



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
SEPTEMBER 14th, 2022 MINUTES
[CLOSED SESSION MINUTES 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 2:08PM.

FTR: There was no radio broadcast of today's meeting.

II. ROLL CALL:

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

III. OPENING PRAYER:

Gerilyn Yellow Bird

IV. APPROVAL OF AGENDA:

Motion: Councilman Fred Fox moved to approve the agenda. Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Not Present

V. APPROVAL OF MINUTES:

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

Motion: Councilman Fred Fox moved to approve the August 15th 2022 Regular Meeting minutes subject to minor corrections. Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye



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

VI. SPECIAL GUESTS & ELDERS

A. Years of Service & Recognition: Marva Pretends Eagle, Gerilyn Yellow Bird, Kelly McGrady.

- **Kelly Cummings McGrady**, wife, mother, sister, daughter, granddaughter, aunt, niece, and a hard-working nurse who continues to share her life's calling with our people. Kelly graduated from high school with health careers experience while working hours at the old Mini Tohe Clinic. Joined the military at 17 years of age in 1995, Combat Medic in the National Guard, Army and Army Reserves until 2008. Kelly continues to climb the nursing ladder: C.N.A, L.P.N, A.D RN, BSN RN and currently attending UND online Nurse Practitioner graduate school. Kelly is a Robert Wood Johnson Foundation Clinical Scholar Alumni and focused on helping American Indian families survive suicide. Has worked in all avenues of nursing. Kelly does what has to be done, earned many certificates, studies all the latest health information as the health world continues to change daily to provide the best care for our enrolled and non-enrolled members. Nursing is an act of love, care & compassion. Creating a warm environment so our relatives will feel welcome and ready to share.
- **Pastor Marva Pretends Eagle** – She is the daughter of late Elmer Rush of the MHA Nation and Lucille Rainbow Rush of the Standing Rock Sioux Tribe. She became a Born-again Christian on September 9, 1989 and have been walking with the Lord ever since then. She was raised on Standing Rock in Ft. Yates, ND. She is married to Leo Pretends Eagle for 40 years They have 2 children, Jeriah and Lynette, 2 W grandsons, Isaiah and Jerrz along with my great daughters, Jasmine and Jeriah Rose. Her son went to be with the Lord January 9th, 2018. She moved here in 1989 by my older brother Don Rush. She only mentioned that she was thinking of moving to New Town and he said okay I'll be here on Saturday (a few days later) She didn't expect that but started packing and that's how she became a resident of Ft. Berthold. She knows that what he would wanted for his family to be home on Ft. Berthold and to honor our father. When she was here, She didn't have an education but received her Associate of Arts in Human Services from the Ft. Berthold Community College 1991. Marva started working for FBCC in 1991 and worked there for 9 years. She searched for work and started working for the Ft. Berthold Housing Authority in



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
SEPTEMBER 14th, 2022 MINUTES
[CLOSED SESSION MINUTES EXCLUDED]

the Igabee (?) Youth Services which became the TAT Boy's & Girl's Club and assisted the Manager in bringing the TAT Boys & Girls Club to the Three Affiliated Tribes. She was employed there for six years while there she received her Bachelors of Science in 2002 and Masters of Management in 2004. She served on the North Segment Community Board for over ten years and loved every second of it because it gave me the opportunity to share the Gospel of Jesus Christ. She left BGTAT in 2006 and worked for FBHA in the Mutual Help Program as the Lease Compliance Specialist for six years and she went to work for the MHA Nation in 2012 in the Human Resource department as the Recruitment Staffing Officer then in 2013, she was led by the Lord to the MHA Nation Veterans Affairs as the Senior Administrative Assistant becoming the Officer Manager received her Veterans Service Officer certification in 2014. When Marva started working for the VA, she says it opened eyes to a whole new world and it made her think of her father who a WWII Veteran and Purple Heart recipient. It was an honor an honor to work for Veterans of Ft. Berthold as well as all Veterans. In 2014, She was asked to do a Gospel music program for KMHA radio so I took a step in with the *Faith and Gospel Time With Marva* became a ministry for Our Lord Jesus Christ. I have been on the air for over 8 years, Praise God! Praise God! In 2018 her daughter became the Technical Producer and was so thankful that her child is doing the work of the Lord in our Song ministry. She is so thankful for the gifts, plan and purpose God has given me to do this this ministry for the people of Ft. Berthold and beyond, we have listeners from Sunderland, England and Scotland as well as around the country. She was so blessed by the listeners of GTWM. I was ordained as a Pastor on October 30, 2019 by the Christian Global Outreach Ministries. She was asked by the FBCE Director in 2020 to do a program during the Covid pandemic to encourage people through this difficult time by doing a one-hour gospel music show Monday -Friday called Hour of Hope. It has been an honor to serve the Veterans of the MHA Nation and have been so blessed to work with them all and my coworkers over the years. Marva knew she could leave with a good heart knowing that the current staff who are all combat Veterans: Robert Hunter, Sr.-US Army, Lavetta Fox SFC-US Army, Derek Bartlet -USMC, Clayton Preston Danks-US Army and Janessa Yellow Bird and my Mom, Sharon Grey. She knows they will meet the needs of our Veterans. Thank you, MHA Nation for selecting me and having faith in me to work for our Nation especially our Veterans.

- **Gerilyn Yellow Bird** - She is a proud Arikara woman born 65 years ago in Minot, North Dakota at St. Joseph's Hospital. She is the 13th child, a twin daughter born to Dorothy and Grover Yellow Bird. She started working when she was 15 years old when she was recruited to work in the front office of Minot High School while attending school. She worked for St. Joseph's Office in



Minot as an Admittance/Registration Clerk for 9 years. Gerilyn left North Dakota with her family to start a new career opportunity in Oklahoma, where her husband was originally from. She started working for the Federal Service with the Oklahoma City Area Indian Health Service in the Indian Health Insurance Department. She transferred to Pawnee Indian Health as a Business Office Manager. Gerilyn completed 17 years of Federal Service and returned to North Dakota in 2007. She was hired by with the Three Affiliated Tribes as an Admin. Assistant with the Criminal Investigator and transferred to Minne-Tohe Health which later became Elbowoods Memorial Health Center where she worked for 9 years as the Business Office Manager. Gerilyn later she transferred to the Tribal Office in the Finance Department. She worked in the travel department and later became supervisor of that department. Gerilyn was taught by her mother and father a work ethic to do the best job you can do no matter what it may be.

B. Law Enforcement Recognition

Councilwoman V. Judy Brugh recognized women in LE. Dawn White was present to accept a star quilt.

FTR: Birthday recognitions for Chairman Mark N. Fox & Councilwoman V. Judy Brugh.

EXECUTIVE COMMITTEE REPORTS

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

Provided brief update on recent activities. Activities included meeting with the Governor to discuss gaming, Outreach meetings in Minneapolis, work session with Sanford Insurance. This Saturday there will be live boxing at Four Bears Casino featuring 3 local boxers. The silent Marine Drill Team performed at the 4Bears Casino and it was noted that comments from many of the team was this was the best place that they have performed.

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

Item deferred.

IX. EXECUTIVE SECRETARY'S REPORT – Councilman Fred Fox

Presented update on upcoming White Shield football activities (Community & School)

X. TREASURER'S REPORT - Councilman Mervin Packineau

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A. CFO Report – Whitney Bell



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
SEPTEMBER 14th, 2022 MINUTES
[CLOSED SESSION MINUTES EXCLUDED]

Expense report for the end of the fiscal year. Will meet with all the program directors and the Council to go over the FY23 year budget with everyone, should be ready to meet with everyone in December. 12-31-24 deadline for. The CEO will work with the Social Services Director to work on foster child disbursements of APRA funds. Working on an Executive Action to get a couple credit cards for Programs for transport and other travel requests. Chairman Mark N. Fox feels 3 would be enough cards and make it easier to track.

Motion. Councilman Mervin Packineau moved to approve resolution no. 22-199-FWF entitled “*Authorization of Credit Cards for GRRC for Use in Paying Necessary Expenses in Transporting of Clients.*” Councilman Cory Spotted Bear seconded the motion.

Vote: 6- Ayes. 1- Not Present. 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 Present

Discussion: Change name to title, monitoring by position (remove employee name) and number of cards to 3.

BE IT FURTHER RESOLVED, That such cards shall be issued by First International Bank of Watford City, ND and paid from Bank of the West of Dickinson, ND/Central 2602 and shall be in the name of the Good Road Recovery Center/Three Affiliated Tribes and not in the name of any individual officer; and

BE IT FINALLY RESOLVED, that the GRRC and its employees shall abide by the Tribal Finance Department’s written policy governing the use and misuse of said credit cards.

B. Mortgage Program – Val Mayer, Credit Manager

Item deferred.

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



Motion: Councilwoman V. Judy Brugh moved to approve the Group A small loans applications (4): subject to Loans policies & recommendation. Councilman Cory Spotted Bear seconded the motion.

Vote: 6- Ayes. 1- Not Present. 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 Present

Motion: Councilman Cory Spotted Bear moved to approve the Group B small loans applications (3): subject to Loans policies & recommendation & co-signor. Councilwoman V. Judy Brugh seconded the motion.

Vote: 6- Ayes. 1- Not Present. 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 Present

D. Four Bears Casino Report* (See Closed Session)– *Spencer Wilkinson, Scott Wilson, General Manager*

XI. SEGMENT UPDATES:

A. North Segment – *Councilwoman Monica Mayer*

Item deferred.

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

Item deferred.

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

Item deferred.



XII. OFFICER REPORTS:

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

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1) Executive Orders*

FTR: Councilman Mervin Packineau left the meeting.

Motion: Councilman Cory Spotted Bear moved to ratify Executive Order EA 22-038:

WHEREAS, The Good Road Recovery Center previously approved employment with Tannah Houle for the purpose of Clinical Administrative Assistant for the Good Road Recovery medical team; and

WHEREAS, The Good Road Recovery Center would like for her to be made permanent effective August 22nd 2022. She was also included in the August 15th, 2022 request for hires to be presented to TBC; and

WHEREAS, The Good Road Recovery Center is also requesting that if at all possible she will be allowed to retain health benefits to be effective immediately.

NOW THEREFORE BE IT RESOLVED, That the permanency/health coverage IS approved.

BE IT FURTHER RESOLVED, That the TBC is authorized to execute the approval.

BE IT FINALLY RESOLVED, That the Tribal Business Council is authorized to take all necessary action to implement this Executive Action.

Councilwoman V. Judy Brugh Seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Not Present

Motion: Councilwoman V. Judy Brugh moved to ratify Executive Order EA 22-39:



WHEREAS, The Good Road Recovery Center previously approved employment with Brian Jones for the purpose of Lead House Manager for the Twin Buttes/Mandaree Segment Sober Living Homes; and

WHEREAS, The Good Road Recovery Center would like for him to be made permanent effective August 15th 2022; as that is when he would have been presented to TBC; and

WHEREAS, The Good Road Recovery Center is also requesting that if at all possible he will be allowed health benefits to be effective immediately.

NOW THEREFORE BE IT RESOLVED, That the permanency/health coverage IS approved.

BE IT FURTHER RESOLVED, That the TBC is authorized to execute the approval.

BE IT FINALLY RESOLVED, That the Tribal Business Council is authorized to take all necessary action to implement this Executive Action.

Councilman Cory Spotted Bear seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Not Present

Motion: Councilwoman V. Judy Brugh moved to ratify Executive Order EA 22-40:

WHEREAS, The Services provided by AES will be performed within the boundaries of the Fort Berthold Indian Reservation; and

WHEREAS, The term of this Contract between the Tribes and AES shall be for a period of 5 months, beginning August 1,2022 through January 1,2023; and

WHEREAS, The Compensation for Services provided shall be capped at \$39,000.00 for the 2022 Primary Election, while the cost of the



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
SEPTEMBER 14th, 2022 MINUTES
[CLOSED SESSION MINUTES EXCLUDED]

General Election is TBO and may be affected by the results of the Primary Election.

NOW, THEREFORE, BE IT RESOLVED that, through Executive Action, the Tribal Business Council of the Three Affiliated Tribes approves and authorizes the aforementioned Contract for Services between the Three Affiliated Tribes and Automated Election Services; and

BE IT FINALLY RESOLVED that the Chairman is authorized to execute the aforementioned Contracts, and takes such further actions as are necessary to carry out the terms and intent of this executive action.

Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Not Present

Motion: Councilman Cory Spotted Bear moved to ratify Executive Order EA 22-42:

WHEREAS, The Tribes' Beautification Program obtained the needed services of Flying W Trucking LLC to perform fill dirt, concrete, and other hauling work for demolition projects in July and August 2022. Flying W Trucking has submitted 12 Invoices totaling \$16,290.00 for such services; and

WHEREAS, The Beautification Program is requesting an exemption under the Tribes' Procurement Policies and Procedures for the services already completed by Flying W Trucking LLC, so that it may pay Flying W Trucking LLC the Invoiced amount of \$16,290.00. For such future services, the regular procurement procedures will be followed.

NOW, THEREFORE, BE IT RESOLVED that, through Executive Action, the Tribal Business Council of the Three Affiliated Tribes approves



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
SEPTEMBER 14th, 2022 MINUTES
[CLOSED SESSION MINUTES EXCLUDED]

an exemption under the Tribes' Procurement Policies and Procedures for needed hauling services completed by Flying W Trucking LLC for the Tribes' Beautification Program and approves payment in the Invoiced amount of \$16,290.00 to Flying W Trucking, LLC; and

BE IT FINALLY ·RESOLVED, that for such future services the regular procurement procedures will be followed.

Councilwoman V. Judy Brugh seconded the motion.

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

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

Motion: Councilman Cory Spotted Bear moved to ratify Executive Order EA 22-43:

NOW, THEREFORE, BE IT RESOLVED that, through Executive Action, the Business Council of the Three Affiliated Tribes approves and real Chairman's authority to provide medical assistance funding for the enrolled members not to exceed \$9,000 per person, per year, on a basis.

Councilwoman V. Judy Brugh seconded the motion.

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

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

Motion: Councilman Cory Spotted Bear moved to ratify Executive Order EA 22-44:



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
SEPTEMBER 14th, 2022 MINUTES
[CLOSED SESSION MINUTES EXCLUDED]

WHEREAS, William R. Firkus works as an independent contractor for the Twin Buttes segment; and

WHEREAS, The contract for the services of Mr. Firkus expires on September 3, 2022; and

WHEREAS, The Tribe wishes to continue to retain the services of Mr. Firkus; and

WHEREAS, A contract for the services of Mr. Firkus has been presented; and

WHEREAS, The Firkus contract has been reviewed by legal; and

WHEREAS, Approval of the above referenced contract is necessary.

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council approves the above referenced contract.

BE IT FINALLY RESOLVED, That the Tribal Chairman is authorized to execute the Firkus contract.

Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Not Present

Motion: Councilwoman V. Judy Brugh moved to ratify Executive Order EA 22-45:

WHEREAS, The Tribal Access Program (or "TAP") allows selected federally recognized tribes to more effectively serve and protect their nation's citizens by the exchange of critical data across national crime information systems; and

WHEREAS, TAP is funded by the Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking (SMART), the Office of Community Oriented Policing Services (COPS), Office for Victims of Crime (OVC), and Office on Violence Against Women (OVW); and



WHEREAS, The Tribes' Law Enforcement Services has requested approval for it to submit a TAP Application. If approved, TAP would provide access to Federal Bureau of Investigation (FBI) Criminal Justice Information Services (CJIS) databases for certain entities such as Law Enforcement, Criminal Court, Prosecutor's Office, Pretrial Services, Corrections/Detention, Probations/Parole, Sex Offenders Registry, Civil Court, Housing, Child Protective Services, Child Social Services, Child Support Enforcement, and Human Resources; and

WHEREAS, The TAP access would be only for certain limited purposes such as: law enforcement, sex offender registries authorized by the Adam Walsh Child Protection Safety Act, non-criminal or criminal court issuance of protection orders or entry of misdemeanor convictions for domestic violence, foster care placement, or child abuse//neglect investigations; and

WHEREAS, Certain Tribal agencies have indicated that they believe TAP access would help improve public safety; and

WHEREAS, Should the Tribes be accepted into TAP, deployment would not begin until its Tribal agencies have met all the onboarding and vetting requirements.

NOW, THEREFORE, BE IT RESOLVED that, through Executive Action, the Tribal Business Council of the Three Affiliated Tribes consents to and approves the attached Tribal Access Program Application and that the Tribes' Law Enforcement agency submit the application for the above-referenced purposes; and

BE IT FINALLY RESOLVED, that the Tribal Chairman is authorized to sign the Application and other documentation necessary to effectuate the terms and intent of this Executive Action.

Councilman Cory Spotted Bear seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
SEPTEMBER 14th, 2022 MINUTES
[CLOSED SESSION MINUTES EXCLUDED]

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

Motion: Councilman Cory Spotted Bear moved to approve Lease Agreement Baker Propertied subject to Legal review. Councilman Fred Fox seconded the motion.

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

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

- **INFR Sponsorship Request**

Item deferred.

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

Motion: Councilwoman Monica Mayer moved to approve resolution no. 22-200-FWF entitled “*Approval of 56 (Fifty-Six) Applicants for Enrollment into the Three Affiliated Tribes.*” subject to Legal review. Councilman Cory Spotted Bear seconded the motion.

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

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

Discussion: 17,077 total tribal members.

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



Report submitted for the record.

Motion: Councilman Fred Fox moved to approve the presented Business Licenses (5):

- **Americas First Tribal Solutions Inc.** - Uli Fox - FBIR - New - Oilfield Service, Pipeline Construction, Roustabout, Inspections.
- **Kylee Arnson** - Insurance Agent Global Life Insurance - FBIR - New Supplemental Insurance.
- **EOG Resources Inc.** - Tracy Opp - FBIR – Renewal - Oil & Gas Development.
- **XTO Energy Inc.** - Andrea Bosworth - FBIR - New - Oil & Gas Leasing, Operating, Development & Production.
- **Little Missouri Lodge Enterprises** - Dominick Sillitti - North Segment – New - Wholesale/Retail Cigarettes Native American Crafts.

Councilwoman V. Judy Brugh seconded the motion.

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

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

XIII. UNFINISHED BUSINESS

A. Social Service – Foster Child Orthodontic Dental Issue^{3[Health]}

Item deferred back to Health Committee.

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B. Fredericks Livestock Watering^{2[NRC]} – Kerry Dreher

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 22-201-FWF entitled “*Consent to Approval of a Right-of-Way across Tribal land, for a livestock watering system, requested by Pete Fredericks*” Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye



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

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

XIV. ECONOMIC DEVELOPMENT COMMITTEE - Councilwoman Monica Mayer,
Chair

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

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

Item addressed in Executive Committee.

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

Item addressed in Executive Committee.

C. Life & Limb* [HIPAA SENSITIVE]

Motion: Councilwoman V. Judy Brugh moved to approve the presented Life & Limb requests.

- **J.A. [XXXXXX]** – Life & Limb and Nursing Home Assistance.
- **W.M. [XXXXXX]** – Life & Limb.
- **T.I.I. [XXXXXX]** - Life & Limb, assistance to purchase a ramp for her home, Home health Care.
- **Z.P.Y. [XXXXXX]** - Life & Limb, additional Hospice Care, Rental assistance.
- **H.M. [XXXXXX]** - Life & Limb and assistance to provide handicap accommodations to his home.

Councilman Cory Spotted Bear seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye



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

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

Addressed in Executive Committee

E. Elder Dental Bill – R. D.

Addressed Above in EMHC.

F. Contract Renewal – Precision Paramedic Services Inc. White Shield

Motion: Councilman Fred Fox moved to approve the renewal of the Precision Paramedic Services Contract with East Segment. Councilwoman V. Judy Brugh seconded the motion.

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

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

G. CHR Conference – Jodi Simpson, Director

Addressed

H. Circle of Life – Nelly Boyd, Director

1) Facilities Use Agreement

Motion: Councilwoman Monica Mayer moved to approve the Facilities Use Agreement. Councilwoman V. Judy Brugh seconded the motion.



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

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

2) Housekeeping Contract

Motion: Councilwoman Monica Mayer moved to approve the presented Housekeeping Contract with Sina Sand subject to Legal review. Councilwoman V. Judy Brugh seconded the motion.

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

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

Discussion: Term through September 30th, 2024 for twice a week.

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I. LIHEAP Resolutions – *Rose Crow Flies High, Director*

Motion: Councilwoman V. Judy Brugh moved to approve resolution no. 22-202-FWF entitled "*Authorization of FY 2023 Community Services Block Grant Application Submission to the Office of Community Services, U.S. Department of Health and Human Services for Low Income Energy Assistance Program Grant.*" Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye



Councilwoman Sherry Turner-Lone Fight – Not Present

Motion: Councilwoman Monica Mayer moved to approve resolution no. 22-203-FWF entitled “*Authorization for the Three Affiliated Tribes’ Low Income Home Energy Assistance Program to exclude any income that would be excluded for Federal income tax purposes in the computation of gross income for purposes of qualifying for the LIHEAP Program for FY 2023.*” Councilwoman V. Judy Brugh seconded the motion.

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

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

Motion: Councilman Fred Fox move to authorize applying for the grant.
Councilwoman V. Judy Brugh seconded the motion.

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

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

Motion: Councilwoman Monica Mayer moved to approve resolution no. 22-204-FWF entitled “*Authorization to Adopt Policies and Procedures Manual for the Three Affiliated Tribes Low Income Home Energy Assistance Program (LIHEAP) for FY 2023.*” Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye



Councilwoman Sherry Turner-Lone Fight – Not Present

Motion: Councilwoman Monica Mayer moved to approve the presented vendor agreements. Councilwoman V. Judy Brugh seconded the motion.

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

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

TAT_20220914-1622_01d8c8563090d4f8

J. Veteran Affairs - Robert R. Hunter Sr., Director

• **Barber Shop**

Requesting \$18,611 to purchase barber shop supplies.

Motion: Councilwoman Monica Mayer moved to approve \$18,611 for the purchase of supplies. Councilman Fred Fox seconded the motion.

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

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

• **Spotted Wolf-Irwin Unit 300 ALA**

Requesting \$18,568.00 budget funds under the authority of resolution no. 15-194-LKH.

Motion: Councilwoman Monica Mayer moved to approve Spotted Wolf-Irwin Unit 300 ALA for the requested amount. Councilwoman V. Judy Brugh seconded the motion.

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

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



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

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

TAT_20220914-1547_01d8c85148825744

A. Tribal Court Report* - *Elizabeth Yellow Bird & David Christenson, Chief Judge*
Report submitted for the record.

Motion: Councilwoman V. Judy Brugh moved to approve the amended Tribal Court Organizational Chart. Councilman Fred Fox seconded the motion.

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

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

B. TAT Law Enforcement Report* *Nelson Heart & Captain Phil Packineau*

Item deferred.

TAT_20220914-1557_01d8c852af8624ba

C. Public Safety Division of Drug Enforcement Report* – *Gerald White, Jr., Chief*
Report submitted for the record. Overdose Report.

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

XVIII. EDUCATION COMMITTEE – *Councilwoman Monica Mayer, Chair*

No Items

XIX. NATURAL RESOURCES COMMITTEE – *Councilman Cory Spotted Bear, Chair*

TAT_20220914-1602_01d8c85362938af2

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

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 22-205-FWF entitled “*Home Site Lease Resolutions – September 2022.*” [Justice



Rabbithead, Alexis Solomanson, Denton Fox, Colleen Halvorson, Tracy Burr, Travis Jensen] Councilwoman Monica Mayer seconded the motion.

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

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

TAT_20220914-1602_01d8c85362938af2

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

1) Ivan Johnson Ag Lease

“September 2022 Agricultural Leases for Ivan Johnson.” - Tabled

2) Shawn Fredericks Ag Lease

Councilman Cory Spotted Bear indicated lease term for only for this grazing season

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 22-206-FWF entitled *“2022 Agricultural Leases for Shawn Fredericks.”*

Councilman Fred Fox seconded the motion.

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

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

3) Jim Waldock Ag Lease

“2022 Agricultural Leases for Jim Waldock.” Tabled

TAT_20220914-1612_01d8c854c99d0fec

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



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
SEPTEMBER 14th, 2022 MINUTES
[CLOSED SESSION MINUTES EXCLUDED]

Motion: Councilman Fred Fox moved to approve the Ken Royce dba KWR Associates Consultant Contract subject to Legal review. Councilwoman V. Judy Brugh seconded the motion.

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

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

Motion: Councilwoman V. Judy Brugh moved to approve resolution no 22-209-FWF entitled “*Fort Berthold Rural Water Connection Fee*” subject to Legal review. Councilwoman Monica Mayer seconded the motion.

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

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

Motion: Councilwoman Monica Mayer moved to approve resolution no. 22-210-FWF entitled “*Consent to Assignment of Right(s) of Way to The United States of America “Bureau of Reclamation” the acquiring agency and its assigns.*” Councilwoman V. Judy Brugh seconded the motion.

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

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

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 22-211-FWF entitled “*Authorization to Reimburse the FBRWS for Cost to Serve Segment*”



Funded Constructed Facilities." Councilwoman V. Judy Brugh seconded the motion.

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

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

Discussion: Correct title of resolution from reimbursement to reimburse.

Motion: Councilwoman V. Judy Brugh moved to approve resolution no. 22-212-FWF entitled “*Authorizing Funding to Construct New West Segment (Mandaree) Water Treatment Plant*” subject to Legal review. Councilman Fred Fox seconded the motion.

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

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

D. Michael White Owl Home Sale

Item deferred.

E. Jill Hall Home Sale

Item deferred.

TAT_20220914+1612_01d8c854c99d0fec

F. South Segment / Halliday Land Purchase

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 22-207-FWF entitled “*North Dakota Infrastructure LLC Land Property Purchase -South Segment.*” subject to Legal review. Councilman Fred Fox seconded the motion.



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

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

Motion: Councilman Fred Fox moved to approve resolution no. 22-208-FWF entitled “*Reserving Tribal Land for the Four Bears Segment – Safe Haven Homes Project.*” Councilwoman V. Judy Brugh seconded the motion.

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

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

G. Frank Felix Land Exchange Proposal

Item deferred.

H. Kim Elkins Home Sale

Motion: Councilman Fred Fox moved to approve resolution no. 22-213-FWF entitled “*House Purchase – Kimberly Elkins - East Segment.*” subject to Legal review. Councilman Cory Spotted Bear seconded the motion.

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

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



XX. ENERGY COMMITTEE – Councilman Fred Fox, Chair

TAT_20220914-1627_01d8c856e3aca2b0

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

44 rigs in the state 5 on the reservation. WPX has 2 and Oasis has 1. Next week is the ND Petroleum Council Annual meeting in Watford City. Finalization of the MHA Energy Symposium 1-day event. EPA has checked out the UAC well. Meetings concerning gas capture.

TAT_20220914-1627_01d8c856e3aca2b0

B. ROW's*–Paul Grady & Harriette Clah

Motion: Councilwoman Monica Mayer moved to approve resolution no. 22-214-FWF entitled "*Consent to Partial Assignment of BIA ROW No. FBOG101224 across Tribal Land (1968 and T2122) Submitted by Marathon Oil Company.*" Councilwoman V. Judy Brugh seconded the motion.

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

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

Motion: Councilwoman V. Judy Brugh moved to approve resolution no. 22-215-FWF entitled "*Authorizing and Approving Survey of Interior Portion of the Little Missouri River*" Councilwoman Monica Mayer seconded the motion.

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

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

Discussion: BIA to pay for the survey and the tribe will do it through Energy's 638 funding.

TAT_20220914-1637_01d8c8584aaab9b0

C. Frankie Lee Contract



Motion: Councilman Cory Spotted Bear moved to approve the Frankie Lee Contract renewal with Pipeline Authority and to included a 5% increase in compensation subject to Legal review. Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Not Present

XXI. EXECUTIVE COMMITTEE – *Chairman Mark N. Fox*

A. Ratification of 9/13/2022 Executive Committee Actions

- **Brad Gjermundson Extreme Bronc Riding(25K)**
- **Health Plan (Employee)**
- **Dental/Vision Plan (Employee)**
- **Phoenix Indian Center Silver and Turquoise Ball Sponsorship(1K)**
- **Contract Renewals – Double Rainbow, Francis Connors Security and Surveillance Project Development, Davis Strategy, Pemina Yellowbird, Jason Krueger and Gasper Services**
- **MHA Pathways Contract Renewal**
- **North Segment Community Center Project Bid Acceptance**
- **Nursing Home**
- **Special Needs Education Policy(12K)**
- **West Segment Paving Project (General Fund)**
- **West Segment Precision Paramedics Contract Renewal.**
- **East Segment Awahu Roads Paving Project Engineering Bid Acceptance.**
- **South Segment Paving Project**
- **Tribal Health - Jasmin Enockson Contract Extension.**
- **MHA Recovery Services - Hawkvision Contract Renewal.**
- **MHA Recovery Services - John Smetana Contract Renewal.**
- **MHA Recovery Services - Cindy Leingang Contract Renewal.**
- **MHA Recovery Services - Hazeldon and MHA Collaboration Contract**
- **MHA Recovery Services - House Purchase for Sober Living in New Town**
Assigned resolution no. 22-221-FWF
- **EMHC – Approval to Increase Salaries to Fair Market Value.**



- **EMHC – Dr. Scott Mortenson Contract Renewal**
- **EMHC – Dr. Sandra Vargas-Figeroa Contract Renewal**
- **EMHC – Dr. Zerr Contract Renewal**
- **EMHC – Good Health TV Renewal (Yr. after Yr.)**
- **EMHC – Panoramic Patterson Dental**
- **EMHC – E-Prescribe Controlled Substance Cost.**
- **EMHC – Minolta Service Agreement for Radiology.**
- **EMHC – Mammogram Tech Contract**
- **EMHC – Policy Stat-Software Renewal**
- **EMHC – Twin Buttes Optometry Equipment Purchase**
- **701 Studios**
- **RFP Approval for Towers**

Motion: Councilman Cory Spotted Bear move to ratify the previous list of Executive Committee actions. Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Not Present

B. Safe Haven/Transition Home for the Four Bears Segment Resolution.

Addressed

TAT_20220914+1647_01d8c85950a454a0

C. Fort Berthold Land and Livestock Non-Profit Resolution & Budget(200K).

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 22-216-FWF entitled “*Grant of Non-Profit Corporate Charter to the Fort Berthold Land and Livestock Association, Authorization of Authority, and Appropriation*” Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye



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

TAT_20220914+1647_01d8c859b0a454a0

D. Hawk Rebuild GMP Resolution

Motion: Councilwoman Monica Mayer moved to approve resolution no. 22-217-FWF entitled "*Approval and Authorization/or the North Segment to Proceed with the Hawk Estates Apartment Building Rebuild and the Contract Between the North Segment Of MHA Nation and Consolidated Construction Co., Inc.*" subject to Legal review. Councilwoman V. Judy Brugh seconded the motion.

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

TAT_20220914+1647_01d8c859b0a454a0

E. SDPI Grant Application Resolution

Motion: Councilman Fred Fox moved to approve resolution no. 22-218-FWF entitled "*Authorization for the Fort Berthold Diabetes Program to apply for grant funding available through the FY2023 Indian Health Service, Special Diabetes Program for Indians*" [SDPI] subject to Legal review. Councilwoman Monica Mayer seconded the motion.

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

TAT_20220914+1647_01d8c859b0a454a0

F. Emergency Operations Center (EOC) – Emily Sitting Bear, Director



1) Updated Scope of Work and Resolution

Item deferred.

2) HUD Indian Development Community Block Grant Resolution (Storm Shelter)

Item deferred.

3) USDA – Forest Service Community Wildfire Defense Grant Resolution (Wildfire Mitigation)

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 22-219-FWF entitled "Authority For The MHA Emergency Operations Center to Seek on Behalf of MHA Nation the USDA-Forest Service Community Wildfire Defense Grant for Fiscal Year 2022." subject to Legal review. Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Not Present

4) Proposal Approval for SAR Wilderness/Disaster Response FBIR Canine Program

Item deferred.

5) EOCFM GMP #2, Bid Pack 2 Contract and Resolution

Presented resolution entitled "Acceptance of AIA A-133 Exhibit B, Amendment 2 GMP for Bid Pack 2, presented by CMAR McGough Construction for the Emergency Operations Center and Fire Management Building. Cost of Bid Pack 2 \$16,524,203.00."

Councilwoman Monica Mayer recommended reevaluation of the contract and scope of work. Try to cut back on the project. Council supports the project, would like to get it down a little bit more. Give it 2 weeks to find firm that can help.



Tabled for further negotiation.

6) EOC Reporting

Item deferred.

7) Approval Acceptance of 68 H2S Monitors Donation

Motion: Councilman Cory Spotted Bear moved to approve acceptance of 68 H2S Monitors. Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Not Present

G. Beautification – James Baker

- 1) Baker Consulting Lease to Purchase
- 2) Procurement Process
- 3) MHA Distribution Program Permanency
- 4) Flying W Trucking Contract

Items deferred.

XXII. NEW BUSINESS – Tribal Councilman Add Ons

A. Chairman Mark N. Fox- Reserved

B. Chairman Mark N. Fox – Reserved

TAT_20220914+1722_01d8c85e97c44422

C. Councilman Cory Spotted Bear – Twin Buttes Catholic Church

Requesting \$90K for church renovations.

Motion: Councilman Cory Spotted Bear moved to approve renovation funding at \$40K from the General Fund according to policy, \$30K from South Segment funds & \$20K from the Chairman's budget. Councilman Fred Fox seconded the motion.

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



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

TAT_20220914+1722_01d8c85e97e44422

D. Councilman Cory Spotted Bear – Indian Relay

Motion: Councilman Cory Spotted Bear moved to approve \$81,950 sponsorship funding split between South Segment & West Segment. Councilwoman V. Judy Brugh seconded the motion.

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

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

E. Councilman Fred W. Fox – Moore Engineering

Item addressed below.

F. Councilman Fred W. Fox – White Shield Veterans Building Resolution

Motion: Councilman Fred Fox moved to approve resolution no. 22-220-FWF entitled "Approving White Shield Veterans Budget Increase." subject to Legal review. Councilman Cory Spotted Bear seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye



Councilwoman Sherry Turner-Lone Fight – Not Present

Discussion: Not to exceed \$10.98 million.

TAT_20220914+1722_01d8c85e97c44422

Motion: Councilman Cory Spotted Bear moved to approve East Segment & South Segment employee incentive for \$300/employee with half the total provided from the Chairman's budget. Councilman Fred Fox seconded the motion.

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

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

G. Councilman Mervin Packineau – Reserved

H. Councilman Mervin Packineau – Reserved

I. Councilwoman Monica Mayer – Reserved

TAT_20220914+1727_01d8c85f4b9db820

J. Councilwoman Monica Mayer – Lanny Realbird Contract

Motion: Councilman Cory Spotted Bear moved to approve a contract extension for Lanny Realbird. Councilwoman V. Judy Brugh seconded the motion.

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

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

FTR: TBC meeting went into recess at 6:34PM.

FTR: TBC returned from recess at 7:02PM.

K. Councilwoman V. Judy Brugh – Reserved



- L. Councilwoman Sherry Turner-Lone Fight – *Reserved*
- M. 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*
- C. Jackie Morsette³
- D. Four Bears Casino Report* – *Spencer Wilkinson, Scott Wilson, General Manager*
- E. Thomasina Mandan
- F. Cybersecurity – *Jon Berryhill, Director*
 - 1) Print Solution Bids.
 - 2) Program Organizational Chart
- G. F.W. Mortgage Transfer
- H. Melvin Hale
- I. Councilwoman V. Judy Brugh – *Reserved*
- J. North Segment Merit Increase - Councilwoman Monica Mayer

XXV. ADJOURNMENT:

Motion: Councilman Fred Fox moved to adjourn the meeting. Councilwoman V. Judy Brugh seconded the motion. Meeting adjourned at 8:12 PM. 6-0-0



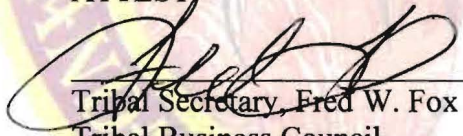
CERTIFICATION

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, 7 were present at the Regular Meeting thereof duly called, notice, convened and held on the 12th of October, 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.

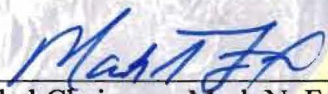
Chairman (X) Voting () Not Voting

Dated this 12th day of October, 2022

ATTEST:



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



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