



CALL TO ORDER:

Chairman Mark N. Fox called the meeting to order at 12:00PM.

OPENING PRAYER:

Prayer by Barb Miller

ROLL CALL:

Present: Councilman Frank Grady, Councilman Randy Phelan, Chairman Mark N. Fox, Councilman Mervin Packineau, Councilman Cory Spotted Bear, Councilwoman Monica Mayer, Councilman Fred Fox.
Quorum established.

I. APPROVAL OF AGENDA:

FTR: Agenda was approved at the April 19th, 2017 Special Tribal Business Council Meeting.

Motion: Councilman Randy Phelan moved to approve the agenda. Councilwoman Monica Mayer seconded the motion.

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

II. APPROVAL OF MINUTES:

- February 8th/9th Special Meeting Minutes
- March 8th/9th, 2017 Special Meeting Minutes

Motion: Councilman Frank Grady moved to approve the February 8th/9th 2017 TBC minutes subject to corrections minutes. Councilman Randy Phelan seconded the motion.

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



Councilwoman Monica Mayer – Aye

III. SPECIAL GUESTS – ELDERS:

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A. Sally White Housing Request

Was promised a house during the Levings Administration out in the country. Son-in-Law, David Sterns could do the work to renovate. The home has a full basement. Chairman Mark N. Fox recommended placing a new home on the foundation due to the time home was dormant. Councilman Mervin Packineau noted that he provided the home and renovated it then. Chairman Mark N. Fox would help Councilman Mervin Packineau to replace/or repair the home with an assessment.

Motion: Councilman Mervin Packineau moved to approve repair with assessment or replace if the home is not repairable and give the home to her at Parshall Bay. Councilwoman Monica Mayer seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye

Councilman Randy Phelan – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Aye

Councilman Frank Grady – Aye

Councilman Cory Spotted Bear – Aye

Councilwoman Monica Mayer – Aye

Discussion: Councilman Mervin Packineau recommended a lease agreement as an elder unit. Councilman Randy Phelan discussed having the elders sign a life estate to obligate their beneficiary to take over the financial obligation. Councilwoman Monica Mayer recommended that the Elder Home program need to standardize under the CEO. Councilman Randy Phelan & Councilman Fred Fox would rather allow their segment Boards continue to manage. Chairman Mark N. Fox discussed upcoming Assistant Living Demo Project.

EXECUTIVE COMMITTEE REPORTS

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

A. Report

Provided an overview of schedule: Attending Native American Finance Officers Association (NFOA) meeting, the ND 1st Ladie meeting concerning addiction/treatment issues for the construction of a new treatment facility, Gathering of Nations, Special Trustee meetings, Cobell Land Buy-Back meetings, ICE Work Group and Energy Conference in Washington DC, Casey Family, Land into Trust, United Tribes Board Meeting, Grand Opening of the Law Enforcement



& Court House, Tax issues with the State, and establishment of a Fort Berthold Beautification Project and or committee.

V. VICE CHAIRMAN'S REPORT- Councilman Randy Phelan

A. Report

Current activities include NCAI Tax Committee Appointment and as a NIGA Delegate, Mandaree Cleanup Day, Memorial Day Pow-Wow in Mandaree.

B. Update/Report & Resolutions - Mark Van Norman¹
Item deferred

VI. SECRETARY'S REPORT – Councilman Fred W. Fox

A. Report

Approval of minutes are completed up to March and resolutions are signed. Special Tribal Council meetings will be on the second Wednesday of every month for closed session material with the Regular meetings continuing the next day. The White Shield Safe Haven Home is operating an actually taking clients from around the reservation. 25th of April is the Suicide Awareness and Prayer event with local pastors and motivational speakers. Administrative leave for the event will be requested. White Shield War Bonnet Dance on May 12th.

VII. TREASURER'S REPORT - Councilman Mervin Packineau

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A. Small Loans – Mary Ellen Sun & Al Nygard

Discussion of the new loan policy, Small Loan Committee procedure and presentation format, Emergency Loans, Appointee Loan Policy and other possible amendments to the Small Loan Policy were discussed. Councilwoman Monica Mayer would like to see a total summary report broken down with the \$3,500 and under loan information. Chairman Mark N. Fox noted how the program has become a revolving self-sufficient program. Discussion of The Loan Policy for borrowing more if the client has paid half of their existing loan. Councilman Mervin Packineau would like an appointee policy for long standing appointees not needing a co-signor.

Motion: Councilman Randy Phelan moved to approve Group A: Small Loans Applications subject to Small Loans Policy. Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Not Voting

Councilman Randy Phelan – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Aye

Councilman Frank Grady – Abstained

Councilman Cory Spotted Bear – Aye

Councilwoman Monica Mayer – Aye



Discussion: #4 without collateral amortized for time in term.

Motion: Councilman Fred Fox moved to approve Group B: Small Loans Applications subject to collateral and Small Loans Policy. 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 Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

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Motion: Councilman Fred Fox moved to approve Group C: Small Loans Applications subject to obligating half of every disbursement each year till paid off and Small Loans Policy. Councilman Mervin Packineau seconded the motion.

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

Chairman Mark N. Fox – Not Voting
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

VIII. **OFFICER REPORTS:**

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

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1) **Vocational Rehabilitation Department – Chris Ann Demaray & Al Nygard**

VOC Rehab grant lapsed and new funding was denied. TBC funded for the 1st Fiscal quarter of 2017 with the stipulation grant funding would be sought. Mr. Nygard discussed various options for TAT budget funding. Ms. Demaray provided a list of services and a program pamphlet. Served 211 clients over a 5-year period. Councilwoman Monica Mayer would be willing to accommodate VOC REHAD at Northern Lights Health Center. Would need \$250,000 to make it to the end of the fiscal. At this time the program does not having funding for outreach services.

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2) **City of Fargo Lease Agreement**

After review of the proposed lease agreement for a building managed by the City of Fargo it was determined that the conditions prohibited the tribe from utilizing it for the purpose of a



satellite site. An alternative site called the Black Building was provided with lease under review.

Motion: Councilman Fred Fox moved to approve the 30-day lease City of Fargo Lease Agreement in the DFI Black Building, LLC subject to Legal review. Councilman Frank Grady seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Not Voting
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Voting
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

Discussion: \$600/month for the commercial building at about 700 sq. ft.

IX. UNFINISHED BUSINESS

A. Child Protection Services/EMHC MOU – Deb Young Bear²

B. Richard Hall Lot and Home Site Sale³

C. Melissa Veach^{2MR}

D. Federal Education Advocacy^{2E} – Ryan Wilson

E. Land Exchanges:

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1) Malcolm Wolf¹

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 17-119-FWF entitled “Approval of the Land Exchange between the Three Affiliated Tribes and Malcolm Wolf” with the previously approved compensation. Councilman Randy Phelan seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

2) Lou Ann Phelan¹



Motion: Councilman Cory Spotted Bear moved to approve resolution no. 17-120-FWF “Approval of the Land Exchange between the Three Affiliated Tribes and Lou Ann Phelan” with the previously approved compensation. Councilman Frank Grady seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Abstained
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

3) Henry A. Breuer¹

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 17-121-FWF entitled “Approval of the Land Exchange between the Three Affiliated Tribes and Henry A. Breuer” with the previously approved compensation. Councilwoman Monica Mayer seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

F. Pipeline Assignment Whiting – Brian Anderson²
Item deferred.

G. Petro Gulf – Jerry Goedert²
Item deferred.

H. HRC – Sal Beston^{20&G}
Item deferred.

I. Panther Development Investments/Dakota Acres – Mike List, COO^{2E}
Item deferred.

X. MEDICAL REQUESTS



COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

XI. EXECUTIVE COMMITTEE – *Chairman Mark N. Fox*
No Items

XII. EDUCATION COMMITTEE – *Councilman Cory Spotted Bear, Chair*
No Items

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

A. Elbowoods Memorial Health Clinic (EMHC) – *Dr. Kathy Eagle, CEO*

Provided the March 2017 EMHC CEO Report. The Blue Team will be in Bismarck on Friday March 31, 2017 to conduct health screening for colorectal cancer. This event will be held at the Ramkota. The Gathering of Native Americans (GONA) suicide prevention and substance abuse prevention will be taking place April 4-6, 2017 at the Four Bears Casino and Lodge. 12 rooms have been reserved for families who have to travel from surrounding areas to participate in the three day event. All Tribal Council members are invited, if you plan to come please let us know so that we can include you on the agenda. Requesting EMHC Accounts Receivable access to Accufund to assist with data entry associated with AR Data entry that is not keeping up with deposits causing incorrect Expense Revenue. Was informed Carry-over for EMHC fund accounts are incorrect due to benefits. Submitted an application to the Robert Wood Johnson Foundation for Clinical Leadership Scholars Project with 3 Year Award in the amount of \$400,000.00. Attending the Office of Inspector General's training "*Protecting Indian Health and Human Service Programs and their Beneficiaries: The basics of Health Care and Grants Management Compliance.*" April 27, 2017 Crazy Horse, SD. Also, attending along with Dr. Taylor-Desir the National Institute on Drug Abuse (NIDA) regarding a listening session in Washington DC May 4, 2017. Recommended by Kurt Snyder of the Heart view Foundation. Specifically, NIDA would like to hold a listening session in Washington DC on May 4th to hear from health directors and other treatment providers in tribal communities about the impact of the opioid epidemic in your communities as well as your thoughts about potential ways to increase the availability of treatment to your relatives who are suffering from opioid use disorder. Request for a letter of support to partner with the State Department of Health to write for a SAMHSA Grant \$2,000,000.00 over a 5 year period. Presented a report concerning Quality Care & Performance Improvement Customer Surveys 1st Quarter 2016 – 2nd Quarter 2017. Three Affiliated Tribes Employment Contract – Medical Staff – Family Practice Physician for Dr. Rising Sun.

Motion: Councilman Fred Fox moved to approve “*Three Affiliated Tribes Employment Contract – Medical Staff – Family Practice Physician*” *Dr. Zane Rising Sun*”. Councilman Randy Phelan seconded the motion.

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



Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Voting
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

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Motion: Councilman Fred Fox moved to approve a request for a Letter of Support to partner with the State Department of Health to write for a SAMHSA Grant for a \$2,000,000.00 5 year grant submission for the integrated medicine supplement to the Behavior Health Department. Councilman Frank Grady seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Voting
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

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Motion: Councilman Cory Spotted Bear moved to approve a Letter of Support for the Office of Violence Against Women: Women's Behavioral Health Assessment to address Oil Impacts. Councilman Frank Grady seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Voting
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

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Motion: Councilman Cory Spotted Bear moved to approve the Data Sharing Agreement with Heart View and MCSS-TAT Data not to be shared with or used for reporting purposes. Data can only be shared or disclosed by TAT. Councilman Frank Grady seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Voting



Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

Discussion: Can disclose. Legal to draft the addendum.

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Motion: Councilman Fred Fox moved to approve resolution no. 17-113-FWF "Award to EPAC for Architectural and Engineering Services for the Elbowoods Memorial Health Center's Dental Clinic" subject to fee change from 7.75% to 7% or less and Legal review. Councilman Frank Grady seconded the motion.

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

Discussion: I.H.S. will fund ParJ agreement to pay for the fee.

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B. Insurance Reimbursement - Nelson Heart Sr.

Seeking reimbursement for COBRA insurance that he paid in the amount of \$8,245.80 from January 2016 to September 2016. Was notified that he had Boon Insurance from the Tribe and was not notified that he had it or sent an insurance card. The reason for this reimbursement is back in October or November of 2015. Received a letter from the insurance company providing tribal insurance stating my insurance was expiring end of December 2015. That's the only communication that he received from the insurance company.

Motion: Councilwoman Monica Mayer moved to approve reimbursement of 50% of requested amount from fund 380 subject to review and consideration of additional resources. Councilman Fred Fox seconded the motion.

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



C. Dental Bills - Barbara Little Swallow¹
Item deferred

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D. Life and Limb for Gertrude Gonzales Torres – Judith Danks

Request is to renew Life & Limb assistance in the amount of \$8,000 for monthly appointments.
Item deferred.

Motion: Councilman Cory Spotted Bear moved to approve \$1,500 from Grants & Donations.
Councilwoman Monica Mayer seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

E. West Segment Minot Satellite Office – Marva Little Light/DonYeahquo¹
Item deferred.

XIV. NATURAL RESOURCES COMMITTEE – Councilman Randy Phelan, Chair

A. Homesite(s) - Valeri Hosie^{1NR}

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1) Emory Good Bird Utilities ROW

ROW on Track 730A with a 16% tribal interest for utilities.

Motion: Councilman Randy Phelan moved to approve resolution no. 17-087-FWF entitled
“Consent to Certain Right(s) of Way across Tribal land” subject to Legal review.
Councilman Frank Grady seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Not Voting



Motion: Councilman Randy Phelan moved to approve resolution no. 17-092-FWF entitled “*Frank Benson Sr. Homesite*” subject to Legal review. Councilman Mervin Packineau seconded the motion.

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

Motion: Councilman Frank Grady moved to approve resolution no. 17-093-FWF entitled “*Winona Good Left Homesite*” subject to Legal review. 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 Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Not Voting

Motion: Councilman Mervin Packineau moved to approve resolution no. 17-094-FWF entitled “*Jacquelyn Bearstail Sturms*” subject to Legal review. Councilman Fred Fox seconded the motion.

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

- **Coulter Werlinger Homesite**

Coulter Werlinger homesite was discussed for a homesite near his grandmother’s (Phoebe Dixon). Councilman Mervin Packineau noted that he wanted it near his mother’s. Valerie Hosie noted that he has no lease. To return with a 2 ½ acre homes lease for him and lease is with Legal.



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- **Pouch Point Concessionaire**

Motion: Councilman Randy Phelan moved to approve resolution no. 17-095-FWF entitled “*Tribal Business Council Approval of the Management Agreement for the Pouch Point Recreation Area*” subject to Legal review. Councilman Frank Grady seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Not Voting
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

Discussion: It was noted that Jim Mossett is also the commissionaire at Mossett Bay. Skunk Bay Lease and Twin Buttes Pow-Wow grounds items are not ready. Discussion of compliance issues for the Corps of Engineers recreation areas that are affecting the bigger projects around the lake. There needs to be a point of contact and or centralized office with compliance responsibility to keep the recreation areas maintained and compliant with the Corps.

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B. Farm/Pasture Leases - Diana Americanhorse

1) Bids

Motion: Councilman Randy Phelan resolution no. 17-096-FWF “*Donovan Dixon*” *Agricultural Leases on Tribal Land*” subject to Legal review. Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Voting
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

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C. FBRW Report - Cammi Gosnell, Director

The Director informed the Council that there are five employees receiving ongoing technical training and certification. The Director advised the Council about the wage disparity between



the Tribe and other like positions in the state and believed what was causing applicants not to accept their vacant positions.

1) Maintenance Agreement

Motion: Councilman Fred Fox moved to approve RFP for a Maintenance Agreement. Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Not Voting
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

Discussion: Chairman Mark N. Fox brought forth the circumstances surrounding a long time FBRW employee resigning. Councilman Randy Phelan would like to know the reason for the resignation and for him to provide his viewpoint on FBRW.

Legal Representation

Motion: Councilman Fred Fox moved to approve Frederick, Pebbles and Morgan to review contracts & policies and use tribal lawyers for the development of a uniform contract. Councilman Frank Grady seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

2) Four Bears WTP Plant Expansion

Seeking alternative funding for the expansion project and return. Chairman Mark N. Fox would like the BOR to fund this project. Councilwoman Monica Mayer recommends a working session with NRC and BOR and the dangers of the plants condition be laid out for the Tribal Business Council to enable them to lobby the responsible agencies. Assessment of the Four Bears and Mandaree water treatment plants with Bartlett & West to be included on the inspection. Councilman Mervin Packineau asked the Director to return with options of funding from the contracting office. Councilwoman Monica Mayer asked the presenters to develop thorough plan for the work session.



3) Org Chart Addition

Seeking approval for a Procurement Analyst and addition within the Org Chart.

4) CEO Supervision

See Closed Session.

5) B.O.R/I.H.S.

Seeking approval for I.H.S funding for a water hook-ups. Neil Austin, I.H.S. can hook up William Bell, Anita Deane and other existing homes. Requested approval for additional home water hook-ups. Contract for user hook-ups is at Legal under review. I.H.S. requires the homes be on the ground already. Chairman Mark N. Fox noted that his budget will pay for from his. Councilman Mervin Packineau stated that he would utilize segment funds for water hook-ups in his segment. Councilman Randy Phelan asked for the Director to return with the Mandaree list also.

D. Independent Facility & Sales Package – Quip Will & Dean Willis¹
Item deferred.

E. Maxine Buffalo Land Exchange

Motion: Councilman Frank Grady moved to approve resolution no. 17-097-FWF entitled "*Approval of the Land Exchange between the Three Affiliated Tribes and Maxine Buffalo.*" 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 Fred Fox – Aye
Councilman Mervin Packineau – Not Voting
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

F. Veronica Serdahl Land Exchange

Motion: Councilman Randy Phelan moved to approve resolution no. 17-098-FWF entitled "*Approval of the Land Exchange between the Three Affiliated Tribes and Veronica Serdahl.*" Councilman Frank Grady seconded the motion.

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

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



Councilman Mervin Packineau – Not Voting
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

G. Nancy Fox Land Exchange.

Motion: Councilman Randy Phelan moved to approve resolution no. 17-099-FWF "Approval of the Land Exchange between the Three Affiliated Tribes and Nancy E. Fox." Councilman Frank Grady seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Abstained
Councilman Mervin Packineau – Not Voting
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

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Motion: Councilwoman Monica Mayer moved to approve resolution no. 17-100-FWF entitled "Councilman Cory Spotted Bear Homesite Utility ROW" subject to Legal review. 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 Fred Fox – Aye
Councilman Mervin Packineau – Not Voting
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Abstained
Councilwoman Monica Mayer – Aye

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- **RTC ROW for Fiber to KMHA Tower** – Valorie Hosie, Tim Jarski, Malcom "Speedy" Bruce, Jr..

Councilman Randy Phelan expressed concern over cost and quality of services that he has experienced in Mandaree.

Motion: Councilman Fred Fox moved to approve resolution no. 17-101-FWF entitled "Consent to Certain Right(s) of Way across Tribal land" 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 Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

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H. Game & Fish Proclamation – Antoinne Fettig

Discussion of the proposed proclamations along with Game & Fish & Animal Control budgets.

- 2017 Hunting and Fishing Resolution
- 2017-2018 Tribal Dates
- 2017 Tribal Licensing Fees
- 2017-2018 Small Game & Furbearer Proclamation
- 2017-2018 Fishing Proclamation
- 2017 Deer Bow Proclamation
- 2017 Fall Turkey Proclamation
- 82017 Deer Gun Proclamation
- 2017-2018 Youth Hunting Seasons
- 2018 Spring Turkey Proclamation

Motion: Councilman Fred Fox moved to approve resolution no. 17-102-FWF entitled “Approval of the 2017-2018 Tribal Hunting and Fishing Proclamations” subject to Legal review and changes. Councilman Frank Grady seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Not Voting
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

Discussion: New items include allowing the use of boats to access hunting areas and hunting in returned surplus areas. Everything for approval except the Elk and Moose Proclamation. Chairman Mark N. Fox asked that a cross-bow season be considered. Discussed the budget and need for vehicles, Animal Control, and body cameras for Officers. Councilwoman Monica Mayer noted that North Segment is going to supply a building for Animal Control behind Cornerstone Bank in New Town.

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I. West Segment Livestock Corporation Grant

Similar to cattle relending and to include a portable butchering station.



Motion: Councilman Fred Fox moved to approve resolution no. 17-103-FWF entitled “*Grant of Non-Profit Corporate Charter to the West Segment Livestock Corporation and Authorization for Immediate Drawdown of \$550,000.00 from the West Segment FY2017 Annual Budget Allocation for Purchase of Cattle and Operating Expenses*” subject to Legal review. Councilman Frank Grady seconded the motion.

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

J. Renunciation – Vance Good Iron¹
Item deferred.

K. Special Project Budget – Caleb Dogeagle¹
Presented a resolution entitled: “*Approval and Authorization of a Special Projects General Fund Appropriation in the Amount of \$19,000,000 for Purposes of Construction of the “Thomas M (Johnny) Bird Veterans Memorial Hall and Elders Assisted Living Facility.”*”

Item deferred

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L. Solid Waste & Public Works Fee Change & Recycling Resolutions - Pat Dubois & Justin Spotted Bear

Discussion of removing dumpsters from those that do not pay for the services (30 days overdue) \$10/fee commercial, increased fees, and

- Rental fees

“Amending Monthly Rental Fee Schedule for Solid Waste Container Rentals”

FTR: Chairman Mark N. Fox stepped out of the meeting and Executive Secretary Fred W. Fox assumed the Chair.

Motion: Councilman Mervin Packineau moved to approve resolution no. 17-104-FWF entitled “*Amending Monthly Rental Fee Schedule for Solid Waste Container Rentals*” subject to Legal review. 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 Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

Discussion: Have tried to get clients to pay since last year but no one is paying. Councilman Cory Spotted Bear recommended working on the collections side of the process. To be applied to commercial entities that are not paying, rates as is. Most of the companies that are not paying are tribal housing programs. About 20-25% of clients are paying. Councilman Fred Fox recommends only repossessing commercial containers delinquent by 30 days. And leaving rates as is with elders as 55. Wage deductions are available. To submit his budget to the Council. Councilwoman Monica Mayer recommends a public information campaign. Councilman Fred Fox recommends setting up an online payment system. 1% construction fees collected are supposed to come the Solid Waste budget and asked for a template similar to the one requested by Fort Berthold Rural Water.

FTR: Vice Chairman Randy Phalen assumed the Chair of the meeting.

- **Transfer Station**

Compactor, aluminum and plastic. \$375,000.000. Councilman Mervin Packineau asked for a cash flow analysis for the next meeting.

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 17-105-FWF entitled “*Authorization for funding the Three Transfer Stations*” subject to funding availability. Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Not Voting
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

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- **Utilities**

Motion: Councilman Fred Fox moved to approve resolution no. 17-106-FWF entitled “*Establishing Service Fee Schedule for Solid Waste Services of Utilities*” subject to keeping the residential rate at \$100, \$150 on the weekends with Legal review. 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 Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

Discussion: Councilwoman Monica Mayer asked for a strategic plan with an equalization of rates slowly over time. The Director will return with a budget to get them through the year.

M. Oil & Gas Committee: – Kenny Lyson

1) Updated Fee Structure Resolution

\$500 application fee and small interest minimum charge of \$1000 for ROW under ½ acre. Brandon Harris of WPX recommended a fee instead because it would really push up the costs when allottees are included. Legal to review.

Motion: Councilman Fred Fox moved to approve resolution 17-117-FWF entitled “Approval of an Updated Fee Structure for the MHA Nation Energy Division to Regulate and Oversee Oil and Gas Exploration and Production Activities.” Subject to exclusion of items after 2A of the resolution. 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 Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

2) McKenzie Electric ROW

Located within an existing pipeline ROW with no additional disturbance.

Motion: Councilwoman Monica Mayer moved to approve resolution no. 17-108-FWF entitled “Consent to Approval of a Right-of-Way across Tribal land for the Dakota Access, LLC, MLV ND 210 Project Submitted by McKenzie Electric”. Councilman Mervin Packineau seconded the motion.

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

Chairman Mark N. Fox – Not Voting
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye



Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

3) Opgal EyeCGas Emissions Detection “Sniffer” Camera Purchase

Requesting permission to purchase a camera that uses thermal imaging technology for the detection of gas leaks and fugitive emissions certified for use in hazardous locations Class1 Div2 & ATEX Zone2.

Motion: Councilman Cory Spotted Bear moved to approve the purchase of a Sniffer camera from Guardian at a cost \$91, 935 from fund 380. Councilman Frank Grady seconded the motion.

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

FTR: Chairman Mark N. Fox returned to the meeting and reassumed the Chair of the meeting.

- 2) **Sky Hunter LLC, Managed Service Plan** – *Waylon Pretends Eagle & Orian Gillette*[See Closed Session]
- 3) **ROW** [See Oil & Gas Handout]

XV. ECONOMIC DEVELOPMENT COMMITTEE – *Councilwoman Monica Mayer, Chair*
A. Business Loans – *Toni Starr, Director*²

B. M.E.C. Contracts – *Clarence O’Berry*

Motion: Councilman Frank Grady moved to approve resolution no. 17-109-FWF entitled “Mandaree Enterprises LLC Owner Exclusion for Fuel Services DL contract” Councilman Mervin Packineau seconded the motion.

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



Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

Motion: Councilman Fred Fox moved to approve resolution no. 17-110-FWF entitled “Mandaree Enterprises LLC Owner Exclusion for Sinew Management Group, LLC”. Councilman Frank Grady seconded the motion.

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

Motion: Councilman Mervin Packineau moved to approve resolution no. 17-111-FWF entitled “Mandaree Enterprises LLC Owner Exclusion for FTSS Joint Venture Contract” Councilman Fred Fox seconded the motion.

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

Motion: Councilman Mervin Packineau moved to approve resolution no. 17-112-FWF entitled “Mandaree Enterprises LLC Owner Exclusion for MEC Energy Services, LLC 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 Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Not Voting



C. Nativia Enterprises, LLC – Lisa Young Bird

Al Nygard noted that they recommended completion of her Owner/Operator License for the salon. Major concerns included the business plan, low capitalization was low. Offered up half with the other half after three months then to revisit the proper capitalization to properly encourage this business to succeed.

Motion: Councilman Mervin Packineau moved to approve \$50,000 Business Loan for Nativia Enterprises, LLC. Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Not Voting
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Not Voting
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

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D. Ree Fit Event– Whirl Wind Perkins & Brad Krupa

The group presented a sponsorship request for an event on the 5th Annual REEFITNATION Fitness Competition to be held on May 6th. The presenters submitted a budget, poster and promotional video.

Motion: Councilman Cory Spotted Bear moved to approve \$7,500. Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Not Voting
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Not Voting
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

Discussion: Councilman Fred Fox will assist Ree Fit with \$3000 in equipment needs.

XVI. JUDICIAL COMMITTEE – Councilman Fred W. Fox, Chair

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A. Tribal Court Report – Wynona Traversie, Court Administrator & Elizabeth Yellow Bird-Demaray

Submitted the March 2017 Monthly Report that included items such as; Overall Operations & FBDC Goals/638 Scope of Work, Administration Projects, Administration Data, Departmental



reports & case statistics, Move-in date for the new building by May 15th. Seeking Judge Seaworth as Chief Judge but the Council decided to let Legal review of possible candidates.

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

A. Traffic Fine Increase³

Item deferred to Committee

B. VAWA Grant MOU²

Item deferred.

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C. Business Licenses

Motion: Councilman Fred Fox moved to approve the Business Licenses as presented. Councilman Randy Phelan seconded the motion.

- Azure Sky Star Quilt Manufacturing
- Badlands Quilting
- Buffalo Rock, LLC
- Cooper Zietz Engineer, Inc.
- DF Lighting Company
- Frog Face Smoke & Bait
- Hale's Marina & Concessions
- Hidatsa Tribal Arts & Business Consulting
- JC Java Coffeehouse
- Jimmy's Pizza Express
- Little Missouri Lodge Enterprise
- Mandan's Beads Supply Store
- MEC Development, LLC
- MEC Distribution, LLC
- MEC Energy Services, LLC
- MEC Management Group, LLC
- MEC Management, LLC
- M.E.C. Store
- MEC Technologies, LLC
- Prairie Catering
- Quality Foods
- Red Lightning Couture
- Red Lightning Entertainment
- Silver Top Subs
- Sinew Management Group, LLC
- Turtle Bay Consulting
- War Coulee Drilling Corporation
- War Coulee, LLC



- Washi Shopka Consultants
- WHITE SHIELD, INC.
- Young Bear & Associates
- Yummies Coffee Shop Plus

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

XVIII. NEW BUSINESS – Tribal Councilman Add Ons

- A. Chairman Mark Fox – *Reserved***
B. Chairman Mark Fox – *Reserved*

C. Councilman Randy Phelan – Rhonda Hall

Seeking a sponsorship for her daughter to travel to Australia for the “*Down Under Youth*” event in July for the amount of \$8,214.50 for flight lodging, insurance, meals, and shoes. Raised \$1000 in fund-raising.

Motion: Councilman Fred Fox moved to approve \$4,500 for abroad youth related trips from the Chairman’s Office budget as standard Policy. Councilman Frank Grady seconded the motion.

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

Discussion: Others to bring applications and budget to the Chairman’s Office.

D. Councilman Randy Phelan – Head Start Grant Agreement - John Mahoney

Motion: Councilman Mervin Packineau moved to approve resolution no. 17-115-FWF entitled “*Approval of First Amended and Restated Grant Agreement between Crestwood Equity Partners, LP and Mandan, Hidatsa and Arikara Nation for Construction of a Head Start Facility in Mandaree.*” Councilman Fred Fox seconded the motion.



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

Discussion: Not to be construed as a settlement for pending legal case.

E. Councilman Fred W. Fox – Martha Phelan (See Closed Session)

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- **Verizon Wireless**

Motion: Councilman Randy Phelan moved for \$20,000 annual rent or \$5,000 / pole subject to Legal review and acceptance.

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

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F. Councilman Fred W. Fox – Sadie Young Bird

Due to recent roof and window renovations the family is requesting an increase to her home loan mortgage to cover the cost of tribal home insurance deductible and cost of repair in the amount of \$27,298.

Motion: Councilman Fred Fox moved to approve \$27,000 increase subject to Home Mortgage Policies & Procedures. Councilman Frank Grady seconded the motion.

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



Councilwoman Monica Mayer – Aye

FTR: Sadie Young Bird informed the Council that elder abuse clients with medical needs can't be housed currently by her program due to liabilities and asked for assistance to find a solution.

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G. Councilman Mervin Packineau –TAT Drug Enforcement Report & Renovation Project – Gerald Chip White

Discussion of opiate problems on the reservation and recent efforts to stop the drugs coming onto the reservation. Update on drug seizures and arrests. One instance included a Detroit based drugs distribution network that included involvement of some tribal members. Discussion of the newly acquired building and bids for renovation that include HVAC. Plumbing to be completed by maintenance. Councilman Mervin Packineau's budget paid for mold remediation. Seeking \$216,772.72.00 from General Fund to finish the renovation the building. Contractors have all been TERO certified. Chairman Mark N. Fox will commit \$100,000 from his budget. Councilman Mervin Packineau will do an additional \$100,000 and Councilman Fred Fox will fund the remainder.

Motion: Councilman Fred Fox moved to approve \$100,000 from Chairman Mark N. Fox, \$100,000 from Councilman Mervin Packineau, and \$16,000 from Councilman Fred Fox. Councilwoman Monica Mayer seconded the motion.

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

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H. Councilman Mervin Packineau – Steven Dubois
Seeking small loan as an employee. Requesting \$3000.

Motion: Councilman Randy Phelan moved to approve Small Loan for \$3000 with owed \$600 into the new amount and Small Loans Policies and Procedures. Councilman Fred Fox seconded the motion.

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



Councilwoman Monica Mayer – Aye

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I. Councilman Frank Grady – Elizabeth Bluestone

Presented for her brother Mark Bluestone Jr. and issues with Grants & Donations. Expressed issues with the Needs Analysis/unmet need requirement. He is attending NDSU and applied for the Grants & Donations funding. After Grants & Donations failed to act the parents paid the tuition for the next semester to keep him in school. Seeking reimbursement for the \$7,200 in unmet need from his 1st semester.

Motion: Councilman Frank Grady moved to approve reimbursement for education costs of \$2,193.70 to Mark Bluestone Sr. Subject to further review by the CEO to reimburse. Councilman Cory Spotted Bear seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye

Councilman Randy Phelan – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Aye

Councilman Frank Grady – Aye

Councilman Cory Spotted Bear – Aye

Councilwoman Monica Mayer – Aye

Discussions: Councilman Frank Grady recommended a work session with Grants & Donations to make the process easier.

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J. Councilman Frank Grady – Young Bear Construction - Jude R. Phelan, Jr.

Seeking a business loan of \$27,000 for his business named Young Bear Construction. Has 80 acres in Shell Creek for collateral.

Motion: Councilman Fred Fox moved to approve a \$25,000 business loan subject to business plan and Business Loan requirements. Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Randy Phelan – Abstained

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Aye

Councilman Frank Grady – Aye

Councilman Cory Spotted Bear – Aye

Councilwoman Monica Mayer – Aye

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K. Councilman Cory Spotted Bear – Lagoon Land Transfer



Motion: Councilman Cory Spotted Bear moved to approve resolution no. 17-107-FWF entitled “Approval of transferring a portion of land located in the South Segment, from the BIA to the Tribe” subject to Legal review. Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Not Voting
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Not Voting
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

FTR: Councilman Fred Fox informed the public that Scotty Hale will be running at the Kansas Relays in the 5000 meter event.

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L. Councilman Cory Spotted Bear – Youth Trips

- Chad Morsette Jr, AAU Basketball for over \$12,000.

Motion: Councilman Fred Fox moved to approve a \$4000 sponsorship. Councilman Randy Phelan seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

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Motion: Councilman Randy Phelan moved to approve 75% of the request for Autumn Cardinal DSU Youth Leadership Forum in NY for the amount of \$3000. Councilman Fred Fox seconded the motion.

Vote: 7 Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye



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M. Councilwoman Monica Mayer – Land Lord Tennent Code

The Council discussed the proposed code and are concerned about due process with leases and insuring that the tenant is convicted before eviction. Chairman Mark N. Fox recommended applying the changes only to North Segment and insuring their housing management entity has established policies & procedures to ensure a fair process.

Motion: Councilman Mervin Packineau moved to approve resolution no. 17-114-FWF entitled “Amendment to the Three Affiliated Tribes Code of Laws – Title VI, Chapter 33, Landlord Tenant Code.” Subject to Legal review and application to only apply within North Segment. Councilman Frank Grady seconded the motion.

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

Discussion: To return with due process procedures. Councilman Randy Phelan stated he would leave this up to his housing committee.

N. Councilwoman Monica Mayer – Reserved

XIX. CLOSED SESSION:

- A. Lobbyist Appointment Resolution³**
- B. TAT Law Enforcement – Chief Nelson Heart, Sarah Dogeagle, Grace Her Many Horses¹**
 - 1) Report
 - 2) HR
- C. Pipeline Authority – Travis Hallam²**
- D. Ernestine Bowman**
- E. Bureau of Reclamation, Native American and International Affairs Office Grant - Kenny Lyson¹**
- F. HRC Exploration Proposal – Bernie Fox, Acting Thunder Butte CEO**
- G. MRR Loan Agreement - Carl Artman & Dave Williams**
- H. Cranes Pad Road – Enerplus¹**
- I. WPX Lease**
- J. Human Resources – Barlow Wells, Director & Cheryl Abe, Assistant Director¹**
- K. Sky Hunter LLC, Managed Service Plan – Waylon Pretends Eagle & Orian Gillette**
- M. Councilman Fred W. Fox – Martha Phelan**
- N. FBRW Report - Cammi Gosnell**
- O. Lorenzo Many Ribs - Karen Skye**



XX. ADJOURNMENT:

Motion: Councilman Fred Fox moved to adjourn. Councilman Frank Grady seconded the motion. Meeting adjourned at 11:42PM.





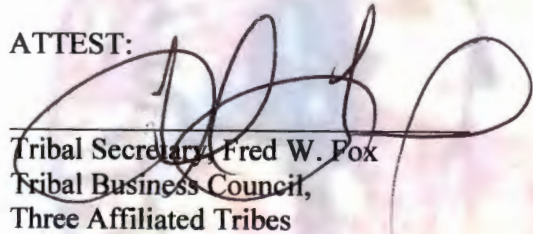
CERTIFICATION

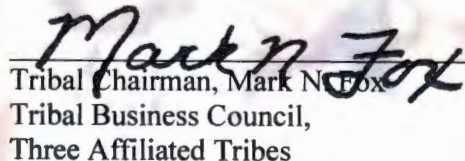
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom (5) constitute a quorum, 7 were present at the Regular Meeting thereof duly called, notice, convened and held on the 20th of April, 2017; that the foregoing Minutes were amended and/or duly adopted at such meeting by the affirmative vote of 6 members; 0 members opposed; 0 members abstained; 1 Member not voting.

Chairman (X) Voting () Not Voting

Dated this 5th day of July, 2017.

ATTEST:


Tribal Secretary, Fred W. Fox
Tribal Business Council,
Three Affiliated Tribes


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