Bruce Benson*

TAT_20161007-1337_01d2209ff9919910.mp3

Motion: Councilman Mervin Packineau moved to approve the purchase of the Bruce Benson house for \$344,000, to be used for the Domestic Violence Program and subject to sales and purchase agreement, title insurance, tax. 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

E. Veterans Update – Bruce Nagel & Bill Hale

TAT_20161007-1322_01d2209ddf881898.mp3



Motion: Councilman Randy Phelan moved to approve resolution no. 16-243-LKH entitled, “Authorization to Lease Tribal Land for the Construction of a New Veteran’s building” subject to Legal review. 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

Discussion: Make sure it’s trust land

X. MEDICAL REQUESTS

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

TAT_20161007-1347_01d220a1607b9148.mp3

Motion: Councilman Fred Fox moved to approve 75% percent of request of \$1,240. 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

B. Keith Mandan Medical Bills - Lovette Bruer

TAT_20161007-1347_01d220a1607b9148.mp3

Seeking assistance from eye surgery

Motion: Councilman L. Kenneth Hall moved to approve 75% of \$5,822 for Keith Mandan’s medical bills. 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 – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Not Voting



C. Marvin Two Crow Sr. Bill - Noreen Two Crow
Item previously addressed.

D. Continued Medical Assistance - Mary Lohnes

TAT_20161007-1357_01d220a2c766f522.mp3

Mary Lohnes is requesting continued medical assistance for treatments in Minneapolis. Having issues with their automobile.

Motion: Councilman Randy Phelan moved to approve \$500 from each segment and the Chairman's Office. Also approved for a \$2,500 Small Loan (with husband cosign & purchased vehicle as collateral). 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

Discussion: Councilman Fred Fox's Office will route.

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

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

A. Elbowoods Clinic – Dr. Kathy Eagle, CEO

1.) Women's Public Health Assessment

Item deferred.

B. Dr. Biron Baker Contract

Motion: Councilman Randy Phelan moved to approve the Dr. Biron Baker Contract. 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



C. Sheela Johnson Sitting Crow
Item previously addressed.

XII. NATURAL RESOURCES COMMITTEE – Councilman Randy Phelan, Chair

A. North Dakota Department of Transportation ROW- H. Texx Lone Bear, Director

TAT_20161007-1402_01d220a37a8b54b8.mp3

About 2 acquisitions of .11 acres for a perpetual lease to increase the slope of the highway near the new Cenex Truck Stop and a 5-year temporary construction easement north of the proposed by-pass and change in fence line change.

Item tabled

B. Bismarck(Morton County) Title Company - H. Texx Lone Bear, Director

TAT_20161007-1412_01d220a4e1791dc6.mp3

Motion: Councilman Randy Phelan moved to approve 2016 bill payment for the Figure-4 Abstract work. 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

C. Right of Way on Allotment 1794 - H. Texx Lone Bear, Director

TAT_20161007-1412_01d220a4e1791dc6.mp3

Motion: Councilman Randy Phelan moved to approve resolution no. 16-253- LKH entitled “Consent to Certain Right(s) of Way across Allotment 1794 - Tribal land” Councilman L. Kenneth Hall seconded the motion.

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

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

D. Twin Buttes ROW

TAT_20161007-1417_01d220a59481613a.mp3

Motion: Councilman Randy Phelan moved to approve resolution no. 16-244-LKH entitled, “Consent to Certain Rights of Way across Tribal land for the South Segment's Fort Berthold Rural Water Project”. Subject to Legal review. 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

Discussion: ROW's need to be in the name of the United States.

BIA 12 Continuation Phase II

TAT_20161007-1422_01d220a6478addf6.mp3

Motion: Councilman Randy Phelan moved to approve resolution no. 16-246-LKH entitled “*Consent to Certain Rights of Way across Tribal land for the BIA 12 & 15 Road Project in the West Segment*” subject to Legal 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 Fred Fox – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

TAT_20161007-1422_01d220a6478addf6.mp3

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 16-247-LKH entitled “*Consent to Certain Rights of Way across Tribal land for the Twin Buttes Raw Water Line – Fort Berthold Rural Water in the South Segment*” subject to Legal review. 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

D. Saf haven Home – Marilyn Young Bird
Item deferred.

E. Water Line - Violet Jones
Item deferred.



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

1) Hidatsa North Typo

TAT_20161007-1422_01d220a6478addf6.mp3

Motion: Councilman Randy Phelan moved to approve resolution no. 16-245-LKH entitled “*Technical Correction to Resolution No. 16-229-CSB entitled, “Consent to Approval of a Right-of-Way across Tribal land for the Hidatsa North 14-23 Pad 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

Discussion: Change Now Therefore be it resolved clause section and allotment clause and title error.

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

A. Business Loans – Toni Starr, Director

TAT_20161007-1427_01d220a6fb7c7eaa.mp3

Motion: Councilman Randy Phelan moved to approve Business Loans applications 1, 5-6, 10-11, #12 (subject to rolling into Business Loan), #9 (subject to requirements listed on handout) ; subject to Business Loan requirements. 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

Discussion: On #12 Small Loans collaboration to determine amount owned under contention from the client before rolled into a business loan.

TAT_20161007-1437_01d220a86191ea9e.mp3

Resolution concerning Small Loans or any TAT loans for forgiveness should also include the old Independence loans.



B. KDU Roof Replacement – Red Fox Sanchez

TAT_20161007-1437_01d220a86191ea9e.mp3

Lowest of 4 bids and to be paid from Federal funds.

Motion: Councilman Frank Grady moved to approve bid of \$30,000. 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

XIV. JUDICIAL COMMITTEE – Councilman Fred Fox, Chair

A. Tribal Court Report – Wynona Traversie, Court Administrator

B. Metal Detectors for reservation Schools – Al Nygard & Sarah Dogeagle

TAT_20161007-1442_01d220a9157c39a6.mp3

Motion: Councilman Fred Fox moved to approve metal detectors not to exceed. 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

Discussion: Al Nygard recommended a single school access point. Chairman Mark Fox would also like to see the schools enhance their video security systems and be tied into Law Enforcement dispatch. Further discussion of training, more extensive hand wand systems, and see through back packs.

TAT_20161007-1452_01d220aa7b8e1bc8.mp3

Motion: Councilman Randy Phelan moved to approve ratification of an Executive Order to make Mary Lone Bear honorary membership of the Mandan Hidatsa Arikara Nation. 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

XV. EXECUTIVE COMMITTEE – Chairman Mark N. Fox

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

XVIII. NEW BUSINESS – Tribal Councilman Add Ons

- A. Chairman Mark Fox – Reserved**
- B. Chairman Mark Fox – Reserved**
- C. Councilman Frank Grady – Reserved**
- D. Councilman Frank Grady – Reserved**
- E. Councilman Cory Spotted Bear – Reserved**
- F. Councilman Cory Spotted Bear – Reserved**
- G. Councilman Mervin Packineau – Reserved**
- H. Councilman Mervin Packineau – Bandy Poitra (See Closed Session)**
- I. Councilman Randy Phelan – Reserved**
- J. Councilman Randy Phelan – Melanie Luger Home Purchase**

TAT_20161007-1452_01d220aa7b8e1bc8.mp3

Purchased home from Wayne Lone Fight but never received check. Appraisal price of \$129,000 for a house with about 2.5 acres.

Motion: Councilman Randy Phelan moved to approve purchase subject to sales & purchase agreement. Title insurance, and tax. 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

K. Councilman L. Kenneth Hall – Leo Cummings

TAT_20161007-1147_01d22090916c567c.mp3



Mr. Cummings discussed issues with receiving an absentee ballot for absence under the Election Code. Presented her daughters request for sponsorship for Eugenia Kirk, Miss Indian Rodeo (INFR) to aid her in the last year of her reign.

Motion: Councilman L. Kenneth Hall moved to approve \$2,500 (75% of request). 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

Discussion: Councilman L. Kenneth Hall Office to process by Wednesday of next week.

L. Councilman L. Kenneth Hall – Reserved

M. Councilman Fred Fox - Renewable Energy Grant Resolution – Kenny Lyson & Carey Doyle

TAT_20161007-1457_01d220ab2f6f9a54.mp3

Motion: Councilman Fred Fox moved to approve resolution no. 16-248-LKH resolution entitled, “Authorization for the MHA Energy Division and the MHA Planning & Grants Department to Submit an Application in response to the Department of Energy Office of Indian Energy Funding Opportunity Announcement (DE-FOA-0001621).” 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

N. Councilman Fred Fox - Four Bears Casino & Lodge – Scott Wilson

TAT_20161007-1517_01d220adfc9b773a.mp3

Motion: Councilman Fred Fox moved to approve a 2-year contract. Councilman Randy Phelan seconded the motion.

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

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



Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye

- **Ruth Buffalo**

TAT_20161007-1502_01d220abe27b97ba.mp3

Motion: Councilman Randy Phelan moved to approve assistance for Ruth Buffalo in the amount of \$1000 to attend NCAI and \$500 from each segment and the Chairman's Office. 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

- **Chad Morsette Jr. Sponsorship**

TAT_20161007-1517_01d220adfe9b773a.mp3

Motion: Councilman Cory Spotted Bear moved to approve 75% of request \$2,400 for a sponsorship of \$1,800 for youth participation for Chad Morsette Jr. 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

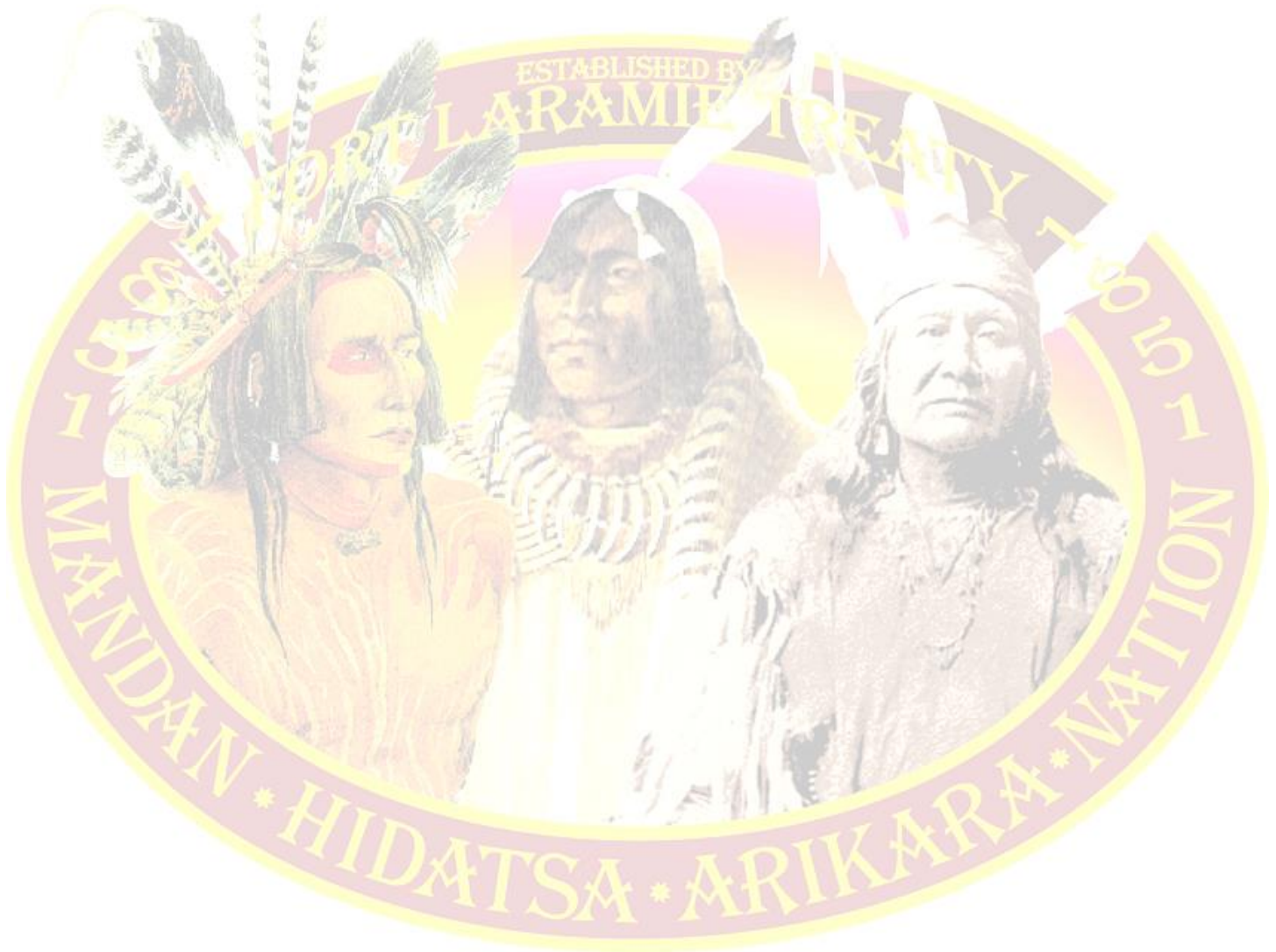
XIX. CLOSED SESSION

- A. Whiting Twin Buttes Unit**
- B. Human Resources** – *Barlow Wells, Director & Cheryl Abe, Assistant Director*
- C. TAT Law Enforcement Report** – *Chief Nelson Heart, Sarah Dogeagle, Grace Her Many Horses*
- D. Contract Issue** - *Caleb Dog Eagle, Supervising Attorney*
- E. Phyllis Howard Home Repair Clarification & Reaffirmation**
- F. Personal Business** - *Tracy Halvorson*
- G. Jim Baker**
- H. Frankie Lee Contract Extension**
- I. Propane Company Proposal** – *Bandy Poitra & Nicole Henry*
- J. Russell Deane**
- K. Legal Department**



XX. ADJOURNMENT:

Motion: Councilman Cory Spotted Bear moved to adjourn the meeting. Councilman Fred Fox seconded the motion. Meeting adjourned at 7:30PM.





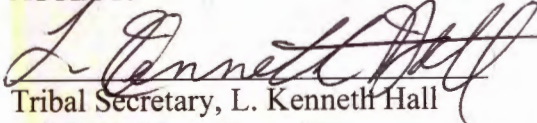
CERTIFICATION

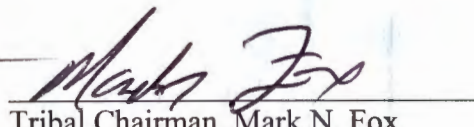
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom (5) constitute a quorum, 6 were present at the Executive Meeting thereof duly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

Chairman (X) Voting () Not Voting

Dated this 28th 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