



CALL TO ORDER

Meeting called to order at 11:18AM

OPENING PRAYER

Prayer by Ray Blacksmith.

ROLL CALL

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

I. APPROVAL OF AGENDA

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

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

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

II. APPROVAL OF MINUTES

- May 10th, 2017 Special Meeting Minutes
- May 11th, 2017 Regular Meeting Minutes
- July 5th, 2017 Special Meeting Minutes

Item deferred.

III. SPECIAL GUESTS – ELDERS

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A. Caroline Bluestone Recognition

Chairman Mark N. Fox read a list of accomplishments of Ms. Caroline Bluestone as Mandaree School Superintendent and presented her with a Certificate of Appreciation for her 20 years of service.

EXECUTIVE COMMITTEE REPORTS



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

A. Report

Chairman Mark N. Fox provided a summary of his recent activities and upcoming schedule. Discussed the State Tax Agreements, the Interior Secretary Zinke visit, Alcohol tax outreach, and the White House visit. The Chairman provided a report of efforts of the Trump administration to reach out to Energy tribes and the opportunity to present the Tribes position on numerous issues such as; energy production, the Federal burden to production, regulatory obstruction, high Native American Veteran service, Law Enforcement, Health Care, Taxation, and international oil exports.

FTR: Councilman Frank Grady joined the meeting at 11:52AM.

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

A. Report

Councilman Randy Phelan presented details of his White House visit and the importance of the meetings. Provided an overview of the successful Mandaree Bakkan Days, activities at Crow, and upcoming events.

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

A. Report

Councilman Fred Fox provided an overview of upcoming meetings and events such as the Tribal Business Council meetings on the July 12th, and Continuation meeting on July 24th, White Shield Pow-wow, White Shield RV Park Grand Opening, and the Energy Symposium July 25/26 at Mandaree School.

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

Provided an update on the success of the recent Nuxbaaga Pow-wow, the Crow visit, Ground-breaking for the new Boys & Girls Club and the grants secured for the construction, the Healing Horse Ranch youth activities and proposed Indian relay track construction.

A. CFO Report – *Whitney Bell*

Presented an expense report with pending adjustments to be considered at the upcoming budget meeting. Elder Distribution on July 18th and general disbursement in early August. Will be presented at the next Tribal Business Council meeting.

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

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C. Goldman Sachs Investment – *Bill Lomax & Ezue Akamero*

Presented a review of a proposed portfolio for long term investment. Overview of the economy, market, SNMP, bonds, oil market, and recommendations. Thirty-one million dollar portfolio that has a projected growth rate of 7.3% return. Temporary rate of return is at 4.4%. Non-U.S



equity at 6.7%. Chairman Mark N. Fox provided an overview of the OST trust fund and efforts behind the tribe's investments activities and strategy. 0.7% in fees for services. Provided details on the Harvard Business School Program for the basics of long term investments with 60 attending.

VIII. OFFICER REPORTS

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

Presented a contract for a no cost contract extension.

Motion: Councilman Fred Fox moved to approve “*Consultant Contract Between the Three Affiliated Tribes and Center For Applied Research*” 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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Tribal Administration Headquarters

Consultant Contract for conceptual design for the new Tribal Administration Headquarters and recommendation of Schultz Foss Architects, P.C for initial design concept -Tribal Administration Headquarters -Phase 1. Completion date of September 2018.

Motion: Councilman Randy Phelan moved to approve the consultant contract with Schultz Foss Architects, P.C. Councilwoman Monica Mayer seconded the motion.

Vote: 5 Ayes. 2 – Not Voting. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Not Voting
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 authorize an RFP for site prep work on the area for demolition of the roping area and the old Fortuna building. Councilwoman Monica Mayer seconded the motion.



Vote: 5 Ayes. 2 – Not Voting. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
Councilman Fred Fox – Not Voting
Councilman Mervin Packineau – Not Voting
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

Discussion: Seeking to return to the next Tribal Business Council for further approvals.

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- 1) **Tax Department** – *Cynthia Monteau, Interim Tax Commission Director*
Presented the June Revenue, Alcohol Tax amendments

Motion: Councilman Mervin Packineau moved to approve the minor changes to the Liquor Control Regulations subject to notice to the Tribal Business Council. 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: Councilman Mervin Packineau recommended appointing John Fredericks as the Hearing Officer

Motion: Councilman Randy Phelan moved to approve the Alcohol Beverage Control Law Guidelines. 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



IX. UNFINISHED BUSINESS

A. Dental Bills - Barbara Little Swallow²
Item deferred.

B. West Segment Minot Satellite Office – Marva Little Light/Dawn Yeahqeu²
Item deferred.

C. Independent Facility & Sales Package – Quip Will & Dean Willis²
Item deferred.

D. Special Project Budget – Caleb Dogeagle²
Item deferred.

E. Nueta Hidatsa Sahnish Language Board – Bernadine Young Bird¹
Item deferred.

F. Dental Requests (10);¹

1) **Hubert & Geri Fox**

2) **Dental Bill for Audrey Thorton – Ashley Thorton**

3) **Dental Plan Payment Assistance – Josephine Paetz**

4) **Others;**

Items deferred.

G. Tribal Recreation Areas-Skunk Bay/Twin Buttes – Valorie Hosie¹
Item deferred.

H. Twin Buttes Pow-Wow Grounds Point of Contact

Motion: Councilman Frank Grady moved to approve Councilman Cory Spotted Bear as the Point of Contact between the MHA Nation and the Corp of Engineers for the Twin Buttes Pow-wow Grounds and Rodeo Grounds. 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 – Not Voting

Councilman Frank Grady – Aye

Councilman Cory Spotted Bear – Aye

Councilwoman Monica Mayer – Aye

I. Verizon Small Cell Project – Michael Hermann

Presented proposals to install four small cell wireless phone units in the casino parking lot.

Willing to approve offer if Verizon agrees to sponsor community projects.



Forwarded to the July 12th and will work through Legal

X. MEDICAL REQUESTS

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

XI. EXECUTIVE COMMITTEE – Chairman Mark N. Fox

XII. EDUCATION COMMITTEE – Councilman Cory Spotted Bear, Chair

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A. GED Program Request – Betty Lockwood & Dr. Kerry Hartman

Seeking funding for program after funding was cut on all the reservations in the state. Seeking \$186,400 for one year's funding from July 2017 through June 30th, 2018. To be discussed at the upcoming budget meeting. Chairman Mark Fox also asked for data to support the Tribes efforts to lobby the State and Federal government for funding.

Motion: Councilman Fred Fox moved to approve \$186,400 funding for the GED Program. 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

B. Student Loan Forgiveness/Waiver – Chris McLaughlin

Item deferred.

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C. Sasha Luger Request

Requesting additional funding for a special needs child situation. Presented documentation of medical diagnosis

Motion: Councilman Frank Grady moved to approve \$10,444.02 for a bill at Havern School of Littleton CO. to be paid from 380. 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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D. Financial Assistance Issue – Tessa Baker

Seeking \$3000 in assistance for summer tuition at the Pharmacy Technician Program at Trinity. Was denied by TAT Grants & Donations due to her GPA. Councilwoman Monica Mayer discussed the policy utilizes a semester/term GPA requirement and recommended a change to cumulative GPA. Ms. Baker also related concern over the time it takes to secure a back-ground check and still being able to utilize her internship at EMHC. Melissa Brady noted that student interns take up to two weeks for a preliminary back-ground checks depending on the number of states that the client has lived in.

Motion: Councilman Frank Grady moved to amend the TAT Grants & Donations policy to take into consideration the cumulative GPA for the Educational Hardship Grant. 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: Councilman Mervin Packineau & Councilwoman Monica Mayer will also assist with segment funds.

Motion: Councilman Frank Grady moved to approve \$2,500 each from Grants & Donations for Tessa Baker & Kenny Gillies. 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

E. Tuition Request – Blaize Gogleman
Addressed.



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F. Indrek Park Contract

Motion: Councilman Fred Fox moved to approve resolution no. 17-143-FWF entitled “Authorization for the Renewal of the Contract between the Three Affiliated Tribes and the American Indian Studies Research Institute and Indrek Park” 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

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

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A. Elbowoods Clinic – Dr. Kathy Eagle, CEO

Submitted Monthly CEO Report for June. Provided information such as; Administrative activities, Provider Work Load Productivity, 3rd Party Collections, Financials, PRC Billings Statements,

1) Great Plains Tribal Health Board Contract.

Draft *Purchased and Referred Care Program* grant resolution was presented.

Motion: Councilman Fred Fox moved to approve resolution no. 17-142-FWF entitled “Authorization for the FY 2017 Tribal Management Grant Program Application to the Department of Health and Human Services, Indian Health Services” 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 – Aye
Councilman Frank Grady – Not Voting
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

Discussion: Dr. Eagle discussed a provider bonus from third party revenue with the Tribal Business Council agreeing to review.



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B. Community Health Center Assistance/Sacred Pipe Circle – Cheryl Kary

Seeking \$50,000 grant match for a Bremmer Grant they have received to open a medical clinic in the Bismarck area. They have a November 2017 deadline. Councilman Mervin Packineau asked that they seek additional funding from other tribes not to exceed \$50,000.

Motion: Councilwoman Monica Mayer moved to approve \$50,000 not to exceed, subject to requesting funds from other tribes. Councilman Cory Spotted Bear seconded the motion.

Tabled

Discussion: Councilman Randy Phelan & Councilman Frank Grady recommends that they return with the results of their solicitation from other tribes.

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C. Naloxone Rescue Kits for Law Enforcement - Holly Taft & Officer Dustin Krueger

Motion: Councilman Cory Spotted Bear moved to approve the Naloxone Policies & Procedures for Prescribing and Dispensing, of Naloxone to the Three Affiliated Tribes Law Enforcement Agencies. 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 – Not Voting

Councilman Frank Grady – Aye

Councilman Cory Spotted Bear – Aye

Councilwoman Monica Mayer – Aye

D. I.H.S Housing Rehabilitation Contract

Item deferred.

XIV. NATURAL RESOURCES COMMITTEE – Councilman Randy Phelan, Chair

A. Homesite(s) - Valeri Hosie

Item deferred.

B. Farm/Pasture Leases - Diana Americanhorse¹

Item deferred.

C. Range Unit Resolution 17-013-FWF

Item deferred.

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D. FBRW Report - Camilla Gosnell

Priority proposed FBRW Construction projects.

- 1 Subsequent User Contract= about 113 connections
- 2 Mandaree WTP backwash water ponds (lagoons)
- 3 Thunder Buttes 6" water main (within Four Bears Area 1 & 1A)
- 4 McKenzie Electric - 3 phase power line extension to new TB WTP
- 5 FBRWS Capital Improvement Plan (5 year plan)
- 6 FBRWS Strategic Plan
- 7 Red Hawk Estates (reimbursement)
- 8 Parshall WTP construction buy-in
- 9 Twin Buttes raw water line
- 10 Twin Buttes 350gpm WTP

Total Estimated Cost = \$13,781,997, Cumulative Cost=\$13,781,997. Chairman Mark N. Fox noted that #1-9 are possible and #10 is reimbursable to the tribe.

Motion: Councilwoman Monica Mayer moved to approve priority list of proposed construction projects. 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

Discussion: Councilman Randy Phelan noted that he wants our Indian people to be hooked up to this water. Chairman Mark N. Fox noted that the tribe is underfunded and the Federal government needs to step up its funding commitment. Further discussion of the BOR budget modification, tribal augmentation of the 2017 budget and moving funding around from the employee equipment.

FTR: All other FBRW items deferred.

E. Oil & Gas Committee: – Carson Hood Jr.

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1) ROW [See Oil & Gas Handout] – Kenny Lyson

Motion: Councilman Frank Grady moved to approve resolution no. 17-144-FWF entitled “Consent to Modify/Amend ROW No. FBOG100023 to Expand Well Pad and Add Two New Wells (Two Shields Butte 14-21-16-2H3 & Two Shields Butte 14-21-33-15H3) Project, Submitted by Whiting Oil and Gas Corporation.” 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 – Not Voting
Councilwoman Monica Mayer – Aye

Motion: Councilman Randy Phelan moved to approve resolution no. 17-145-FWF entitled “*Consent to Approval of a Right-of-Way across Tribal land for the QEP 15-32B Indy Well Connect Project Submitted by Crestwood Energy Company.*” 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 – Not Voting
Councilwoman Monica Mayer – Aye

Motion: Councilman Randy Phelan moved to approve resolution no. 17-146-FWF entitled “*Approval of Setback Variance Requested by Crestwood Energy Company for the QEP 15-32B Indy Well Connect Project.*” 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 – Not Voting
Councilwoman Monica Mayer – Aye

Motion: Councilman Randy Phelan moved to approve resolution no. 17-147-FWF entitled “*Amend Resolution 16-151-LKH for the Blue Buttes Stevenson Loop Line-Alternate 2 Project to add Allotment 742A (19.04% Tribal interest) in Section 9 of Township 149 North, Range 94 West all in McKenzie County, North Dakota.*” 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 – Not Voting
Councilwoman Monica Mayer – Aye

Motion: Councilman Mervin Packineau moved to approve resolution no. 17-148-FWF entitled “*Consent to Approval of a Right-of-Way across Tribal land for the PHASE 1A LOOP LINE Project Submitted by Crestwood.*” 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 – Not Voting
Councilwoman Monica Mayer – Aye

Motion: Councilman Fred Fox moved to approve resolution no. 17-149-FWF entitled “*Consent to Approval of a Right-of-Way across Tribal land for the Kermit Project Submitted by Targa Badlands LLC.*” 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 – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Not Voting
Councilwoman Monica Mayer – Aye

Motion: Councilman Randy Phelan moved to approve resolution no. 17-150-FWF entitled “*Consent to Approval of a Right-of-Way across Tribal land for the New Tribes/Cranes Project Submitted by Targa Badlands LLC.*” 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 – Not Voting
Councilwoman Monica Mayer – Aye



Motion: Councilman Mervin Packineau moved to approve resolution no. 17-151-FWF entitled “*Consent to Approval of an Amended Right-of-Way across Tribal land for the Blue Buttes Lateral Phase 3A Pipeline Modification Project Submitted by Targa Badlands LLC.*” 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 – Aye
Councilman Frank Grady – Aye
Councilman Cory Spotted Bear – Not Voting
Councilwoman Monica Mayer – Aye

Motion: Councilman Randy Phelan moved to approve resolution no. 17-152-FWF entitled “*Consent to Approval of a Right-of-Way across Tribal land for the TAT Compressor Site Project Submitted by Targa Badlands LLC.*” 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 – Not Voting
Councilwoman Monica Mayer – Aye

Motion: Councilman Randy Phelan moved to approve resolution no. 17-153-FWF entitled “*Consent to Approval of a Right-of-Way across Tribal land for the Horns Project Submitted by Targa Badlands LLC.*” 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 – Not Voting
Councilwoman Monica Mayer – Aye

Motion: Councilman Randy Phelan moved to approve resolution no. 17-154-FWF entitled “*Consent to Approval of a Right-of-Way across Tribal land for the Little Missouri River Unit - East Project Submitted by Missouri River Resources.*” 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 – Not Voting
Councilwoman Monica Mayer – Aye

Motion: Councilman Randy Phelan moved to approve resolution no. 17-155-FWF entitled *“Consent to Approval of a Right-of-Way across Tribal land for the Little Missouri River Unit - West Project Submitted by Missouri River Resources.”* 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 – Not Voting
Councilwoman Monica Mayer – Aye

Motion: Councilman Randy Phelan moved to approve resolution no. 17-156-FWF entitled *“Consent to Approval of a Right-of-Way across Tribal land for the Riverview 32 SWSW Project Submitted by EOG Resources, Inc.”* Councilman Mervin Packineau seconded the motion.

Vote: 5 Ayes. 2 – 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 – Not Voting
Councilwoman Monica Mayer – Aye

Motion: Councilman Randy Phelan moved to approve resolution no. 17-157-FWF entitled *“Consent to Approval of a Right-of-Way across Tribal land for the Horse Camp NENEI Project Submitted by PetroShale (US), Inc.”* Councilman Fred Fox seconded the motion.

Vote: 5 Ayes. 2 – 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 – Not Voting
Councilwoman Monica Mayer – Aye

2) TERO/WSRC Indian Preference MOU

Item deferred.

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3) Transferable Tax Credit for Oil Development - Mark Van Norman

Presented a resolution entitled “*Calling on the United States Congress to Enact Legislation to Address Dual Taxation Burdens on Oil & Gas Production in Indian Reservation*”

Item deferred.

4) Intertribal Trade & Commerce - Mark Van Norman

Item deferred.

5) Crow Nation – Mr. Little Light

Item deferred.

6) Land Exchange – Shane Johnson

Item deferred.

7) Pouch Point Lease

Item deferred.

8) J.C. Johnson Lease

Item deferred.

XV. ECONOMIC DEVELOPMENT COMMITTEE – Councilwoman Monica Mayer, Chair

A. Business Loans – Toni Starr, Director³

Item deferred.

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

A. Child Support Contract & Resolutions - Ellen Otterman

Guidelines modify and re-enact Chapter 5-26 of Title V - Domestic Relations Code. Also presented “*Collection Remedies for Current Child Support and Arrears.*” & “*New Hire Reporting for Child Support services*”

Tabled



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B. Domestic Violence Contract & Grant Renewal - Sadie Young Bird

Motion: Councilwoman Monica Mayer moved to approve resolution no. 17-158-FWF entitled "Authorizing Family Violence Prevention and Services to Receive and Utilize Grant Funds" 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 – Not Voting
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

C. United Tribes Sponsorship – Steve Shepard
Item deferred.

D. SORNA Policies & Procedures Manual – Tamara Halvorson
Item deferred.

E. Homeland Security - Cliff Whitman, Director
Item deferred.

F. Tribal Care
Item deferred.

G. Medical Request – Burley Grinnell
Item deferred.

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

A. Business Licenses
Item deferred.

XVIII. NEW BUSINESS – Tribal Councilman Add Ons

A. Chairman Mark Fox – Assisted Living Facility

Motion: Councilman Fred Fox moved to approve resolution no. 17-159-FWF entitled "Approving Construction Contract and Costs for Assisted Living Facility in Parshall, North Dakota" subject to Legal review. 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: \$2 million for A&E

B. Chairman Mark Fox – Reserved

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C. Councilman Randy Phelan – Dean Birdsbill

Homesite application issues from approval 5 years ago. Phone call received from the HIP program stating that they lost his paperwork. Homesite just east of Thunder Butte near Sam White Owl's. CEO will work with the family and return to Tribal Business Council

D. Councilman Randy Phelan – Jimmy Johnson – Land

Item deferred.

E. Councilman Fred W. Fox – Muskie Hale – Gospel Tabernacle Church

Seeking a monetary donation of \$97,000 for a new roof, siding and paint job.

Motion: Councilman Fred Fox moved for the church to submit three bids for costs and the TAT will fund 50% of the cost with solicitation of additional funding for the Gospel Tabernacle in New Town. 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

F. Councilman Fred W. Fox – Reserved

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G. Councilman Mervin Packineau – Parshall School

Submitted a fact sheet of 3 options for construction approved by the school board. Projected total cost of the school is \$19.5 million.



Motion: Councilwoman Monica Mayer moved to approve resolution no. 17-141-FWF entitled “Approval, Authorization, and Appropriation of the Grant Agreement with the Parshall Public School District No. 3 in the Amount of \$1,000,000 in FY2017, \$6,000,000 in FY2018, \$2,000,000 in FY 2019 for Purposes of Construction of the New K-12 School Building in Parshall, North Dakota.”. 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

H. Councilman Mervin Packineau – Phil Packineau

Currently has an ARM home loan at \$282,000 with an interest rate is at 2.65%. With interest rates expected to raise Mr. Packineau is wishing to refinance through the tribal loan program.

Motion: Councilman Mervin Packineau moved to approve refinancing through the TAT Home Mortgage program. Councilwoman Monica Mayer seconded the motion.

Vote: 4 Ayes. 1 – Abstention. 2 – Not Voting. Motion carried.

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

I. Councilman Frank Grady – Delvin Driver House Issue

Item deferred.

J. Councilman Frank Grady – Crystal Hallam

Item deferred.

K. Councilman Cory Spotted Bear – Reserved

L. Councilman Cory Spotted Bear – Reserved

M. Councilwoman Monica Mayer – Jay Hale Youth Request

Item deferred.

N. Councilwoman Monica Mayer – Tyke Danks

Item deferred.



XIX. CLOSED SESSION

A. Housing Issues – Barbara DeSautel
Addressed.

B. Mandaree Homesite – Katherine Young Bear
Item deferred.

C. TAT Law Enforcement – Chief Nelson Heart
Item deferred.

D. LE Complaint
Item deferred.

E. Budget
Item deferred.

F. Criminal Investigation Contract
Item deferred.

G. FBRW AFA Modification
Item deferred.

H. Makes Cents Loan Request – Richard Mayer
Item deferred.

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I. Shawn Red Fox
Addressed.

J. Keith Fredericks
Addressed.

K. XTO - Ewell Shirmer
Addressed.

L. NTCSA Meal Sponsorship - Ellen Otterman
Addressed.

M. Fort Berthold Rural Water (FBRW)
Addressed.

XX. ADJOURNMENT



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
JULY 6th, 2017 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Councilwoman Monica Mayer moved to adjourn the meeting. Councilman Randy Phelan seconded the motion. Meeting adjourned at 6:00





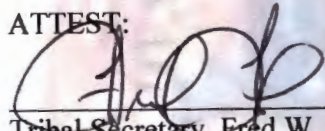
CERTIFICATION

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, 5 were present at the Regular Meeting thereof duly called, notice, convened and held on the 6th of July, 2017; 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.

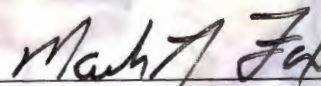
Chairman (X) Voting () Not Voting

Dated this 15th day of September, 2017.

ATTEST:



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



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