



THREE AFFILIATED TRIBES  
TRIBAL BUSINESS COUNCIL  
NATURAL RESOURCE COMMITTEE  
JULY 23<sup>rd</sup>, 2020 MINUTES  
[CONTAINS NO CLOSED SESSION CONTENT]

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**CALL TO ORDER:**

Councilman Randy Phelan called the meeting to order at 12:20 PM.

**PRAYER:**

Bryon J. Brady.

**ROLL CALL:**

*Present:* Councilwoman Monica Mayer, Councilman Randy Phelan, & Councilman Fred Fox. *Quorum established.*

**I. APPROVAL OF AGENDA:**

*Motion:* Councilman Fred Fox moved to approve the agenda. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

**II. APPROVAL OF MINUTES:**

- February 26<sup>th</sup>, 2020 Natural Resource Committee Minutes.
- April 29<sup>th</sup>, 2020 NRC Committee Minutes.

*Item deferred.*

**III. NEW BUSINESS:**

**A. Ed Hall Presentation**

Ed mentioned a road on his land that used to be a State highway. Would like the land to be open range. Has 4 gates currently. Would like to put cabins there and make it a recreation area. In 2000, he had a permit to go ahead with it. Officer will not give me permission or ROW. The ROW for the road area would need to come from the BIA.

*Motion:* Councilman Fred Fox moved to have tribal concurrence. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

Ed Hall has some resolutions. One has to do with cemeteries, land was taken and put as fee land. Have a tribal management code would like get it done, it has to do with solid waste. Committee asked if Texx Lone Bear could look into it and see if we can get it back as tribal lands. The other resolution is to have the Corps of Engineers to replace the little nameplates with head stones.

**B. Easement Request – Noreen Mossett**

Tribe owns the 40-acre tract, requesting to grant an easement for a road right of way.



**Motion:** Councilman Fred Fox moved to forward to TBC subject to a resolution. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

**C. Cell Tower Lease – Municipal Communications**

Requesting two sites. By Independence Church and down by the C-Store in Twin Buttes. Has been legally reviewed. Couple concerns on the payment plan that are negotiated. Committee suggests it be ready for the next TBC.

**D. COVID-19 Task Force – Marle Baker, Commander**

Presented a resolution entitled “*Powers and Status of the Emergency Operations Center and Emergency Management.*” Resolution would grant Public Health Authority to the MHA Nation Emergency Management Office.

**Motion:** Councilman Fred Fox moved to forward the presented resolution to TBC. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

**Discussion:** Marle Baker expressed the need for startup funds and the committee recommended work to secure Federal grants/funding develop a budget for the next budget meeting at the end of the month. The federal funds will help with the startup costs and develop a grant writer position.

**E. Kimberly Blevings**

Kim on conference is doing a summer internship/joint project between United Tribes Technical College & Colorado University. She is doing COVID-19 data coding & spatial data similar to the MHA dashboard. Marle Baker is willing to work with her on the specifics. The committee was notified there are 134 Covid-19 quarantine cases. Marle states they can help with a care basket, and some other services. Name, age and gender would be required and would need to have the order in by noon.

**IV. NATURAL RESOURCES– *Texx Lone Bear, Director***

**A. Easements**

McKenzie Electric Cooperative ROW. Request for a power service line to the new Dean Birds Bill residence in Four Bears. The resolution is currently under legal review. Subject to a resolution.

**Motion:** Councilman Fred Fox moved to forward to TBC. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

**B. Home Sites**

Resolution for 14 Home Site Applications;



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- 1) Tyrell Little Swallow, for a 2.5 acre home site on Thunder Butte Subdivision T5311A-A, Section 29, T. 152 N., R. 94 W., McKenzie County, 5<sup>th</sup> PM of ND, containing 100% Tribal ownership, more or less.
- 2) Kyle Mandan, for a 2.5 acre home site on T565A-E, Section 25, T. 152 N., R. 95 W., McKenzie County, 5<sup>th</sup> PM of ND, containing 100% ownership, more or less.
- 3) Nancy Lincoln, for a 2.5 acre home site on T711A, Section 2, T. 147 N., R. 94 W., McKenzie County, 5<sup>th</sup> PM of ND, containing 100% Tribal ownership, more or less.
- 4) Dora Gwin, for a 2.5 acre home site on T2098-D, Section 20, T. 148 N., R. 94 W., Dunn County, 5<sup>th</sup> PM of ND, containing 100% Tribal ownership, more or less.
- 5) Louis Gwin, for a 2.5 acre home site on T2098-D, Section 20, T. 148 N., R. 94 W., Dunn County, 5<sup>th</sup> PM of ND, containing 100% Tribal ownership, more or less.
- 6) Lynette D. Gwin, for a 2.5 acre home site on T2098-D, Section 20, T. 148 N., R. 94 W., Dunn County, 5<sup>th</sup> PM of ND, containing 100% Tribal ownership, more or less.
- 7) Adam Fredericks, for a 2.5 acre home site on T5199, Section 13, T. 150 N., R. 94 W., McKenzie County, 5<sup>th</sup> PM of ND, containing 100% Tribal ownership, more or less.
- 8) Delaine Clairmont, for a 2.5 acre home site on T711A, Section 2, T. 149 N., R. 94 W., McKenzie County, 5<sup>th</sup> PM of ND, containing 100% Tribal ownership, more or less.
- 9) Taylor Keplin, For a 3.5 acre home site on Tribal Fee Tract 45-0013812, Lot 9, Block 1, Van Hook Subdivision, Section 29, T. 152 N., R. 91 W., Mountrail County, 5<sup>th</sup> PM of ND, containing an 100% Tribal Interest, more or less.
- 10) Myron Foote, For a 3.5 acre home site on Tribal Fee Tract 45-0020400, Lot 4 & 5, Block 38, Van Hook Subdivision, Section 29, T. 152 N., R. 91 W., Mountrail County, 5<sup>th</sup> PM of ND, containing an 100% Tribal Interest, more or less.



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- 11) Crystal Deegan, For a .5 acre home site on Tribal Fee Tract 47-0013812, Lot 9, Block 1, Lakeview Addition to Lake Sanish, Section 23, T. 152 N., R. 93 W., Mountrail County, 5<sup>th</sup> PM of ND, containing an 100% Tribal Interest, more or less.
- 12) Nathaniel C. Mayer, for one (1) city lot, on Tribal Fee Tract 56-0061148, Lot 3, Block 2, Eagles Loop Addition, Section 17, T. 152 N., R. 92 W., Mountrail County, 5<sup>th</sup> PM on ND, containing 100% Tribal Interest, more or less.
- 13) Reba Foote, for a 2.5 acre home site on T210A, Section 8, T. 149 N., R. 90 W., Mclean County, 5<sup>th</sup> PM of ND, containing 100% Tribal ownership, more or less.

**Motion:** Councilman Fred Fox moved to forward to TBC. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

**C. Agricultural / Farm Pasture Leasing**

Blanket motion on Resolution entitled, "*Agricultural Leases on Tribal Land.*" 15 leases.

- 1) Jarred & Layne Billadeau, Allotted tract 152A described as NW1/4, Section 23, Township 148 N., Range 89 W., Fifth Principle Meridian, North Dakota, containing 66.0 Crop acres, rate of \$60.00 per acre, Tribal Interest 18%, Tribes share total of \$691.66 as described in Appendix A.1
- 2) Jarred & Layne Billadeau, Allotted tract 153A described as SW1/4, Section 23, Township 148 N., Range 89 W., Fifth Principle Meridian, North Dakota, containing 134.20 Crop acres, rate of \$60.00 per acre, Tribal Interest 22%, Tribes share total of \$1,746.02 as described in Appendix A.2
- 3) Matthew Gilbertson, Allotted tract 2221 described as Lots 1 &2, N1/2 S1/2 NE1/4, Section 6 Township 149 N., Range 90 W., Fifth Principal Meridian, North Dakota, containing 91.0 Crop acres, rate of \$60.00 per acre, Tribal Interest 85.71%, Tribes share total of \$4,680.00 as described in Appendix A.3
- 4) Tom Breuer, Allotted tract 157A described as E1/2 SE1/4, Section 31, Township 148 N., Range 88W., Fifth Principal Meridian, North Dakota, containing 78.0 Pasture acres, rate of \$11.00 per acre, Tribal Interest 35%, Tribes share total of \$300.30 as described in Appendix A.4



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- 5) Tom Breuer, Allotted tract 369/1363 described as N1/2 SW1/4, SE1/4 SW1/4, N1/2 SW1/4 SW1/4, S1/2 SW1/4 SW1/4, N1/2 NE1/4 NW1/4, Sections 29 & 32, Township 148 N., Range 89 W., Fifth Principal Meridian, North Dakota, containing 160.0 Pasture acres, rate of \$11.00 per acre, Tribal Interest 83.33%, Tribes share total of \$1,460.80 as described in Appendix A.5
- 6) Louis Simenson, Allotted tract 187A described as SE1/4, Section 3, Township 148 N., Range 88 W., Fifth Principal Meridian, North Dakota, containing 160.0 Crop acres, rate of \$60.00 per acre, Tribal Interest 94.2%, Tribes share of \$9,043.20 as described in Appendix A.6
- 7) Louis Simenson, Allotted tract 183A described as SW1/4, Section 13, Township 148N., Range 89 W., Fifth Principal Meridian, North Dakota, containing 84.0 Pasture acres, rate of \$13.00 per acre, Tribal Interest of 64.9%, Tribes share total of \$708.70 as described in Appendix A.7
- 8) Wayne Klabunde, Allotted tract 666 described as NW1/4 SE1/4, Section 15, Township 147 N., Range 88 W., Fifth Principal Meridian, North Dakota, containing 40.0 Crop acres, rate of \$60.00 per acre, Tribal Interest 92%, Tribes share total \$2,208.00 as described in Appendix A.8
- 9) Weston Schettler, Allotted tract 237A described as E1/2 NW1/4, Section 9, Township 148 N., Range 89 W., Fifth Principal Meridian, North Dakota, containing 78.0 Crop acres, rate of \$52.00 per acre, Tribal Interest 70%, Tribes share total \$2,853.76 as described in Appendix A.9
- 10) Todd Zahnow, Allotted tract 237A described as e1/2 NW1/4, Section 9, Township 148 N., Range 89 W., Fifth Principal Meridian, North Dakota, containing 78.40 Crop acres, rate of \$60.00 per acre, Tribal Interest 70%, Tribes share total \$3,127.28 as described in Appendix A.10
- 11) Todd Zahnow, Allotted tract 237A described as Lot 1 & 2, S1/2 NE1/4, Section 5, Township 148 N., Range 89 W., Fifth Principal Meridian North Dakota, containing 134.64 Crop acres, rate of \$60.00 per acre, Tribal Interest 70%, Tribes share total \$5,654.88 as described in Appendix A.11
- 12) Todd Zahnow, Allotted tract 1391 described as S1/2 NW1/4, Section 23, Township 149 N., Range 89 W., Fifth Principal Meridian, North Dakota, containing 79.80 Crop acres, rate of \$60.15 per acre, Tribal Interest 75%, Tribes share total \$3,599.98 as described in Appendix A.12
- 13) Todd Zahnow, Allotted tract 1323-A described as SW1/4 NE1/4, Section 4, Township 148 N., Range 89 W., Fifth Principal Meridian, North



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Dakota, containing 40.0 Crop acres, rate of \$60.00 per acre, Tribal Interest 60%, Tribes share total \$1,440.00 as described in Appendix A.13

14) Hollis Blake, Allotted tract 530A described as W1/2, Section 32, Township 152 N., Range 94 W., Fifth Principal Meridian, North Dakota, containing 320.0 Pasture acres, rate of \$11.00 per acre, Tribal Interest 43.8%, Tribes share total \$1,541.76 as described in Appendix A.124

15) Hollis Blake, Allotted tract 573A-A described as Lot 1 & 2, Section 6, Township 152 N., Range 94 W., Fifth Principal Meridian, North Dakota, containing 78.85 Pasture acres, rate of \$11.00 per acre, Tribal Interest 62.5%, Tribes share total \$542.09 as described in Appendix A.15

**Motion:** Councilman Fred Fox moved to forward to TBC. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

**D. Fort Berthold Rural Water (FBRW) – Pem Hall, Director**

Have a resolution for Julius and Patricia Poitra that was legally reviewed. They reside in East Segment.

**Motion:** Councilman Fred Fox moved to forward Resolution to TBC. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

**V. ADJOURNMENT:**

**Motion:** Councilman Fred Fox moved to adjourn the meeting. Councilwoman Monica Mayer seconded the motion. Meeting adjourned at 1:05PM.

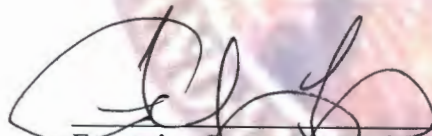


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**CERTIFICATION**

I, the undersigned, as Committee Chairperson of The Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Natural Resources Committee is composed of three (3) members and of whom three (3) constitutes a quorum of 4 were present at the meeting thereof duly called, notice, convened and held on the 2<sup>nd</sup> day of September, 2020, that the foregoing Minutes were duly adopted at such meeting by the affirmative vote of 4 members; 0 members opposed; 0 members abstained; 0 members not voting.

Dated this 2<sup>nd</sup> day of September, 2020.

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

ATTEST:

  
Committee Chairman, Cory Spotted Bear  
Tribal Business Council  
Three Affiliated Tribes