



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
MAY 13th, 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

* Standing Agenda Item

Superscript indicates times deferred (After 3-times returned to Committee)

CALL TO ORDER:

Chairman Mark N. Fox called the meeting to order at 11:35AM.

FTR: KMHA radio was unable to broadcast today's meeting due to technical difficulties.

ROLL CALL:

FTR: Councilwoman V. Judy Brugh Acting Executive Secretary.

Present: Councilman Cory Spotted Bear, Councilman Mervin Packineau, Councilman Mervin Packineau, Councilwoman Sherry Turner-Lone Fight, Councilwoman V. Judy Brugh, Councilwoman Monica Mayer (Not Present), & Councilman Fred Fox (Not Present). Quorum established.

OPENING PRAYER:

Kevin Finley

I. APPROVAL OF AGENDA:

Motion: Councilman Mervin Packineau moved to approve the agenda. Councilman Cory Spotted Bear seconded the motion.

Vote: 5- Ayes. 1- Not Voting. 1- Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Present
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

II. APPROVAL OF MINUTES:

- **4/8/2021 Regular Meeting minutes.**

Motion: Councilwoman V. Judy Brugh moved to approve the 4/8/2021 Regular Tribal Business Council minutes subject to minor corrections. Councilman Mervin Packineau seconded the motion.

Vote: 5- Ayes. 1- Not Voting. 1- Not Present. Motion carried.

Chairman Mark N. Fox – Aye



Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Present
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

FTR: Birthday acknowledgement for Councilman Mervin Packineau with singers & gifts.

III. **SPECIAL GUESTS & ELDERS**

EXECUTIVE COMMITTEE REPORTS

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

Provided an update of recent activities and upcoming events. Overview of lobbying efforts to address startled wells, and unsuccessful attempts to limit State E-tab gaming & negotiations over Alcohol Taxes on the reservation. April 13th NAC tour/training with staff from recovery services. Submitted support letter for DAPL pipeline that stressed the impact of closing the pipeline on the Three Affiliated Tribes. Grand opening of the Emergency Services building in Mandaree. Scott Davis stepping down as ND Indian Affairs Commissioner with Erica Thunder stepping up in the interim. Green House Project Ground Breaking near Parshall. Participated in the recent Federal Partners Meetings, ND Senate Bill 2304 – Native Curriculum event. Upcoming Ground Opening of the Interpretive Center. Stressed the importance of getting vaccinated. Drought relief for ranchers.

V. **VICE CHAIRMAN'S REPORT** – *Councilman Cory Spotted Bear*

Provided an update of recent activities and upcoming events. Broke ground on the new Twin Buttes clinic. Construction continues with the Fairgrounds, Roads Dept., BIA school demolition. May 19th Kindergarten & 8th Grade graduations. May 27th Headstart graduation, & Beulah & Hazen High School graduation May 30th.

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

Item deferred.

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

Upcoming events include a Star Quilt giveaway for the graduates. Grand Opening of the Little Braves Day-Care. Parshall City Council approval of the running of the steers event down Main Street in conjunction with the Pow-wow. Assisted living project continues.

A. Chief Financial Officer (CFO) Report* – *Whitney Bell, CEO*



Submitted YTD General Fund Expense Report of General Fund. 50% Expenditure rate overall of fiscal budget. Recent security issues did effect some systems but moving forward with additional software to correct. Peoples Fund at about 525 million & Investment Fund at about \$100 million with Education at \$11 million and JTAC at about \$90 million. Regular JTAC Fund with OST has remains secure at \$149.2 million since 1996 with an 8-9% interest.

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B. Mortgage Program – Val Mayer, Credit Manager

Motion: Councilman Mervin Packineau moved to approve home loans subject to Loan policies & recommendations for an increased mortgage:

- Lyndon Fredericks
- Taylor/Skyler Keplin.

Councilman Cory Spotted Bear seconded the motion.

Vote: 5- Ayes. 1– Not Voting. 1- Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Present
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

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C. Small Loans* –Mary Ellen Sun, Lead Loan Officer

Motion: Councilman Mervin Packineau moved to approve Small Loan applications Group A(16): subject to Loans Policies & recommendations. Councilwoman V. Judy Brugh seconded the motion.

Vote: 5- Ayes. 1– Not Voting. 1- Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Present
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: BJ Brady collateral issue discussed and agreed to include with a secondary lien as collateral and Legal contract.



Motion: Councilman Mervin Packineau moved to approve loans Group B(2): subject to Loans Policies & recommendations, co-signor and or collateral. Councilwoman V. Judy Brugh seconded the motion.

Vote: 5- Ayes. 1– Not Voting. 1- Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Present
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

D. Four Bears Casino Report* – *Scott Wilson, General Manager[See Closed Session]*

Addressed in Execution Committee.

VIII. **SEGMENT UPDATES:**

A. North Segment – *Councilwoman Monica Mayer*

Item deferred.

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B. Four Bears Segment – *Councilwoman V. Judy Brugh*

Staff have been CPR certified. Four Bears Pow-wow next week and asked all to get vaccinated. Upcoming Wellness Court event June 22-23 at the Event Center with Law Enforcement honoring. C-Store Grand Opening.

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C. West Segment - *Councilwoman Sherry Turner-Lone Fight*

Commended Fire Management for their service. Community Clean-up on the 14th with Chili Cook-Off with State Fair tickets incentives & Mandaree School update. West Segment Cultural Committee will be putting on a traditional pow-wow in lieu of the Mandaree Celebration. On-a Slant Rodeo & Alcohol & Drug Ride. Care Dept. Grand Opening & other activities. Cultural Dept. workshops continuing & language immersion. Mandaree 8th grade & High School graduation on May 27th.

IX. **OFFICER REPORTS:**

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A. Chief Executive Officer Report* – *Scott Satermo, CEO*

Provided update on the recent IT issues and informed the council that work continues to address. Internet is working but the E-mail system should be coming back online by the end of the day. Passwords for all will need to be changed. Currently working with a cyber security company to secure our systems.



1) **Executive Orders***

Motion: Councilman Mervin Packineau moved to ratify Executive Action EA2021-11:

NOW THEREFORE BE IT RESOLVED, The Three Affiliated Tribes authorizes and approves of Edgewater Country Club Business License Application, having paid the \$50.00 license fee and subject to a background review

Councilman Cory Spotted Bear seconded the motion.

Vote: 5- Ayes. 1- Not Voting. 1- Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Present
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Mervin Packineau moved to ratify Executive Action EA2021-12:

NOW THEREFORE BE IT RESOLVED, The Three Affiliated Tribes authorizes and approves of Edgewater Country Club Liquor & Beer (On-site) Tribal Retail Liquor License Application, having paid the \$600.00 license fee and subject to a background review.

Councilman Cory Spotted Bear seconded the motion.

Vote: 5- Ayes. 1- Not Voting. 1- Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Present
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Mervin Packineau moved to ratify Executive Action EA2021-13:

WHEREAS, Closure of DAPL will have a serious effect on the value of the MHA Nation's trust resources, threatens its economic stability and its ability to



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provide governmental services, and will result in negative environmental impacts on the Fort Berthold Reservation and the MHA Nation's economy; and **WHEREAS**, To ensure that the viewpoint of the MHA Nation is heard in the DAPL litigation a legal Declaration has been drafted describing the impacts that the closure of the DAPL pipeline will have on the MHA Nation. **NOW THEREFORE BE IT RESOLVED**, The Tribal Business Council authorizes the Tribal Chairman to execute and cause the Declaration to be filed in the above referenced litigation.

Councilman Cory Spotted Bear seconded the motion.

Vote: 5- Ayes. 1– Not Voting. 1- Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Present
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman Sherry Turner-Lone Fight moved to ratify Executive Action EA2021-14:

NOW, THEREFORE, BE IT RESOLVED, that, through Executive Action, the Tribal Business Council of the Three Affiliated Tribes hereby authorizes and approves the request of Jessica Eagle-Bluestone; she and her academic team may conduct interviews and/or surveys of residents of Mandaree and the West Segment of the MHA Nation to identify the needs of the community, level of interest in a geothermal energy project, and measure pre-existing knowledge on geothermal energy.

BE IT FINALLY RESOLVED, that this authorization and approval is strictly for purposes of Jessica Eagle-Bluestone and her team's participation in the Spring 2021 UND Department of Energy's Geothermal Collegiate Competition, and any information gathered thereby shall be used exclusively for that purpose, with the exception that the information shall be provided to the West Segment and the MHA Nation in furtherance of their research into potential geothermal energy development within the MHA Nation; and, further, any proprietary information procured thereby shall remain under the exclusive ownership and control of the MHA Nation and may not be used by any other persons or entities involved in this competition for business or industry development purposes.

Councilman Mervin Packineau seconded the motion.

Vote: 5- Ayes. 1– Not Voting. 1- Not Present. Motion carried.
Chairman Mark N. Fox – Aye



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Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Present
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Mervin Packineau moved to ratify Executive Action EA2021-15 subject to corrections:

WHEREAS, Thunder Butte Petroleum Services (TBPS) is requesting supplemental Operating Expenses; and
WHEREAS, Amount requested is \$2,900,000.00; and
WHEREAS' TBPS will include this amount in the Promissory Note to be executed upon approval of this request; and
NOW THEREFORE BE IT RESOLVED, The Tribal Business Council hereby approves the request from TBPS; and
BE IT FURTHER RESOLVED, That the Tribal Business Council hereby authorizes this request from TBPS, subject to Legal Review, in the amount of \$2,900,000.00; and
BE IT FINALLY RESOLVED, That the Tribal Chairman is authorized to take such action as is necessary to carry out the terms and intent of this Executive Action.

Councilman Cory Spotted Bear seconded the motion.

Vote: 5- Ayes. 1– Not Voting. 1- Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Present
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: Twin Buttes.

Motion: Councilman Mervin Packineau moved to ratify Executive Action EA2021-16:

WHEREAS' The MHA Nation faces an immediate danger threat to it's computer network which requires immediate action; and
NOW THEREFORE BE IT RESOLVED, That the Tribal Business Council hereby authorizes the Chairman to execute contracts with third parties to



remove and or mitigate the cyber security threat, including contracts with MOXFIVE LLC. And Kroll Associates, Inc. and

Councilman Cory Spotted Bear seconded the motion.

Vote: 5- Ayes. 1– Not Voting. 1- Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Present
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Mervin Packineau moved to ratify Executive Action EA2021-17:

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council hereby approves the execution of the contract with Capital City Construction regarding the Twin Buttes medical clinic; and

Councilman Cory Spotted Bear seconded the motion.

Vote: 5- Ayes. 1– Not Voting. 1- Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Present
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Mervin Packineau moved to ratify Executive Action EA2021-18:

NOW THEREFORE BE IT RESOLVED, The Three Affiliated Tribes authorizes and approves to waive any TERO fees applicable to the acquisition of the Genset Engine (combined heat and power engine) for the Native Green Grow (NG2) Greenhouse Gas Capture Project.

Councilman Cory Spotted Bear seconded the motion.

Vote: 5- Ayes. 1– Not Voting. 1- Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye



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Councilman Fred Fox – Not Present
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

FTR: Councilman Fred Fox assumed the Executive Secretary

2) Enrollment* – *Sevant S. Taft, Enrollment Director*

Motion: Councilwoman V. Judy Brugh moved to approve resolution no. 21-100-FWF entitled “Approval of 29 (Twenty-Nine) Applicants for Enrollment into the Three Affiliated Tribes” Councilman Cory Spotted Bear seconded the motion.

Vote: 5- Ayes. 2– Not Voting. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Voting
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: 16,828 total enrolled members.

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3) Tax Department Report* – *Cynthia Monteau, Tax Commission Director*

Report submitted for the record. April Monthly Collections: YTD: \$113,696,370.00 ; COVID-19 Pandemic Impact Months Compared to Prior Year Monthly Collections. Comparative Tax Revenue FY2021– All Sources(Production Tax \$55,287,763, Extraction Tax(\$52,725,093), Drilling Fees(\$4,900,000). 4 Year Annual Comparison Total Tax Revenues - All Sources Fiscal Years: 2018–2021 Report.(Oil and Gas Tax Revenue & Motor Vehicle Fuels). Alcohol Tax Revenue (Gross Revenue) Report. The April revenue is based upon April collections. This tax [7%] is or will be applied to valid alcohol license holders. Resolution No. 17-304-FWF temporarily suspended the licensure requirements for both retailers and wholesalers. The suspension occurred from December 5th, 2017 to December 31st, 2020. On December 18th, 2020, the Tax Department notified all 16 retailers on the FBIR that the Tribal Business Council acted to end the suspension of the licensure requirements on December 31st, 2020 due to the inability to reach an agreement with the State to avoid dual taxation and tribal regulation and taxation of alcohol on FBIR. Further, they were notified that as of January 1st, 2021, a business license and an alcohol license to sell, distribute, and/or



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transport alcoholic beverages was required. They were further notified that if they applied within the deadline that they would be considered in compliance with tribal law pending action on their application. The application form and instructions were included with the letter, along with contact information. Lastly, they were informed that failure to secure an alcoholic beverage control license is a direct violation of federal and tribal laws that will result in appropriate legal action. On February 17th, 2021, the Tax Department issued orders to cease and desist to 15 retailers who failed to obtain the appropriate licenses to sell, transport or distribute alcohol as required by tribal and federal law while continuing to sell alcohol within the boundaries of the FBIR. These retailers were given thirty (30) days to comply with the cease and desist order. Included in this letter was the Liquor Control Regulation Guideline (Violations and Penalties). Currently, the legal counsel is working on the next step of enforcement. Hotel Use Tax Revenue Report: The April hotel tax revenue is based upon April room rents as collected in May. This tax [5%] is applied only to 4 Bears Casino and has been paid monthly since April 1st, 2017. The Tax Department is receiving business license applications and collecting the appropriate fee. Update on Senate Bill no. 2319 concerning Straddle well distribution. Professional Services Agreement with Silver Lining Solutions (Software) was presented for review for the purposes of providing an implementation of the Accela Civic Platform.

Motion: Councilwoman V. Judy Brugh moved to approve resolution no. 21-101-FWF entitled “*Directing Tax Department To Impose Per Day Penalty And Fines Against Non-Complaint Alcohol Retailers, Wholesalers, and Transporters*” Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Aye

Councilwoman Monica Mayer – Not Voting

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Not Voting

Discussion: Chairman Mark N. Fox expressed concern over the fine levels being too high that were presented in the draft resolution. Average Joe’s / Joe Myrick License infraction question concerning meeting requirements. Formal response was issued from the City of Parshall. License was suspended for 2 days and then reinstated. Can be included in today’s approvals. Chairman Mark N. Fox asked the Tax Director to insure that the Dept. regulate they business.



Motion: Councilman Cory Spotted Bear moved to amend the presented resolution no. 21-101-FWF fine change language from to \$500/day (for 30 days) then to \$1000/day until compliance. Councilman Mervin Packineau seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Not Voting

Motion: Councilman Mervin Packineau moved to approve the presented Business Licenses:

- Edgewater Country Club – New - Liquor/Beer/Retail.
- Excavating Inc – New – Construction.
- T5 Consulting LLC – New – Transportation.
- Meyer Contracting Inc- New - Construction-Earthwork-Utilities.
- Grey Horse Energy Services LLC – New - Oil Field Services.
- MHA Systems Inc – Renew - Dta Conversion Company.
- First Cents Inc. DBA Cover Me Cash – Renewal - Micro-Lending Business.
- Makes Cents DBA Advance.Cash – Renewal - Micro-Lending Business.
- Makes cents DBA Maxland – Renewal - Micro-Lending Business.
- Makes cents DBA Sovereign Advance – Renewal - Micro-Lending Business.
- Uetsa Tsakits Inc DBA Maxland – Renewal - Micro-Lending Business.
- Maxline – Renewal - Micro-Lending Business.

Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Not Voting



FTR: Four full time employees requesting admin leave and or travel assistance for attending Dive & Rescue training because they are currently taking personal leave. HR would need the Chairman to issue a memo. Chairman's Office will issue.

X. UNFINISHED BUSINESS

A. EMHC - DocStar Contract

Moved to Avera telemedicine software.

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B. Game & Fish Proclamations – Antoine Smith, Director & Kristen Mason

Submitted Report for the record. Provided a summary of changes to this year's proclamations. Addition of non-member spouses & fees, Closed the moose & elk season, & increase of the bobcat limit to two. Reported that the Big Horn Sheep population was thriving and not affected by the recent range fires. Discussion of separating licenses by segment. Will coordinate on the fish tag event. Councilman Cory Spotted Bear recommended a study on the fish such as mercury levels. Councilman Mervin Packineau questioned the legality of people with State licenses hunting just on fee lands and the Director recommended changing the State MOU in the future.

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 21-104-FWF entitled "Approval of the 2021-2022 Tribal Hunting and Fishing Proclamations" subject to Legal review. Councilman Fred Fox seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Aye

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Aye

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

XI. EDUCATION COMMITTEE – Councilwoman Monica Mayer, Chair

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A. Financial Assistance Request for Home Schooling – Robert Hunter Sr.

Seeking assistance for all 3 children in the amount of for their \$6,468.00 for their school curriculum and development in grades 12th, 8th & 4th grade. Submitted the Abeka curriculum billing statement & cost break down.

Motion: Councilman Cory Spotted Bear moved to approve request for financial assistance to purchase the curriculum. Councilwoman Monica Mayer seconded the motion.



Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: Councilman Cory Spotted Bear & Councilwoman Monica Mayer agreed to assist with any additional costs.

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B. Book for Senate Bill 2304 – Hunter Andes

Seeking tribal endorsement to implement his book as part of the new ND curriculum. Councilman Cory Spotted Bear recommended that the Education Committee Chair.

Motion: Councilman Cory Spotted Bear moved to approve an endorsement subject to Education Committee Chair review. Councilman Mervin Packineau seconded the motion.

Vote: 5- Ayes. 2– Not Voting. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Voting
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

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C. Financial Assistance Request for School Trip – Misty Adler

Seeking assistance in the amount of \$1,562 for mother & son for a week-long trip to Washington, D.C. The trip takes place in June and is a cooperative effort between parents and the Citrus County Sheriff's Department. The trip provides an opportunity for the students to explore the history and government of our country. But due COVID-19 they will be going on a education trip in their home state of Florida. The trip cost is approximately \$736.00 per student and \$830.00 chaperones.

Motion: Councilwoman Monica Mayer moved to approve financial assistance in the amount of \$1,250 according to policy. Councilman Cory Spotted Bear seconded the motion.



Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

D. Mandaree School Update

Item deferred.

E. Infant & Toddler Program – Kim Dickens

- 1) **School Psychologist Service Agreement (Angel Poitra)**
- 2) **ChildPlus**

Item deferred.

XII. NATURAL RESOURCES COMMITTEE – Councilman Cory Spotted Bear, Chair

- A. Homesite(s)* - Texx Lone Bear, Natural Resources Director**
- B. Farm/Pasture Leases* - Diana Americanhorse, Realty Specialist**
- C. Fort Berthold Rural Water (FBRW)* – Pem Hall, Director**

NRD Items deferred.

XIII. ENERGY COMMITTEE – Councilman Fred Fox, Chair

- A. Energy Dept. Update* - Kenny Lyson, Director**
- B. ROW's* – Paul Grady & Harriette Clah**
- C. Roads – Gary Danks**

Items deferred.

XIV. EXECUTIVE COMMITTEE – Chairman Mark N. Fox

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A. Ratification of 5/11/2021 Executive Committee Items

- 1) **Chairman's Bowl – Fitness and Recreation**
- 2) **Emergency Feed Program Funding (250K)**
- 3) **Mandaree Rodeo Sponsorship Request (50K-Chairman's Budget)**
- 4) **Cody & Tally Kleeman 60-Day Grazing Permit(Fettig Ranch)**
- 5) **EMHC Sanford Provider Services Agreement**
- 6) **EMHC Dental Contract.**
- 7) **EMHC Contracts:**
 - **Saber Engineering**
 - **GoodHealthTV Annual Contract**



- **LightHouse 360 Dental Software**
 - **About Rapid DX-North America**
- 8) Recovery Services Interpretive Center Rally(40K)**
 - 9) Pow-Wow Line Item Increase (30K Increase total. 5K/Segment)**
 - 10) Former Lovette Bruer House under TAT Mortgage Program**
 - 11) Mortgage & Loans Dept. Software Purchase**
 - 12) TAT Travel Policies & Procedures Approval**
 - 13) Judicial Conference Budget**
 - 14) Over Time Request/Roads Department**
 - 15) Double Rainbow Payment Increase**

Motion: Councilman Cory Spotted Bear ratify items 1-15. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

FTR: John Fredericks presented resolutions for the above items.

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 21-105-FWF entitled “Request for Reservation Proclamation of Fettig Ranch.” subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 21-106-FWF entitled “Request for Reservation Proclamation of Mercer County Ranch.” subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
MAY 13th, 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman V. Judy Brugh moved to approve resolution no. 21-107-FWF entitled “*Ratifying Executive Action 2021-16 and Authorizing Third Party Contracts in response to Ransomware Attack*” subject to Legal review. Councilman Cory Spotted Bear seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Fred Fox moved to approve resolution no. 21-108-FWF entitled “*Authorizing Electrical Service Upgrade in White Shield Segment*” subject to Legal review. Councilwoman V. Judy Brugh seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Mervin Packineau moved to approve resolution no. 21-109-FWF entitled “*Approval of Thunder Butte Petroleum Services, Inc. Funding Request*” subject to Legal review. Councilman Cory Spotted Bear seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye



B. EMHC - Purchased / Referred Care (PRC) Policy Resolution

Addressed

C. Brunton Contract

Motion: Councilman Fred Fox moved to approve A7E for Community Building Four Bears Community Building subject to Legal review. Councilwoman V. Judy Brugh seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

D. RU 109 (Mercer) Expansion Request

Motion: Councilman Cory Spotted Bear moved to approve subject to Legal review. Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

E. McLean Electric - White Shield Transmission Line upgrade

Addressed

F. KDU Transportation Services Restructuring

Defer to June Executive.

TAT_20210513-1334_01d747fcc2e424b2.mp3

G. Declaration of Drought Emergency



Motion: Councilwoman V. Judy Brugh moved to approve resolution no. 21-110-FWF entitled *Declaration of Drought Emergency for the Fort Berthold Indian Reservation.*” 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 Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Not Voting

TAT_20210513-1334_01d747fcc2e424b2.mp3

H. MMIW Program

Missing & Exploited Indigenous People Program (MEIP). Mission Statement: To investigate missing and exploited indigenous people and to provide education in the prevention of abduction, exploitation and victimization of children, women, and men within the MHA Nation. Things we can develop/awareness/recognize: 1. Website for Fort Berthold Reservation. 2. National Day for Awareness. 3. Protocol for Reporting. 4. Develop search team & resources. 5. Develop our own Data Base 6. Create a memorial/Project to signify those Indigenous People. 7. Bring awareness sex trafficking/ sex-drug trade. 8. Youth Awareness program along with ID Kids kits. 9. Develop a Video Awareness for information and Presentations. 10. Conference for Missing & Exploited Indigenous People. Budget: Total Budget will be \$400,000. This will consist of salary, fringe, travel & training, Supplies, POV mileage reimbursement and any technology programs or communication program to aid us in the creation of this program. Positions: Administrative Support Specialist, Advocate Specialist, MEIP Director.

Motion: Councilman Fred Fox moved to approve the MEIP program and presented job descriptions & budget. Councilman Mervin Packineau seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Abstained
Councilwoman V. Judy Brugh – Abstained
Councilwoman Sherry Turner-Lone Fight – Not Voting



Discussion: Councilman Fred Fox & Councilwoman V. Judy Brugh recommended Lisa Yellow Bird as Director and for the program to report to the Judicial Committee.

XV. ECONOMIC DEVELOPMENT COMMITTEE - Councilwoman Monica Mayer, Chair

TAT_20210513-1440_01d74805df1996b8.mp3

A. Tru Hale Photography Request – Collin Hale

Seeking a business grant of \$13,000 for the Senior in High School. Councilwoman Monica Mayer recommended TBC photos, & Chairman Mark N. Fox recommended an elder photo project as part of the grant with a contract. Would need to get a business license. Councilwoman Monica Mayer to serve as the point of contact

Motion: Councilman Fred Fox moved to approve a grant & contract subject to Legal review. Councilwoman Monica Mayer seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: TBC/Elder photo project to be developed as part of the grant with a contract.

B. First Nations Innovation Incubator – Ed Danks

Item deferred.

TAT_20210513-1615_01d74813311944f6.mp3

C. Dawn Charging Home

Motion: Councilman Fred Fox moved to approve a reimbursement up to \$2000 subject to Boon or I.H.S. not covering. Councilwoman V. Judy Brugh seconded the motion.

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



Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Not Voting

Home issues. East segment helped with cleanup of home that the family returned to after a time living away and have an unpaid bill with Arrow cleaning. 1st bill was \$11K. Additional \$5000 which has reached East Segment limit according to their policy. Also had to replace all the windows contacted HIP in May 2020 and communication stopped there. \$68,000

Motion: Requesting \$12K

TAT_20210513-1309_01d747f940097144.mp3

D. Cleaning Product Project – Todd Moquino

Vice President of Nanoed Barrier Technology Thomas Walker discussed his product via Telephone. & CEO Rob Excet(sp.) that prevents viruses on services for 30 days. Chairman Mark N. Fox recommended participating in a small trial and

Motion: Councilman Cory Spotted Bear moved to approve a small purchase/trial of the product. Councilman Fred Fox seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

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E. MHA DOT – Blain Flynn, Director

The MHA Department of Transportation would like to Recognize Motor Carrier Inspectors Thomas Fredericks, and Jocko Frank. They have successfully completed 80 hours of The North American Standard Part A & B Federal Motor Carrier Safety Administration Training at the North Dakota (LETA) Facility in Bismarck, ND. This Advanced training is critical for their job responsibilities. As a result of their big accomplishment, requesting a one- time award of 2 days paid leave for Motor Carrier inspectors Thomas Fredericks, And Jocko Frank.

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve 1 day off. Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye



Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: Chairman Mark N. Fox recommended a plaque for recognition.

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F. MEC – Clarence O’Berry

Motion: Councilman Fred Fox moved to approve resolution no. 21-111-FWF entitled “*Approval of Change of Name of Mandaree Enterprises, LLC to Midi Enterprises LLC and Issuance of Amendment to the Amended and Restated Articles of Organization of Midi Enterprises LLC, formerly Mandaree Enterprises, LLC.*” Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Fred Fox moved to approve resolution no. 21-112-FWF entitled “*MEL Owner Exclusion for LTSS JV Contract*” (previously presented) subject to Legal review. Councilman Cory Spotted Bear seconded the motion.

Vote: 4- Ayes. 2– Abstentions. 1- Not Voting. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Abstained
Councilwoman V. Judy Brugh – Not Voting
Councilwoman Sherry Turner-Lone Fight – Abstained

XVI. HEALTH & HUMAN SERVICES COMMITTEE - Councilwoman Monica Mayer, Chair

A. Elbowoods Memorial Health Center (EMHC) Update* – Dr. Kathy Eagle, CEO & Anita Martin, CMO.

1) Scull Construction Management Contract

Resolution entitled “*Construction At-risk Management Contract for Scull Construction*”



Item deferred

2) GoodHealth TV KAT Communications

Motion: Councilman Fred Fox moved to approve GoodHealth TV KAT Communications renewal. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye

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Motion: Councilwoman V. Judy Brugh moved to ratify Executive Meeting Contracts:

- **Saber Engineering, Inc. Land Survey for Construction of new Dental/Optomtry Building (not to exceed \$9,500.00)**
- **Good Health TV Annual Contract \$21,000.00**
- **Light House 360-Dental Software for patient reminders and patient notification. (Under legal review)About Rapid DX-North America**
- **Abbott Rapid DX North America, LLC (under legal review) \$94,000.00 2,400 test kits at \$41.00 per kit.**

Councilman Fred Fox seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Fred Fox moved to approve resolution no. 21-102-FWF entitled “*Adopting The Purchased/Referred Care (PRC) Policy*” [EMHC]. Councilwoman V. Judy Brugh seconded the motion.

Vote: 7- Ayes. Motion carried.



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
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Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 21-103-FWF entitled “*Scull Construction Management Contract(Dental)*” subject to Legal review. Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Pending Joint Venture Approval from IHS.

Item deferred.

Motion: Councilman Fred Fox moved to approve the Dr. Palerino Contract Dental contract (Presented at HHC) requires edits prior to signatures. Councilman Cory Spotted Bear seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman V. Judy Brugh moved to approve the Avera Telemedicine Contract for psychiatry & counseling-not to exceed subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye



Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

B. Tribal Health* - Jared Eagle

Short update on Annual Agreement

TAT_20210513-1410_01d74801aa16e69a.mp3

C. Life & Limb* – Alva Irwin, Grants & Donations Director [HIPAA Sensitive]

Motion: Councilwoman V. Judy Brugh moved to approve Item A. G.B [XXXXXXXXXX] for the Life & Limb program A. Councilwoman Monica Mayer seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: E. youth already on L&L

Motion: SHLF moved to approve Item B. L.D. [XXXXXXXXXX] for the Life & Limb program. Councilman Fred Fox seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman V. Judy Brugh moved to approve Item C. M.H.W. [XXXXXXXXXX] for the Life & Limb program. Councilwoman Monica Mayer seconded the motion.

Vote: 7- Ayes. Motion carried.



THREE AFFILIATED TRIBES
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Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman V. Judy Brugh moved to approve Item D. V.F. [XXXXXXXXXX] for the Life & Limb program. Councilwoman Monica Mayer seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman Monica Mayer moved to approve Item E. M. D. [XXXXXXXXXX] for the Life & Limb program. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman V. Judy Brugh moved to approve Item F. R.G. [XXXXXXXXXX] for the Life & Limb program. Councilman Fred Fox seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye



Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman Monica Mayer moved to approve Item G. C.O.C. [XXXXXXXXXX] for the Life & Limb program. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman Monica Mayer moved to approve Item H. L.B.C. [XXXXXXXXXX] Life & Limb program. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman Monica Mayer moved to approve Item H. Life & Limb program. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: Item: will need an invoice.

Item I K.F. [XXXXXXXXXX] Medical Assistance will be taken care of by North Segment.



Motion: Councilman Cory Spotted Bear moved to approve 75% payment on Item J. D.I. [XXXXXXXXXX] medical assistance. Councilwoman V. Judy Brugh seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Item K. S.I. [XXXXXXXXXX] Medical Assistance will be taken care of by North Segment.

Item L. R.H. [XXXXXXXXXX] deferred to Health Committee to work out details.

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve R.H. according to policy. Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman V. Judy Brugh moved to approve Item M. M.A.C. [XXXXXXXXXX] medical assistance. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Item N. C.A. [XXXXXXXXXX] deferred.



D. Good Road Recovery Center* (GRRC)

Item deferred

XVII. JUDICIAL COMMITTEE – Councilwoman V. Judy Brugh, Chair

TAT_20210513-1425_01d74803c51bbf04.mp3

- A. Tribal Court Report* - Elizabeth Yellow Bird & David Christenson, Chief Judge**
Report submitted for the record. COVID mitigation continues in all proceedings. Work continues on forms. The Court continues to meet with collaborative agencies to improve services. Discussion of issues with carrying out court orders with treatment & aftercare. Organizational Chart submitted for review. Still seeking elder board members for the Wellness Court.

Motion: Councilwoman V. Judy Brugh moved to approve Valorie Brady Consultant Agreement subject to Legal review. Councilman Fred Fox seconded the motion.

Vote: 5- Ayes. 2– Not Voting. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Voting
Councilwoman Monica Mayer – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: May 17th start date requested.

TAT_20210513-1455_01d74807fa0beb9c.mp3

- B. TAT Law Enforcement Report* - Marty Foote, Acting Chief of Police**
Submitted report. Hawk Estates building 507- Structure Fire on April 4, 2021 for the Easter Holiday. TATLES had 3 employees who were affected by this incident. Officer Diandra Catches, Officer Aubreanna Yellow Bird, and Dispatcher Christine Fondoit. Benefit Free Will was held at the TAT Court & TATLES in their honor which raised money for the employee/ victims. Stop Stick were ordered for TATLES. This tool will assist in minimize vehicles pursuits while on patrol. With more officers on the road, we will experience proactive/ drug interdiction from officers. Proactive patrol will cause more Traffic Stops that might ensue Vehicle Pursuits. These Stop Sticks will assist as a counter measure to pursuits. Diandra Catches graduated from Indian Police Academy April 27th & Two Officer selected and soon to be attending K9 School identified as Vohne Liche Kennels. Officers are: Sergeant Cody Smith and K9 Officer Darren Carter; both have years of experience for canine handling. Training - within North Dakota drug interdiction identified as Desert Snow located in Watford City: Officers attending are: Jay Brugh Jr, James Red Tomahawk, and Calib Payne. Personnel placement by segment report provided & overdose statistics.



C. Public Safety Division of Drug Enforcement Report* – *Gerald White, Jr., Chief*

Item deferred.

XVIII. CULTURAL COMMITTEE – *Councilwoman Sherry Turner-Lone Fight, Chair*

TAT_20210513-1510_01d7480a13fe7318.mp3

A. Tourism – *Darian Morsette, Director & Jason Morsette*

1) Tourism Report

Report submitted Feb/April report & Covid Impact on Tourism information for the record.

2) State Fair Request

North Dakota State Fair Dance performance July 26-28th, 2021. Proposed budget for 21 people gas & lodging. The ND State fair will purchase daily gate admission for up to 30 performers for each day. MHA may have up to 6 Native American commercial booth space for the 3 days of event.

Motion: Councilman Fred Fox moved to approve seeking match from their budget (Total is \$14,868). Councilwoman V. Judy Brugh seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Aye

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Aye

3) Main Electric - Earth Lodge Lighting

Seeking assistance from the tribe to cover cost through their budget for around \$85,000 depending on bids coming in for new lighting in earth lodge.

Motion: Councilman Cory Spotted Bear moved to increase budget by \$100,000. Councilman Fred Fox seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Aye

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Aye



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- B. Language Program** – *Nora Packineau, Mary Yellow Wolf & Dr. Lanny Real Bird*
After networking native Hawaiian language program looking to bring in for Immersion event. Raised about \$2000 for the June or July event. Councilwoman Sherry Turner-Lone Fight will assist with the fundraising. Maagarishda Hidatsa Ii-Ire (Children Hidatsa Learning Home) LLC

Motion: Councilman Cory Spotted Bear moved to approve \$6,500. Councilwoman Monica Mayer seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: Maagarishda Hidatsa Ii-Ire (Children Hidatsa Learning Home) LLC.

Motion: Councilwoman V. Judy Brugh moved to approve contract extension for Lanny Real Bird / Harry Sitting Bear Sign language project Sept 1st. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Mary Yellow Wolf related a separate issue of the tribe taking her disbursements back to 2009 for the funeral expense for her sister Catherine Romero. Turned out to be a loan. Finance & loans to produce a report

XIX. NEW BUSINESS – Tribal Councilman Add Ons

- A. Chairman Mark N. Fox- Reserved**
- B. Chairman Mark N. Fox – Reserved**
- C. Councilman Cory Spotted Bear – Reserved**
- D. Councilman Cory Spotted Bear – Reserved**

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E. Councilman Fred W. Fox – Ethan White Calfe

Seeking to increase business/agriculture loan that was approved in November for \$100,000 to increase to \$250,000. Collateral issues with equipment & cattle. Questioned as to whether the cattle purchased could be used as collateral.

Motion: Councilman Fred Fox moved to increase current business loan to \$150,000. Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: Councilwoman Sherry Turner-Lone Fight noted that their operation has the grass to support the cattle.

F. Councilman Fred W. Fox – Reserved

G. Councilman Mervin Packineau – Reserved

H. Councilman Mervin Packineau – Reserved

I. Councilwoman Monica Mayer – Sophia Dulin

Sophia Dulin, Three Affiliated Tribes Member & Senior at Baker MT High School will be attending Disney Dual Championships in Orlando, FL with her wrestling team June 21-28, 2021 (Florida). Sophia took 1st place in state this year in the 170lbs class division. This is her first season ever going out for wrestling. Sophia signed with University Providence in Great Falls, MT with a full ride wrestling scholarship. Sophia is requesting financial help for her wrestling trip the Orlando FL. Requesting \$4,856 in assistance.

Motion: Councilwoman Monica Mayer moved to approve \$500/segment. Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye



J. Councilwoman Monica Mayer – Consultant Agreement

Motion: Councilman Fred Fox moved to approve the North Segment/Joan Azure Consultant Agreement from North Segment Budget. Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Aye

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Aye

K. Councilwoman V. Judy Brugh – Reserved

L. Councilwoman V. Judy Brugh – Reserved

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M. Councilwoman Sherry Turner-Lone Fight – Renewable Energy Presentation

John Lotzgesell and Andre Baritelle presented a proposal to utilize flared gas to produce diesel fuel with auxiliary benefits that include heating green houses.

N. Councilwoman Sherry Turner-Lone Fight – Reserved

XX. LEGAL DEPARTMENT – Tyra Wilkinson, MHA Supervising Attorney

XXI. CLOSED SESSION:

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A. Human Resources (HR)* – Melissa Brady, Director

B. Legal* – John Fredericks

C. MRR Resolution – Dave Williams

D. Dawn Charging Insurance Issue

XXII. ADJOURNMENT:

Motion: Councilman Fred Fox moved to adjourn the meeting. Councilwoman V. Judy Brugh seconded the motion. Meeting adjourned at 6:28 pm.



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 9th of June, 2021; 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 Members not voting.

Chairman (X) Voting () Not Voting

Dated this 9th day of June, 2021

ATTEST:

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

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