

* Standing Agenda Item
Superscript indicates times deferred (After 3-times returned to Committee)

I. CALL TO ORDER:

Chairman Mark N. Fox called the meeting to order at 11:29AM.

II. ROLL CALL:

Present: Councilwoman Monica Mayer, Councilman Cory Spotted Bear, Councilman Mervin Packineau, Chairman Mark N. Fox, Councilwoman V. Judy Brugh, Councilwoman Sherry Turner-Lone Fight, & Councilman Fred Fox. *Quorum established.*

III. OPENING PRAYER:

Keith Bear

IV. APPROVAL OF AGENDA:

Motion: Councilwoman V. Judy Brugh moved to approve the agenda. 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

V. APPROVAL OF MINUTES:

- **March 9th, 2022 Regular Meeting Minutes.**

Motion: Councilman Mervin Packineau moved to approve the 3/9/2022 Regular meeting minutes subject to minor corrections. 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

VI. SPECIAL GUESTS & ELDERS

A. Parshall High School Seniors

Addressed below

B. New Town Senior Class Trip Financial Request

Motion: Councilwoman V. Judy Brugh moved to approve assistance for Senior Class Trips according to the standard policy of 50% not to exceed \$1,250/person. 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

FTR: Birthday recognition for Councilwoman Monica Mayer word of praise, song & gifts.

C. Mary Gauhupin

Item deferred.

D. Buffalo Nations Grasslands Alliance

Item deferred.

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E. MHA Elders Board – Ramona Two Shields, Treasurer & Melvin Malnourie,
Secretary MHA Elders Board

Rporting an incident. MHA Elders Organization office located in the Northern Lights building in 2000. Tues. around 2:30pm Nathaniel Mayer of North Segment called Minnie the Director and told the MHA Elders staff that they were losing their office. Ramona Two Shields commented that Mr. Mayer talked to her in a biligerant maner over the phone and could have been handled in a more civilized way. Chairman Mark N. Fox noted that the segment has deliniated authority North Segment to manage the Northern Lights building. Councilwoman Monica Mayer noted that Nathaniel Mayer manages the Northern Lights facility. Councilwoman Monica Mayer noted that after checking the video surveilence cameras it was confirmed that the office was only used for 2 hrs. out of the month. The Language & Culture program will also need find another office as it is not being utilized. Nathaniel Mayer also provided his version of the incident. Chairman Mark N. Fox noted that with the new administration buildings there will be space additional office space. Councilwoman Monica Mayer & Chairman Mark N. Fox agreed to a 60-day period to move and Nathaniel Mayer expressed that North Segment would help. Councilman Mervin Packineau will provide office space in the interim.

EXECUTIVE COMMITTEE REPORTS

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

Provided a report of recent activities & upcoming events such as: Interpretive Center meeting with Theodore Roosevelt Library concerning MHA representation & view of the controversial Roosevelt statue that the tribe does not support displaying, Recent walk through the new TAT Administration Building, Assistant Secretary Mike Connor of the Corp of Engineers, California clinic that is dramatically addressing diabetes through stem cell treatment and possibly building a similar clinic on Fort Berthold, Parshall Assisted Living Unit Tour, Tribal Leader Meeting with Ute Mountain-Osage-Southern Ute, Mountrail-Williams Electric Greenhouse Gas Capture Project meeting, EnerPlus-Marathon Donation to the Tribe, Gary Dulorme of US Attorney's Office meeting concerning the Savannah's Act. Bakkan Energy Meeting efforts to eliminate gas flaring & securing royalties for gas. Spiritual Center update.

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

Provided update on recent events and activities in the South Segment. Brought in snow removal contractor after the segment's heavy equipment went down. Staff are doing wellness calls on the elders.

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

Provided update on recent events and activities in the East Segment & the Records Office. Expressed the need to have someone in charge of the Roads Dept. and better communications. The dept. need to come to the committee meetings.

X. TREASURER'S REPORT - Councilman Mervin Packineau

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Provided update on recent events and activities in the Segment. Commended segment staff that worked through the storm. Thanked Oasis for helping with the new Fitness & Recreation Bus. Reported on new community events building plans. Requested all departments meeting with the CFO to update their budgets.

A. CFO Report

Presented Updated Expense Report of the General Fund. Expended at 39% for the fiscal of projected budget. Revenue is at 15% excess of projections. Recent budget meeting postponed due to the storm so requested new date before the next TBC meeting.

Motion: Councilwoman V. Judy Brugh moved to approve resolution no. 22-055-FWF entitled "*Authorization for a one-time Disbursement of Funds from Tribal Oil & Gas Royalty Revenues to All Enrolled Members of the Three Affiliated Tribes*" subject to Legal review. 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

Motion: Councilwoman V. Judy Brugh moved to approve resolution no. 22-056-FWF entitled "*Directive to the Office of Trust Fund Management to Make Available Funds for Withdrawal from Three Affiliated Tribes Proceeds of Labor Account PL7228700 in the Amount of \$20,000,000.00*" 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 – Not Voting.
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. 22-057-FWF entitled” Directive to the Office of Trust Fund Management to Make Available Funds for Withdrawal from Three Affiliated Tribes Proceeds of Labor Account PL7228700 in the Amount of \$50,000,000.00” 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

B. Mortgage Program – Val Mayer, Credit Manager

Item deferred.

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

Motion: Councilman Cory Spotted Bear moved to approve Group A (22) small loans subject to Loans policies & recommendations. Councilman Fred Fox seconded the motions.

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

Discussion: C.F added to the list for \$5K. Councilman Mervin Packineau noted #21 had requested \$30K. Mary Ellen Sun explained that for \$30K you would need to work for the tribe 10 years or more.

Motion: Councilman Fred Fox special consideration to approve for \$30K for applicant #21 [S.P-W]. Councilman Cory Spotted Bear seconded the motion.

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

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

Motion: Councilman Fred Fox moved to approve G.S. [XXXXXX] small loan with cosigner for \$30K subject to Loans policies & recommendations & co-signor. 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 – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: Mary Ellen Sun noted that a car is to be used as collateral.

D. Four Bears Casino Report* – *Spencer Wilkinson, Scott Wilson, General Manager*

Item deferred.

XI. SEGMENT UPDATES:

A. North Segment – *Councilwoman Monica Mayer*

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Provided update on recent events and activities in the Segment. Noted that all the departments & programs need to work together when crisis happens such as the

recent blizzard. 1st Community meeting in 2 years due to Covid, new North Segment Community Center project with bidding completed.

B. Four Bears Segment – Councilwoman V. Judy Brugh

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Provided update on recent events and activities in the Segment. Rescheduling Easter Dinner, provided update on storm efforts, commended staff that worked through the storm.

C. West Segment - Councilwoman Sherry Turner-Lone Fight

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Provided update on recent events and activities in the Segment. Easter Dinner on Sunday the 10th, Commended Roads & Dialysis dept.

XII. OFFICER REPORTS:

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

1) Executive Orders*

Motion: Councilman Cory Spotted Bear moved to ratify Executive Action 22-004:

NOW THEREFORE BE IT RESOLVED, That, through Executive Action, the Tribal Business Council hereby authorizes and approves the attached Retainer Agreement by the MHA Nation for the benefit of the White Shield Segment with John Mahoney, attorney at law.

BE IT FURTHER RESOLVED, That, through Executive Action, the Tribal Business Council hereby authorizes and approves the appropriation of sufficient funds from the White Shield Segment FY2022 allocated budget in an amount equal to the total amount of fees and anticipated expenses authorized under the Retainer Agreement.

BE IT FINALLY RESOLVED. That, through Executive Action, the Tribal Business Council authorizes the Tribal Chairman to execute, and the White Shield Segment TBC Representative, Fred W. Fox, to execute and oversee the attached Retainer Agreement with John Mahoney, attorney at law.

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

Motion: Councilman Cory Spotted Bear moved to ratify Executive Action 22-005:

NOW, THEREFORE, BE IT RESOLVED that, through Executive Action, the Tribal Business Council of the Three Affiliated Tribes approves and authorizes the Tribes' South Segment Representative's designee, Tyler Little Soldier, to be the bidder on behalf of the Tribes at the above-referenced auction, and bid on the above-referenced and described plot of land, with a maximum bid of \$1800.00 per acre cap authorized, with a total authorized sum of \$282,906.00; and

BE IT FURTHER RESOLVED, that should the Tribes be the willing bidder, that the Tribal Business Council authorizes a down payment of 10% for the land on the sale day. As the Tribes understand it, the balance will be due, along with closing costs and Taxes, upon closing; and

BE IT FINALLY RESOLVED, that the Chairman is authorized to take such further action and sign such documents as are necessary to effectuate the terms and intent of this Executive Action.

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 ratify Executive Action 22-006:

WHEREAS, The Native American Rights Fund ("NARF") and Campaign Legal Center ("CLC") (attorneys) have agreed to represent the Tribe pro bono as an intervenor/defendant in an existing federal legal challenge to North Dakota's legislative district plan pertaining to House District 4A, which includes the Fort Berthold Reservation, which case requires immediate action.

NOW THEREFORE BE IT RESOLVED, That the Tribal Business Council hereby approves the attached engagement letters retaining NARF and CLC to represent the Tribe pro bono in the matter described herein, and authorizes the Chairman to execute the engagement letters.

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 Mervin Packineau moved to ratify Executive Action 22-007:

NOW, THEREFORE, BE IT RESOLVED that, through Executive Action, the Tribal Business Council of the Three Affiliated Tribes approves and authorizes a monetary donation in the one-time sum of Five Thousand Dollars (\$5,000.00), payable to the National Tribal Child Support Association (NTCSA).

BE IT FINALLY RESOLVED, That the Chairman is authorized to execute documents and take such further action as is necessary to effectuate the terms and intent of this Executive Action.

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: Councilwoman V. Judy Brugh moved to ratify Executive Action 22-008:

WHEREAS, Compensation of One Hundred and Nine Thousand Dollars (\$109,000.00) is to be drawn from the COIPP grant budget for Good Health TV/Media services provided by KAT & Company. KAT & Company exclusively produces Good Health TV and is not a service that can be obtained from another vendor. KAT & Company is specifically written into the grants budget at \$109,000.00 annually to provide Good Health TV and other related media services.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action procedure, authorizes and approves the aforementioned amount of \$109,000.00 to be drawn from the COIPP grant budget for compensation to KAT & Company for the above referenced services.

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

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

Motion: Councilman Fred Fox moved to approve resolution no. 22-058-FWF entitled “*Approval of 38 (Thirty-Eight) Applicants for Enrollment into the Three Affiliated Tribes.*” 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

Discussion: 16,986 total MHA members.

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

i. Report

Submitted report for the record. FY2021 (10/1/21-3/31/22) - FY2022: \$179,545,028.00 - FY2021: \$179,545,028.00. Comparative Tax Revenue-All Sources: Extraction Tax: \$86,610,991 (48%). Straddle Well \$1,743,403 (1%). Motor Fuels Tax: \$659,766(0%). Other: \$100,931(0%). Production Tax: \$89,029,937(50%). 4 Year Annual Comparison Total Tax Revenues-All Sources Fiscal Years: 2018-2022. Total Oil & Gas Revenue 4 Year Comparison. 5 Year Annual Comparison Motor Vehicle Fuels Tax Revenue Fiscal Years: 2018-2022. Chairman Mark N. Fox provided a brief update on legislative efforts with the State of North Dakota on the Alcohol Tax and the Tribes’ Alcohol Tax Code.

ii. Tax Code – First Reading

Item deferred back to Executive Committee.

iii. Secretary of Interior’s TAC

Nomination May 9th deadline. John Fredericks to draft a letter to nominate primary representative (Chairman Mark N. Fox), & alternate (Councilman Cory Spotted Bear).

Motion: Councilman Mervin Packineau moved to approve resolution no. 22-059-FWF entitled “*Nominating the Chairman to Serve on the*”

Secretary of Interior’s Tribal advisory Committee, and the Vice Chairman as Alternate”. 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

Discussion: Chairman Mark N. Fox asked that a resolution also be done.

iv. Update-Special Legislation: Tribal Roads Funding

Update provided in report.

v. Business Licenses

Motion: Councilwoman V. Judy Brugh moved to approve (1):

- **Mandans' Bead Supply** -Thomasina Mandan-Stevens - Renewal - Retail Sales – New Town, ND

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

vi. Broad Band

Motion: Councilwoman V. Judy Brugh moved to approve MSA for MuralNet 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

XIII. UNFINISHED BUSINESS

A. RFP for Rural Development Projects (KLJ)² [NRC]

Texx Lon Bear noted still in negotiation with companies.

Item deferred.

B. New Town City Lot Lease Request² [NRC]

Item deferred

C. Irrigation Proposal²[NRC] – Dennis Huber

Item deferred

D. McKenzie Electric Cooperative Service Line Easement¹[NRC]

Item deferred

E. Carbon Project²[ENERGY] – Josh Ruffo & Kenny Lyson

Addressed

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

XIV. EDUCATION COMMITTEE – Councilwoman Monica Mayer, Chair

No Items forwarded.

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

A. Homesite(s)* - *Texx Lone Bear, Natural Resources Director*

Motion: Councilwoman Monica Mayer moved to approve resolution no. 22-060-FWF entitled “*Home Site Lease Resolution -April 2022*” [Bobby Ray Biglake, Christina Whitehorn Cortiz, Lakota Fox, Nancy Vitko] 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

- **Ron Eagle House Sale**

Motion: Councilwoman Monica Mayer moved to approve purchase pending due diligence and 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

- **Scherer Family Land Sale Resolution**

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 22-061-FWF entitled “*Scheurer Family Land Property Purchase – South 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

B. Farm/Pasture Leases* - *Diana American Horse, Realty Specialist*

Item deferred.

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

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 22-064-FWF entitled “*Amending Resolution 21-238-FWF.*” Councilman Fred Fox 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 – Not Voting
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Fred Fox moved to approve resolution no. 22-065-FWF entitled “*Consent to Certain Rights of Way across Tribal land for the McKenzie Electric Cooperative – TAT Water Intake Pole Move.*” 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 – Not Voting
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

D. Sanish Hill House Demolition

Item deferred.

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E. TAT Environmental Division - Edmund Baker, Director

Provided report and seeking clarification of departmental jurisdiction from a recent incident. Travis Hallam provided his perspective as to the incident. Chairman Mark N. Fox recommended the Directors work it out and bring recommendation back to the TBC. Provided report on well pad explosion incident. Chairman Mark N. Fox explained that the tribe needs follow up so the Tribe can make a statement. Make formal request to the B.I.A. for information.

F. Derogatory Geographical Name Changes

See Closed Session under Legal

G. Land Sale – Mercer County

Item deferred.

H. House & City Lot Sale – Mountrail County

Item deferred.

I. Dr. Angelita Felix Land Exchange

Item deferred back to Natural Resources Committee.

J. Galvin Standish Fiber Optic Easements

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve resolution no. 22-062-FWF entitled “Consent to Approval of a Right-of-Way across Tribal Shares in 301-858A.” [Galvin Standish] 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

K. SRT Communications – Service Line Easements

Addressed in Committee.

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XVI. ENERGY COMMITTEE – Councilman Fred Fox, Chair

A. Energy Dept. Update* - Kenny Lyson, Director
Provided a brief report on production & oil index.

B. ROW's*–Paul Grady & Harriette Clah

Motion: Councilman Fred Fox moved to approve resolution no. 22-066-FWF entitled "*Consent to Approval of a Right-of-Way across Tribal Land for the Pennington Pad Submitted by WPX Energy Williston, LLC*" 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. 22-067-FWF entitled "*Consent to Approval of a Right-of-Way across Tribal Land (T5461 and T5462) for the Collins USA Pipelines Corridor Submitted by Marathon Oil Company*". 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. 22-068-FWF entitled “*Consent to Approval of a Right-of-Way across Tribal land (T1814, T992A-B, T1003A) Submitted by McKenzie Electric Cooperative Inc.*” 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. 22-069-FWF entitled “*Authorization For Submission of Energy and Mineral Development Program (EMDP) Grant Application*” 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

XVII. EXECUTIVE COMMITTEE – *Chairman Mark N. Fox*
A. Constitutional Revision

Item deferred.

B. Project Approval for Parshall Baseball Fields

Motion: Councilman Fred Fox moved to grant authority to the Chairman to secure contractors for segment baseball fields. 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

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C. Administration Building Commissioned Artwork Contracts – Cheryl Bruce
Chairman Mark N. Fox requested a portfolio of the artwork proposed.

Motion: Councilman Cory Spotted Bear moved to approve Contracts(4) subject to Legal review & portfolios:

- **Lauren Good Day, INC.**, Bismarck, ND Contract: \$20,000.
- **Kathy Whitman** -Elk Woman, Glorieta, NM Contract: \$46,630
- **Della Wilkinson**-Buffalo Rock Stronghold, LLC, Garrison, ND Contract: \$10,244
- **Monte O. Yellow Bird Sr.** -Black Pinto Horse, Rio Rancho, NM Contract: \$ 104,000

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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D. Susan Fredericks Contract Approval

Consultant contract for a new clinic project.

Motion: Councilwoman Monica Mayer moved to approve the Susan Fredericks Contract 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

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E. Indrek Park Contract Renewal

Presented report of activities and notified the TBC of recent acquisition of language materials from the Alfred Bowers family, audio tape recording, notes. Informed the TBC that a number of Douglas Parks students are working on gathering materials that he was working on before his passing. Mr. Park continues work and is close to completion of the Hidatsa & Sahnish dictionaries.

Motion: Councilman Cory Spotted Bear moved to approve the Indrek Park Contract renewal. 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

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F. Bear Mountain Service Line – Tara Fox

Motion: Councilwoman V. Judy Brugh moved to approve resolution no. 22-063-FWF entitled “Consent to Certain Rights of Way across Tribal land for the

McKenzie Electric Cooperative – Bear Mountain LLC Shop.” 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

G. Four Bears Complex – Robert White

Item deferred.

H. Morley Contract – Councilwoman V. Judy Brugh

Addressed

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I. MHA Recovery Services – Joy Froelich/Tracy Burr

- 1) **Healing Hearts P&P**
- 2) **Security Personnel Increases**
- 3) **Cindy Leingang Contract**
- 4) **Administration Building Purchase and Lease to Expand OP Services**

Motion: Councilman Fred Fox moved to approve resolution no. 22-070-FWF entitled “*Authorizing the Purchase of Property at 525 N 9th St and 915 E B Ave in Bismarck, ND*”

Motion failed

Motion: Councilman Mervin Packineau moved to approve resolution no. 22-070-FWF entitled “*Authorizing the Purchase of Property at 525 N 9th St and 915 E B Ave in Bismarck, ND*”. Councilman Fred Fox seconded the motion.

Vote: 5- Ayes. 2- Opposition. Motion carried.

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

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

Discussion: Councilwoman Monica Mayer & Councilwoman V. Judy Brugh expressed the need for more services on the reservation.

FTR: Request for over-time denied

Motion: Councilwoman V. Judy Brugh moved to search for alternative compensation. 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

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J. Emergency Operations Center (EOC) – Emily Sitting Bear, Director
Verbal report submitted for the record. Building Project update with groundbreaking in July, Active Shooter training, Public Safety Collaboration, Grant seeking, discussion of water supply for fire suppression. Councilwoman Monica Mayer expressed the importance of water supply issues. Marle Baker, Fire Management reiterated the need for auxiliary water tanks for fire suppression and noted the need isn't declining for both wildfire & structural. Councilwoman Monica Mayer also discussed the importance of preserving the reservation water aquifer for the future. Emily Sitting Bear discussed drought planning began in January. Provided a report on recent blizzard storm response & damage assessment. Councilman Fred Fox recommended establishing point of contacts for the reservation electric coops and added the need for emergency generators.

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K. NCAIED Sponsorship Request

Motion: Councilman Mervin Packineau moved to approve NCAIED Sponsorship request for \$10,000. 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 – Not Voting

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Aye

XVIII. ECONOMIC DEVELOPMENT COMMITTEE - Councilwoman Monica Mayer,
Chair

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- A. MHA Interpretive Center Emergency Hiring Policy** – Delphine Baker, Director
Delphine Baker reported states there is a dire need to hire more staff at the Interpretive Center and are requesting that they be allowed to hire and start employees then do the UA tests and background after they have started. Chairman Mark Fox recommended hiring additional people in the areas of greatest turnover to find good workers. Ms. Brady, HR Director advised they are trying to start an Employment Pool but there is no work space. Chairman Mark Fox asked HR to make it happen. Chairman Mark N. Fox also recommended HR creating a part-time pool Interpretive Center.

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

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

1) Report

Report submitted for the record. Dr. Anita Martin, CMO provided an Covid update. Numbers of infected are really down with 4 active cases.

2) Contract Approval – Izuchukulu Emejulu, Psych NP

Motion: Councilwoman Monica Mayer moved to approve Izuchukulu Emejulu, Psych NP contract subject to Legal review. 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

Discussion: Councilwoman Monica Mayer expressed the importance of mental health services for those in treatment.

3) Contract Approval – Muhammad Saleem, Nephrologist

Motion: Councilman Fred Fox moved to approve Muhammad Saleem, Nephrologist contract subject to Legal review. 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

4) Contract Approval – Paul McCormick, Telemedicine and Special Project

Motion: Councilwoman V. Judy Brugh moved to approve Paul McCormick, Telemedicine and Special Project contract subject to Legal review. Councilwoman Monica Mayer 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

5) Contract Approval – Joe Del La Paz, Clinical Applications Coordinator

Motion: Councilwoman V. Judy Brugh moved to approve Joe Del La Paz, Clinical Applications Coordinator contract subject to Legal review. Councilman Fred Fox 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

6) GE Service Agreement/White Shield Radiology Equipment

Motion: Councilman Fred Fox moved to approve GE service agreement subject to Legal review. Councilwoman Monica Mayer 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

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B. Tribal Health Update* - Jared Eagle, Health Administrator

1) Report

Drone testing for lab specimen delivery & PR of event in Twin Buttes for the pilot project.

2) Fitness & Recreation Jump House Purchase – Russell Young Bird

Seeking to purchase a Gorilla Bounce House for \$30,206.00.

Motion: Councilwoman Monica Mayer moved to approve Gorilla Bounce House purchase. 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

3) Waiver Resolution for KDU TERO Fees and Solid Waste

Chairman Mark N. Fox recommended waiting until a contract has been signed to resolution entitled "*Approval to waive the 2.5% TERO fee and the 1% Solid Waste tax with regard to the Kidney Dialysis Unit Construction Project.*"

C. Life & Limb*– Trudy Old Crane, Interim Director

Item deferred.

D. Good Road Recovery Center (GRRC) Update*- Dr. Joy Froelich, Director

Addressed in Executive Committee.

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E. Dental – Brandee Brugh

Councilwoman Monica Mayer noted the need for a policy & cap on dental implants. Insurance cover about \$1,500. It was noted the there is a cap of \$10,000. Seeking \$12,2.17.00 for dental implants.

Motion: Councilman Fred Fox moved to approve dental assistance for Brandee Brugh, Lewis Gwin, Cindy Deegan, & Madison Grandboise subject to policy. 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

- F. Dental** – *Lewis Gwin*
Seeking \$29,277 for dental implants

Item addressed under Item E.

- G. Dental** – *Cindy Deegan*

Item addressed under Item E.

- H. Dental** - *Madison Grandboise*

Item addressed under Item E.

FTR: *Councilman Cory Spotted Bear assumed the Chair*

XX. JUDICIAL COMMITTEE – *Councilwoman V. Judy Brugh, Chair*

- A. Tribal Court Report*** - *Elizabeth Yellow Bird & David Christenson, Chief Judge*
Report submitted for the record. Officers were stuck at their homes and while on duty during the recent blizzard. They were assisting people who were stuck. They have come up with a pay scale, will present at the next Judicial Committee meeting. The court would like to plan a training for all the staff on May 27th, 2022, assessing duties and responsibilities and setting up trainings. Total budget of \$12,244 total was submitted. The Wellness Court continues as a priority; the Wellness Court has been officially operating for one year in April 2022. The Wellness Court staffing meets every Thursday to provide support, hearing details of progress and admit any new participants. The Wellness Court Steering Committee meets once per month to provide advice and counsel to the Wellness Court. Two reports are submitted providing you statistics and information regarding the Wellness Court. There is another initiative for a Tribal Youth Wellness Court, whose mission is to support creation of a youth treatment center on Fort Berthold, support addition of more staff in the Juvenile Department, provide cultural information and academic support, and more assistance for our youth. The Court Administer completed a grant for a Youth Wellness Court/Program; the grant was written and submitted in March 21st 2022. The grant is through the department of Justice or the Coordinated Tribal Assistance Solicitation (CTAS). The Court intends the program grant to be coordinated

through the Juvenile Department. Fort Berthold District Court, in response to the escalating crime rate of Juveniles and the increase in use of harder drugs such as cocaine, methamphetamines, heroin and prescription drugs such as pain killers and anti-depressants, is proposing to initiate a Juvenile Wellness Court Program to that will provide the legal authority to implement alternative sanctions. The Court continues to address COVID 19 epidemic and will continue enforcing the mask mandate and washing hands. The Court will be screening all public and staff who work in the building, face covering for everyone, and regular cleaning and sanitizing this facility and practicing social distancing.

Motion: Councilwoman V. Judy Brugh moved to approve \$10,000 for Motivational/Teams training. Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Not Voting
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: \$10,000 from General Fund.

FTR: Chairman Mark N. Fox returned to the meeting.

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B. TAT Law Enforcement Report* - Marty Foote, Acting Chief of Police & Capt. Phil Packineau

Report submitted for the record. Blizzard report. Click it or ticket campaign. Increased loose dog problem. Developing Pay-scale for with pay comparison.

Motion: Councilman Cory Spotted Bear moved to grant authority to investigate options to provide family insurance to Law Enforcement. Councilman Mervin Packineau 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 – – Not Voting
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

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

Item deferred.

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

A. Annual Native American Church Convention Request - Florence Brady
Requesting

Motion: Councilwoman V. Judy Brugh moved to approve resolution no. 22-071-FWF entitled “*Fort Berthold Native American Church Chapter Request for Financial Assistance for the 73rd Annual Native American Church of North America Convention, June 16-19, 2022 in New Town, ND.*” 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. Tourism Survey - Darian Morsette, Director

The Three Affiliated Tribes Department of Tourism is collaborating with George Washington University (GWU) to develop a tribal member and visitor survey to better understand the economic impacts of tourism in the community and gain a better understanding of the tourist profile and preferences when visiting the reservation. The MHA Tourism Department would like the permission of the Cultural Committee to conduct these surveys in order to properly gauge tribal member opinions regarding cultural heritage tourism development and visitor perceptions

of the reservation's tourism offerings. The information gained from these surveys will be owned and maintained by the MHA Tourism Department. GWU staff will analyze the data. The data will be aggregated and will not identify data by any individual respondent. This data will be used to inform decisions in the product development and marketing process, as well as provide a baseline for further tourism planning and matters concerning community perceptions of tourism. students from the NHS College in collaboration with Four Bears Casino with GWU researchers creating the surveys for visitors outside of a 100-mile radius. It is understood that the objective of these surveys is to enhance the understanding of tourism impacts, perceptions and preferences in the MHA Nation community.

Motion: Councilman Fred Fox moved to approve Tourism Survey. 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

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C. Carly Griffith

UW-Madison Doctoral Candidate research on riverbed & flooded uplands research proposal. Requesting documents submitted to the Government to reverse the M-Opinion. Chairman Mark N. Fox would like John Fredericks to review documents that can be released.

XXII. NEW BUSINESS – Tribal Councilman Add Ons

A. Chairman Mark N. Fox- *Reserved*

B. Chairman Mark N. Fox – *Reserved*

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C. Councilman Cory Spotted Bear – AAU Sponsorship

Eli Bernard has been selected to play with the JSizzles 15U AAU Team. Requesting assistance or sponsorship for 8 AAU Basketball events throughout the Spring & Summer. JSizzles is premier club who provides their players entry into

the high-level tournament competition. Eli's exposure to college scouts and the network opportunities he will develop by joining this team will be immense. His team has 8 confirmed national tournament and we are responsible for transportation, lodging, and meals for each tournament. Discussion on helping with helping out with the events from month to month and allow him to request for future events.

Motion: Councilman Cory Spotted Bear moved to approve \$500/segment and the Chairman's Office. 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. Councilman Cory Spotted Bear – Dental Assistance

Braces for one adult and child (Larae & Brody) Burr.

Motion: Councilman Fred Fox moved to approve dental assistance according to policy. 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

E. Councilman Fred W. Fox – Abe Request

Home loan request by Marita Abe.

Motion: Councilwoman V. Judy Brugh moved to approve home loan for \$400K subject to Loan Policies & recommendations. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

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

F. Councilman Fred W. Fox – M.G.
Orthodontics request \$6,370.

G. Councilman Mervin Packineau – MHA Elders Board (See Special Guests)

Addressed

H. Councilman Mervin Packineau – Reserved

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I. Councilwoman Monica Mayer – Tribal Insurance Update- Charity Yessilth
Report submitted. 3rd party Audit, 2-Invoices for Moss/Adams of Boone Insurance claims. Chairman Mark N. Fox recommended Legal inform Boone to comply with their audit requirement of the contract.

Motion: Councilwoman Monica Mayer moved to approve Legal to send written notification to pay. 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 Unfunded Boon Claims 2020-2021 Resolution 49. 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: 14.2 million in old claims to 9.5 million after close out.

Presented listing of non-tribal members on the insurance. Chairman Mark N. Fox provided a summary of how they were grand-fathered into the plan for having children that are tribal members.

Motion: Councilwoman Monica Mayer moved to have only tribal members on tribal insurance and remove those non TAT members from the insurance. Councilman Cory Spotted Bear seconded the motion.

Motion failed

Motion: Councilwoman Sherry Turner-Lone Fight moved to only accept tribal members for insurance from this point forward.

Motion failed.

FTR: Councilwoman Monica Mayer provide information concerning recent presentation at event. Pushing for increase Home Health services in the segments and Nursing home insurance. 639 total elders on the reservation. \$10,000 / month avg. nursing home cost. Currently 26 elders' homes off the reservation. Discussed the need to develop the infrastructure of care.

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J. Councilwoman Monica Mayer – Baker Design Update

Provided an update concerning securing Baker Design for graphic design of MHA themed hotel rooms. Grayson Lum who designed theme parks for Disney. Completed their research and developed a master plan for themed hotel rooms and murals for hotel hallways. Also, would like to devote a circular wilderness path around the peninsula. Planning visit to the area and currently waiting on the draft.

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K. Councilwoman V. Judy Brugh – Janice M. Morley Contract

Consultant will serve as a Legal Consultant to Councilwoman V. Judy Brugh, Tribal Business Council Representative, Four Bears Segment. This Contract begins April 4th, 2022 and ends on November 1st, 2022.

Motion: Councilman Fred Fox moved to approve Janice M. Morley Contract 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

Roger White Owl provided an update on recent activities and requested financial assistance to provide a meal for the U.S. Attorney Meeting.

Motion: Councilwoman V. Judy Brugh moved to approve \$500 budget for the U.S. Attorney Meeting. 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 – Not Voting
Councilman Mervin Packineau – Aye.
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

L. Councilwoman V. Judy Brugh - Reserved

M. Councilwoman Sherry Turner-Lone Fight – Dawn Yeaque Custody(See Closed)

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- N. Councilwoman Sherry Turner-Lone Fight** – *Wade Baker & Caesar Alvarez & Charley Moran, Four Bears Pow-wow Committee*
2022 Four Bears Powwow Budget presented. Budget short fall of \$20-30K.

Motion: Councilman Fred Fox moved to approve an increase to the MHA General Fund budget for pow-wows to \$70K each, Chairman Mark N. Fox & Councilwoman V. Judy Brugh will provide the difference of the \$20K of the request (\$10K each.) for Four Beas. 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

XXIII. LEGAL DEPARTMENT – *Tyra Wilkinson, MHA Supervising Attorney*

Item deferred.

XXIV. CLOSED SESSION:

- A. Human Resources (HR)*** – *Melissa Brady, Director*
- B. Legal*** – *John Fredericks*
 - **Riverbed Litigation Update**
 - **Cyber Security Director**
- C. CMC Controls Proposal¹_[ENERGY]** – *Coulee Luger*
- D. Exclusion Resolution¹**
- E. Veterans Services Officer Position¹_[JUDICIAL]**
- F. Stacey Driver¹_[Health]**
- G. Opioid Litigation Discussion** – *Autumn Monteau*
- H. Crystal Hosie**
- I. Thomasina Mandan**
- J. Dawn Yeaque Custody**
- K. Dawn White Exclusion of Crystal Morin**
- L. Joint Venture Agreement** – *West Segment Development Authority*
 - **James Baker Mortgage**

- **South Segment Insurance Employee Insurance Issue**

XXV. ADJOURNMENT:

Motion: Councilman Mervin Packineau moved to adjourn the meeting.
Councilwoman Monica Mayer seconded the motion. Meeting adjourned at 8:49PM.



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 15th of May, 2022; that the foregoing Minutes were amended and/or duly adopted at such meeting by the affirmative vote of 7 members; 0 members opposed; 0 members abstained; 0 Members not voting.

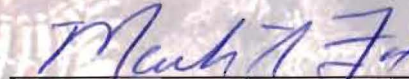
Chairman (X) Voting () Not Voting

Dated this 15th day of May, 2022

ATTEST:



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



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