



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
MAY 12th, 2022 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

* 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 11:40 am.

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:

Jon Pancho Brady

FTR: Birthday songs & gifts for Councilman Mervin Packineau.

IV. APPROVAL OF AGENDA:

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

V. APPROVAL OF MINUTES:

- **April 15th, 2022 Regular Meeting Minutes.**

Motion: Councilwoman V. Judy Brugh moved to approve the 4/15/2022 TBC Minutes subject to minor corrections. 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

VI. SPECIAL GUESTS & ELDERS

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A. Benjamin Goodbird III

Participating in the 2022 Trails for Transplants Horse ride. The ride raises funds for transplant recipients, donors and their families who are at the Mayo clinic and starts off at Ft. Pierre S.D. on May 25th through May 28th. Ther ride is to bring awareness to the importance of organ eye tissue donation. All of the money raised along the way will go to the patients and their families. He got started doing it because his granddaughter was a heart donor and the baby that received it is alive today. Attached budget covers the cost of this ride. I am asking for funds so I can participate in this worthy cause. Chairman Mark N. Fox recommended \$1000 sponsorship. A number of council people recommended also contributing from segment funds.

Motion: Councilwoman V. Judy Brugh moved to approve \$1000 contribution from the General fund & authorizing the segments to contribute up to \$500 each. 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

EXECUTIVE COMMITTEE REPORTS

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

Tribal state relations, Great Plains Tribal Chairman's Association, Tribal tax, NIGA National conference, meeting with possible greenhouse partners, Governors mtg. NDIGC meeting, BIA/DOJ meeting, Culture & Schools meeting, Parshall Classroom reading, Interpretive Center meeting Concerning a repatriation, ND DOT bypass meeting, Auxiliary Recognition event, White Shield Recognition of the National President of the Auxiliary, UTGA Meeting with ND Gov., OSU graduation, upcoming, graduations, REZ, Federal partners, State Track. Recognition of Chloe



Fredericks for placing 9th on American Song Contest. Reported that the State of North Dakota filed against the M-Opinion for the ownership of the riverbed.

VIII. VICE CHAIRMAN'S REPORT – *Councilman Cory Spotted Bear*
Congratulations to all graduates & Chloe Fredericks.

IX. EXECUTIVE SECRETARY'S REPORT – *Councilman Fred Fox*
Records Office update, Wished everyone a Happy Mother's Day, Recent events included Elders meetings with 80-100 elders participating.

X. TREASURER'S REPORT - *Councilman Mervin Packineau*
Congratulated the graduates, Chloe Fredericks, upcoming basketball tournament at the casino, preparing for the summer activities

A. CFO Report – *Whitney Bell*

Item deferred.

B. Mortgage Program – *Val Mayer, Credit Manager*

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve the presented home loan mortgage applications subject to Loan policies & recommendations. 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 – Not Voting

Councilwoman Sherry Turner-Lone Fight – Aye

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

Motion: Councilman Cory Spotted Bear moved to approve the presented small Loan applications (10): subject to Loan policies & recommendations. 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 – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye

D. Four Bears Casino Report* – *Spencer Wilkinson, Scott Wilson, General Manager*
Report submitted in Executive Committee.

XI. SEGMENT UPDATES:

A. North Segment – *Councilwoman Monica Mayer*

Community Meeting, Projects included mercantile store, Community Center, QuickLube opening, Hawk Rebuild, Summer activities gearing up, Recognized Chloe Fredericks for her music career,

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

Summer activities gearing up, Four Bears Pow-wow coming up, and commended the pow-wow committee.

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

Part-time employment pool creation, maintenance will be plowing gardens, junk cars removed, generators for elders, community member rides, Senior Day, upcoming rodeos, Indian Relay Emergency Responders meeting coming up, Mother's Day youth event, Athletic and awards Banquet, youth recreation activities and fundraising has begun, Prom Hairdressing , healthy youth imitative, Senior Class fundraiser food sale, Community update during the Afterschool Bash, Prize Donation for the Mandaree School, Mother's Day Walk Diner Sponsorship,

XII. OFFICER REPORTS:

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A. Chief Executive Officer Report* – *Stella Berquist, CEO*

1) Executive Orders*

Motion: Councilman Cory Spotted Bear moved to ratify EA-2022-09:

BE IT FURTHER RESOLVED, That, through Executive Action procedure, the Tribal Business Council of the Three Affiliated Tribes hereby approves and appropriates the \$24,000.00 expenditure of Tribal funds from the Fiscal Year 2022 White Shield (East) Segment budget for the payment of the funds in accordance with the terms of the Consultant Contract.



BE IT FINALLY RESOLVED, That the Tribal Chairman and the White Shield (East) Segment Representative are hereby authorized to execute the aforementioned Consultant Contract with Frank Whitecalfe, and take such further action as is necessary to carry out the terms and intent of this Executive Action.

Councilman Mervin Packineau

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 – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Cory Spotted Bear moved to ratify EA-2022-10:

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 Contracts with High Point Networks in the total amount of \$426,835.10 for the purchase of Network Infrastructure Equipment, HPN Service Bundle, and Network Workstations for the New Tribal Headquarters Network System; and

BE IT FIN ALL Y RESOLVED, that the Chairman has the authority to execute such Contracts and take other action as is necessary to effectuate the intent of this Executive Action.

Councilwoman Sherry Turner-Lone Fight

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 – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Mervin Packineau moved to ratify EA-2022-11:



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NOW THEREFORE BE IT RESOLVED, The Tribal Business Council does hereby authorize Councilman Spotted Bear, or his designee, to participate in the auction and to bid up to \$1,500 per acre.

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.

Councilwoman Sherry Turner-Lone Fight

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 – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Mervin Packineau moved to ratify EA-2022-12:

WHEREAS, Authorization to negotiate a contact with Woodstone for the above referenced project is necessary.

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council hereby authorizes the Twin Buttes staff, with the assistance of legal counsel, to negotiate a contract for the above referenced project.

BE IT FURTHER RESOLVED, That the procurement requirements for the above referenced project are hereby waived not including proper bid procedures of general contractor Woodstone.

BE IT FINALLY RESOLVED, That the Tribal Chairman, subject to legal review, is authorized to execute the aforementioned negotiated contract.
Councilwoman Sherry Turner-Lone Fight 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



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

Motion: Councilman Cory Spotted Bear moved to ratify EA-2022-13:

WHEREAS, Authorization to negotiate a contact with Woodstone for the above referenced project is necessary.

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council hereby authorizes the Twin Buttes staff, with the assistance of legal counsel, to negotiate a contract for the above referenced project.

BE IT FURTHER RESOLVED, That the procurement requirements for the above referenced project are hereby waived not including proper bid procedures of general contractor Woodstone.

BE IT FINALLY RESOLVED, That the Tribal Chairman, subject to legal review, is authorized to execute the aforementioned negotiated contract.

Councilwoman Sherry Turner-Lone Fight 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 – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman Sherry Turner-Lone Fight moved to ratify EA-2022-14:

WHEREAS, Authorization to negotiate a contact with Woodstone for the above referenced project is necessary.

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council hereby authorizes the Twin Buttes staff, with the assistance of legal counsel, to negotiate a contract for the above referenced project.



BE IT FURTHER RESOLVED, That the procurement requirements for the above referenced project are hereby waived not including proper bid procedures of general contractor Woodstone.

BE IT FINALLY RESOLVED, That the Tribal Chairman, subject to legal review, is authorized to execute the aforementioned negotiated contract.

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 – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye

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

Motion: Councilwoman Sherry Turner-Lone Fight move to approve resolution no. 22-074-FWF entitled “*Approval of 22 (Twenty-Two) Applicants for Enrollment into the Three Affiliated Tribes*”. 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 – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: 17,002 total tribal members.

3) **Tax Department Report*** – *Cynthia Monteau, Tax Commission Director*
Report submitted for the record

XIII. UNFINISHED BUSINESS

A. New Town City Lot Lease Request³ [INRC]



Item deferred

B. Sanish Hill House Demolition¹_[NRC]

Item deferred

C. Four Bears Complex – Robert White¹_[Executive]

Item deferred

D. Mary Gauhupin¹

Item deferred

E. Buffalo Nations Grasslands Alliance¹

Item deferred

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

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

XV. EDUCATION COMMITTEE – Councilwoman Monica Mayer, Chair

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

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

Item deferred.

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

2022 Agricultural Lease Resolutions

Motion: Councilwoman Sherry Turner-Lone Fight move to approve resolution nos.;

- 22-076-FWF entitled “2022 Agricultural Leases for Anthony Vitko.”
- 22-077-FWF entitled “2022 Agricultural Leases for Ashley Dehaven.”
- 22-078-FWF entitled “2022 Agricultural Leases for Austin Gillette.”
- 22-079-FWF entitled “2022 Agricultural Leases for Bernard Tom Pfliger.”
- 22-080-FWF entitled “2022 Agricultural Leases for Blaine Fox.”
- 22-081-FWF entitled “2022 Agricultural Leases for Bruce Fox.”
- 22-082-FWF entitled “2022 Agricultural Leases for Buffalo Rock Feed Yard.”
- 22-083-FWF entitled “2022 Agricultural Leases for Dalvin Foote.”



- 22-084-FWF entitled “2022 Agricultural Leases for Donovan Dixon.”
- 22-085-FWF entitled “2022 Agricultural Leases for Elton Spotted Horse.”
- 22-086-FWF entitled “2022 Agricultural Leases for Ethan White Calf.”
- 22-087-FWF entitled “2022 Agricultural Leases for Jerry Kerzmann, Jr.”
- 22-088-FWF entitled “2022 Agricultural Leases for Kansas Johnson.”
- 22-089-FWF entitled “2022 Agricultural Leases for Louis Simonson.”
- 22-090-FWF entitled “2022 Agricultural Leases for Mervin Packineau.”
- 22-091-FWF entitled “2022 Agricultural Leases for Morgan & Shantel Fettig.”
- 22-092-FWF entitled “2022 Agricultural Leases for Nancy Vitko.”
- 22-093-FWF entitled “2022 Agricultural Leases for Nathaniel Packineau.”
- 22-094-FWF entitled “2022 Agricultural Leases for Noreen Mossett.”
- 22-095-FWF entitled “2022 Agricultural Leases for Reba Foote.”
- 22-096-FWF entitled “Agricultural Leases for Ree Ranch/East Segment.”
- 22-097-FWF entitled “2022 Agricultural Leases for Scott Simonson.”
- 22-098-FWF entitled “2022 Agricultural Leases for Tom Breuer.”
- 22-099-FWF entitled “2022 Agricultural Leases for Verlee K Sayler and Greta White Calfe.”
- 22-100-FWF entitled “2022 Agricultural Leases for Wade Howard.”
- 22-101-FWF entitled “2022 Agricultural Leases for Weston Schettler.”
- 22-102-FWF entitled “2022 Agricultural Leases for William Mason.”
- 22-103-FWF entitled “2022 Agricultural Leases for Robyn Klabunde.”

Councilman Cory Spotted Bear seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox –

Councilman Mervin Packineau – Abstained

Councilwoman Monica Mayer – Not Voting

Councilwoman V. Judy Brugh – Not Voting

Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: Non-members farm leases to be presented by June 1st.

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

Motion: Councilwoman Sherry Turner-Lone moved to approve resolution no. 22-104-FWF entitled “Consent to Certain Right(s) of Way across Tribal land” [FBRW-



West Segment Ground Master Meter Project- T3136]. 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 Fred Fox move to approve resolution no. 22-105-FWF entitled "*Consent to Certain Right(s) of Way across Tribal land*" [FBRW-West Segment Ground Master Meter Project-T716A]. 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 move to approve resolution no. 22-106-FWF entitled "*Consent to Certain Right(s) of Way across Tribal land*" [FBRW-Pouch Point Fill Station]. 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 Sherry Turner-Lone Fight moved to approve resolution no. 22-107-FWF entitled "*Amending Resolution 20-215-FWF - Eden Atkins ROW.*" 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 Sherry Turner-Lone Fight moved to approve resolution no. 22-108-FWF entitled "*Consent to Certain Right(s) of Way across Tribal land.*" 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 Sherry Turner-Lone Fight moved to approve resolution no. 22-109-FWF entitled "*Amending Resolution 21-238-FWF for Mandaree Replacement Area ROW.*" 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. Danny L. Jones Estate - Karis Ann Freyer [See Closed Session]

E. Brosz Engineering



Motion: Councilwoman Monica Mayer moved to approve Brosz Engineering 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

F. Land Sale West Segment

Defer to NRC.

G. Land Exchange West Segment

Defer to NRC.

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H. Highway 8

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 22-075-FWF entitled “NDDOT — ND Highway 8 Project Twin Buttes Soil Boring for Slide Evaluation Along ND Highway 8 on Tribal land (T777A-D)” 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. ENERGY COMMITTEE – Councilman Fred Fox, Chair

A. Energy Dept. Update* - Kenny Lyson, Director

Item deferred



B. ROW's*–Paul Grady & Harriette Clah

Item deferred

XVIII. EXECUTIVE COMMITTEE – Chairman Mark N. Fox

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A. Ratification of 4/11/2022 Executive Committee Actions

- **WIPFLI Audit**
- **TAT Park/Budget Increase(50K)**
- **Strengthening Govt. to Govt. Conference Sponsorship(-5K)**
- **Chance Rush Contract**
- **Bobbie Big Lake/Targa Contract**
- **Elders Insurance & Dental Policy**
- **Nursing Home A&E**
- **Pouch Point Hi-Low water boat ramps(41K)**
- **Baker Design Contract**
- **North Segment QuickLube Preference for Tribal Programs Vehicles**
- **Tow Truck Purchase**
- **Interpretive Center Generator System**
- **JBVM Hall Site Remediation Project Phase II Change Order (Retaining Wall)**
- **West Segment House Purchases (4)**
- **West Segment Foundation Work**
- **West Segment Community Center Pre-Development**
- **West Segment Master Plan Agreement**
- **West Segment Elder Generator Project**
- **Mandaree Rodeo Committee Budget (250K-West Segment)**
- **Young Morning Star LLC Contract with East Segment**
- **Memorial Rodeo Honoring 1938 Van Hook Contestants(9K+Segments)**
- **Annual Adrian Foote Sr. PRCA & Joe Berger Memorial Bull Riding(27K)**
- **Amateur Rodeo Association (6,500)**
- **MHA Recovery Services Security Wage Increase**
- **Cindy Leingang Contract**
- **Jason Malnorie Contract**
- **GRRC NP Contract**
- **Francis Connors Contract**
- **Tribal Health Drone Project Continuation**
- **EMHC Employee Incentive Years of Service**
- **EMHC - RH Action Pay reconciliation**



- **Mask Mandate Policy for those working (5 & Under/Elders)**
- **CW Home Renovation Reimbursement**
- **Casino Dock Extension**
- **Casino Riverboat Project Increase**

Motion: Councilwoman V. Judy Brugh moved to ratify the above executive actions. 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: 22-110-FWF entitled “Modification Of Parks And Reserve Budget” & 22-111-FWF entitled “Prohibition on Towing Tribal and Tribal Member Vehicles off of the Fort Berthold Reservation” included in the batch approval

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B. Pouch Point Resolution

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve resolution no. 22-112-FWF entitled “Amendments to the Pouch Point Recreation Area Lot Lease.” 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

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C. Healing Hearts Policies and Procedures - Joy Froelich/Tracy Burr



Motion: Councilwoman Monica Mayer moved to approve the presented Healing Hearts Policies and Procedures. 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

D. EOC Engineering Resolution

Motion: Councilwoman V. Judy Brugh moved to approve resolution no. 22-113-FWF entitled “*Approval of a Master Service Agreement with Moore Engineering Inc. for site engineering work for the Emergency Operations Center and Fire Management building on Wall Boy SD Lot 2 Parcel number 560061410 with a budget not to exceed \$85,000.00.*” 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

E. EMHC SAP Grant- Mandaree Clinic Resolution

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve resolution no. 22-114-FWF entitled “*Authorization for the Elbowoods Memorial Health Center to Apply for the Indian Health Service Small Ambulatory Program (SAP)*” 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

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F. EMHC Dental Resolution

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve resolution no. 22-115-FWF entitled. *"Authorization/or the Elbowoods Memorial Health Center to provide up to \$1,500 per patient per year in local Dental Service lab fees utilizing Third Party Revenue not to exceed \$100,000.00 per annual for enrolled member of the Three Affiliated Tribes."* 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

Motion: Councilwoman Sherry Turner-Lone Fight moved to ratification. 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

XIX. ECONOMIC DEVELOPMENT COMMITTEE - Councilwoman Monica Mayer, Chair



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

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

1) Report

Item deferred

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

1) Report

Item deferred

C. Life & Limb* [HIPAA SENSITIVE]

Motion: Councilwoman Monica Mayer moved to approve A-N.:

- D.W. [XXXXXX] - Life & Limb
- L.S.B. [XXXXXX] - Life & Limb program.
- K.P. [XXXXXX] -Life & Limb Nursing Home program.
- J.R.G. [XXXXXX] -Life & Limb program.
- S.J.W. [XXXXXX] -Life & Limb program.
- E.M. [XXXXXX] -Life & Limb program.
- I.F. [XXXXXX] -Life & Limb program.
- C.G. [XXXXXX] -Life & Limb Nursing Home program.
- T.C. [XXXXXX] -Life & Limb program.
- S.D. [XXXXXX] -Life & Limb program.
- J.Y. [XXXXXX] -Life & Limb program.
- V.A. [XXXXXX] -Life & Limb program.
- A. G. [XXXXXX] -Life & Limb program.
- K.R.B. [XXXXXX] -Life & Limb program.
- C.R. [XXXXXX] -Life & Limb program.

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: Councilwoman Monica Mayer moved to approve item O: C.R. [XXXXXX]
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

Motion: Councilwoman Monica Mayer moved to approve item P: K.N.F.
[XXXXXX] to be on hold due to missed appointments but authority for the Chairman
or CEO to fund if need arises. 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. Good Road Recovery Center (GRRC) Update*- Dr. Joy Froelich

Addressed in Executive Committee.

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

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- A. Tribal Court Report* - Elizabeth Yellow Bird & David Christenson, Chief Judge**
Report submitted for the record. 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
participants progress, and, admit any new participants. The Wellness Court Steering
Committee meets once per month to provide advice and counsel to the Wellness



Court. A report is submitted each month providing you statistics and information regarding the Wellness Court. A grant was written and submitted in April for a Tribal Youth Wellness Court, the purpose of the grant is to support creation of a youth treatment center on Fort Berthold, to support addition of more staff in the Juvenile Department, and to provide cultural information and academic support, and more assistance for our youth. The Court continues to address COVID 19, and is following the T AT protocol as updated regarding vaccinated and unvaccinated staff. Regular cleaning and sanitizing the facility and practicing social distancing continues with the Court. The Court plans on utilizing "imaging" application through FullCourt and should have all the files digitized within the next year. This will be a separate training that the Justice Systems has not scheduled yet. We also are finalizing a telephone messaging, alert system and intercom call systems. The Court continues to work on our own Policies and Procedures Manual. A draft has been completed and was sent to the Justice Commission for review and approval. The Justice Commission met on March 11th but was not able to discuss the policy manual. The next Justice commission meeting will be held on Thursday May 26th. The focus of the next meeting will be the role and responsibility of the Justice Commission; we will be working off of a September 2021 updated draft or work previously completed. We continue to work on updating forms the court uses in the manual and on our website. The Court is working on adding an educational component, maybe a newsletter, to our website with more specific information about the Court and its processes. We have a small work group who are working on the educational component and have set the end of May to have a working product. The Court continues to work on holding court in some of the segments. One of our Judges is working on setting them up and doing brochures and educational materials to hand out. We will need to make sure that the Court areas are safe and secure for the court sessions. Meetings have been held regarding the Tribal Codes; Sharon Thompson, Tyra Wilkinson, Judges Christensen and Seaworth and the Court Administrator have been in attendance. Title 1 has been completed and Sharon Thompson's office is working on reformatting and setting up another meeting. The Court was fortunate to have a law clerk working temporarily. He worked previously for the Court, and will be graduating from Law School in May and hopefully will be a Court staff member after completing the bar. The Prosecutors office remains very busy as they continue to learn processes and procedures and how they can assist the community the best way possible. The prosecutor's office submits the Criminal Department report in the monthly reports. The Court has been meeting with XTIRI staff to provide information and training on the XTIRI application which is a data management software. Good Road Recovery Center, Traci Burr did a presentation regarding the disease of addiction. Nine staff members completed and are certified as Alcohol and Drug testers; this is a 5-year certification. The Court completed one jury trial and is anticipating a few more in the coming months. Because of the weather and electrical issues, and as



per directive, the Court was closed. According to the Policy Manual the Court was not considered essential staff. However, we understand that there will be a request to list the Court as essential staff.

FTR: Chairman Mark N. Fox stepped out, Councilman Cory Spotted Bear served as Chair.

Motion: Councilwoman Monica Mayer moved to approve “Rules of Judicial Conduct” subject to Legal review. Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Not Voting
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

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

Motion: Councilman Mervin Packineau moved to approve the presented Pay Scale Proposal for TAT Law Enforcement Services effective this meeting forward. 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

Discussion: Chairman Mark N. Fox asked them to sit down with the CFO and adjust the budget.

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



Report submitted for the record.

D. DOT/TERO MOU - Blaine Flynn

Item deferred.

XXII. NEW BUSINESS – Tribal Councilman Add Ons

A. Chairman Mark N. Fox- Reserved

B. Chairman Mark N. Fox - Reserved

C. Councilman Cory Spotted Bear – Medical Bill[Closed Session]

D. Councilman Cory Spotted Bear – Reserved

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E. Councilman Fred W. Fox – Old White Shield School Demolition Resolution

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve resolution no. 22-116-FWF entitled “*Rescinding Resolution 19-248 And Requesting Demolition.*” 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

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F. Councilman Fred W. Fox – Lindy Waters

Requesting camp cost share through the budget for the Lindy Water III Basketball Clinic that will bring in 4 NBA players June 11th. To the Ralph Wells Community Center.

Motion: Councilman Fred Fox moved to approve cost share through the budget. 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 – Not Voting

Councilwoman Monica Mayer – Aye



Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

- G. Councilman Mervin Packineau – *Reserved*
- H. Councilman Mervin Packineau – *Reserved*
- I. Councilwoman Monica Mayer – **HeadStart**[Closed Session]
- J. Councilwoman Monica Mayer – *Reserved*
- K. Councilwoman V. Judy Brugh – *Reserved*
- L. Councilwoman V. Judy Brugh – *Reserved*
- M. Councilwoman Sherry Turner-Lone Fight – *Reserved*
- N. Councilwoman Sherry Turner-Lone Fight – *Reserved*

XXIII. LEGAL DEPARTMENT – Tyra Wilkinson, MHA Supervising Attorney

Item deferred.

XXIV. CLOSED SESSION:

- A. Human Resources (HR)* – *Melissa Brady, Director*
- B. Legal* – *John Fredericks*
 - 1) Interests in Estate- **Rebecca Ann Burbridge**
 - 2) Appeal
- C. CMC Controls Proposal²[ENERGY] – *Coulee Luger*
- D. Stacey Driver³[Health]
- E. S.B. Contract Reconciliation [Executive]
- F. Medical Bill
- G. Headstart - *Kelly Bradfield, Director*
- H. Danny Jones Estate
- I. Veterans Affairs – *Robert Hunter*
- J. Catholic Congress
- K. Gregory J. Brugh
- L. National College Rodeo Qualifiers

XXV. ADJOURNMENT:

Motion: Councilwoman Monica Mayer moved to adjourn the meeting. Councilwoman V. Judy Brugh seconded the motion. Meeting adjourned at 4:56PM 7-0



CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom (5) constitute a quorum, 5 were present at the Regular Meeting thereof duly called, notice, convened and held on the 27th of June, 2022; that the foregoing Minutes were amended and/or duly adopted at such meeting by the affirmative vote of 5 members; 0 members opposed; 0 members abstained; 0 Members not voting.

Chairman (X) Voting () Not Voting

Dated this 27th day of June, 2022

ATTEST:

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

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