



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
JULY 13th, 2023 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 12:11 PM.

II. ROLL CALL:

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

III. PRAYER:

Carol Enno

IV. APPROVAL OF AGENDA:

Motion: Councilman Fred Fox moved to approve the agenda. Councilman Robert White 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 – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

V. APPROVAL OF MINUTES:

- **June 8th, 2023 Regular Meeting Minutes.**

Motion: Councilman Fred Fox moved to approve the June 8th, 2023 Regular Meeting Minutes subject to minor corrections. Councilwoman Monica Mayer 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 – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman Sherry Turner-Lone Fight – Aye



Councilman Robert White – Aye

VI. SPECIAL GUESTS & ELDERS:

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A. Patrick Atkinson

Has working for 20 years to try and return the property to the Mandan People. Crying Hill area. Chairman Mark N. Fox noted as a day to celebrate, Mr. Atkinson is an author, educator, & Human Rights activist, and worked war zones and post war reconstruction. Chairman Mark N. Fox read his biography. Councilman Cory Spotted Bear spoke to the significance of the Crying Hill. Mr. Atkinson presented letters from MHA elders from 1920-30's along with legal papers, archeological reports from the 50's, & abstract in an 150 year Mandan parflech box. Chairman Mark N. Fox presented a beaded MHA medallion to Mr. Atkinson and a shawl to his wife. Photos taken of the group. Mr. Atkinson presented one of his books and will work with the publisher to publish 2000 copies in the MHA languages.

FTR: Councilman Mervin Packineau joined the meeting at 12:48PM

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B. Highway Patrol/Law Enforcement Recognition

Capt. C.J. Whitman presented the ITA Graduates, Curtis Hall & Jessica Shields. Photo session with the Officers & TBC. Chairman Mark N. Fox spoke on the importance and commitment of the officers in this profession.

FTR: Councilman Cory Spotted Bear birthday recognition with gifts, choice words of recognition and birthday song by the Dead Grass Singers.

EXECUTIVE COMMITTEE REPORTS

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

Recent activities included; PHN medical campus ground breaking, Summer Kick-Off event in Bismarck with a good turnout, Successful Strengthening Government-to-Government event with the State. Partnership event with reception at the ND Military Museum & fiscal commitment and large Native American Veterans exhibits, Casino ribbon cutting for the new Sports Book and Restaurant, Federal Partners meeting in Denver, Trinity Hospital Tour, Four Bears Splash Pad & Apartments Ground breaking, Dedication of the Community Center to V. Judy Brugh & Malcom Wolf, Criminal Code Reading, Arikara Pow-wow & Golf Scramble, Rodeo & Veterans Specials, Development project for the production of iron ore in the works, MHA Bakken Golf Scramble, Bakken Energy principles met on the proposed hydrogen project to convert raw flared gas to hydrogen, Mountrail County Board Job Development Authority meeting. Upcoming events include the Ministry Meeting to discuss trafficking, Mandaree Celebration this weekend, Employee Golf Tournament, Employee



Appreciation Day, Elder Luncheon, State Fair Parade with Youth Clean-up for Fair arm bands, State Fair Parade & Indian Relay with MHA Nation as sponsor.

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

Recent activities included speaking at the History of the MHA Nation event, Konnig Basketball Camp, 4th of July Event, Northern Badlands Rodeo Events, Recent Juneberry Orchard Harvest event, Upcoming MHA National Indian Relay series, Fishing 101, Twin Buttes Celebration, Back to School Event Aug. 15th, High School Project & Assisted Living Projects, Buffalo Pasture expansion to 10K acres. Had a NFR qualifier from the last rodeo.

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

Provided a report on the Records Office and commended his staff for all their work Veterans' homes being occupied, and expressed the importance of giving veterans homes, Reported a successful Arikara Pow-wow and full agendas of activities this last weekend, Arikara-Pawnee Reunion in White Shield next weekend for the first time Sept. 1st – 3rd.

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

Successful Nuxbaaga Pow-wow, 24-apartment complex project completion (people moving in), Monster Trux event July 18th 22-23, Wrangler Team roping, Horse Sale on the 22nd, July 20th Elder Distribution & Dinner at 11am with entertainment.

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A. CFO Report – *Whitney Bell*

Report submitted for the TBC. Financial revenue & expenditures report. About 70% budget expended and on track. \$17 million in interest earnings for Peoples fund.

Motion: Councilman Robert White moved to approve resolution no. 23-198-FWF entitled “*Authorization of OST to administer annual and biannual disbursements from Nuxbaaga Iidaa Uuh Waa Zaah, Sahnis waalpsis, Aki numuk aki tawatesh.*” Subject to Legal review. Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Aye

Councilwoman Monica Mayer – Aye

Councilwoman Sherry Turner-Lone Fight – Aye



Councilman Robert White – Aye

Motion: Councilman Robert White moved to approve resolution no. 23-199-FWF entitled *”Directive to the Office of Trust Fund Management to Make Available Funds for Withdrawal from Three Affiliated Tribes MHA Nation Peoples Fund Account PL10017014 in the Amount of \$17,000,000.”* Subject to Legal review. Councilman Mervin Packineau seconded the motion.

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

Motion: Councilman Robert White moved to approve resolution no. 23-198-FWF entitled *”Directive to the Office of Trust Fund Management to Make Available Funds for Withdrawal from Three Affiliated Tribes Proceeds of Labor Account PL7228700 in the Amount of \$1,000,000.00”* subject to Legal review. Councilman Mervin Packineau seconded the motion.

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

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B. Mortgage Program – Val Mayer, Credit Manager

Motion: Councilman Mervin Packineau moved to approve the presented home mortgages (2) subject to Loan policies & recommendations. Councilman Robert White 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



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Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

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

Motion: Councilman Cory Spotted Bear moved to approve Group A (14): & Group B (1): subject to Loans policies & recommendations. Councilman Fred Fox seconded the motion.

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

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

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

XI. SEGMENT UPDATES:

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A. North Segment – *Councilwoman Monica Mayer*

Project Community Center construction on the way with a completion date at the end of 2025 completion date, Mercantile Store to be opened by Little Shell, Split Mall Project Design starting, KDU & Hawk Apartments projects finishing up, conducted multiple community clean up days for State Fair mega passes, & Little Shell Pow-wow coming up.

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B. Four Bears Segment – *Councilman Robert White*

Recent activities included: Running Camp with 40 kids) 2nd grader to High School, 5K Glow Walk/Run, V. Judy Brugh Community Center & Malcom Wolf Community Park/Splash Pad & Apartment Complex ground breakings, Community Fun Day, Dunk Tank Fundraiser, Fireworks Show, 3-Time NFR Champion Dakota Louis motivational events, Clean-up Day for Mega Pass, Noel Dahlman Basketball Mental Toughness events July 25th -26th, weekly Elders' Bingo continue & Water Park Community Passes for the Segment. Economic Committee scheduled for July 25th.



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C. West Segment - Councilwoman Sherry Turner-Lone Fight

Successful West Segment Days event, Mud Runs (honoring the late Sam Hunts Along), invited everyone to come to the Mandaree Celebration, Clan Event during Grand Entry, James Johnson Building Ground breaking, Fair Tickets hand-out for yard clean up, Elder's Day July 25th with transportation. Expressed a special thanks to Law Enforcement for patrolling Mandaree.

FTR: Chairman Mark N. Fox stepped out of the meeting and Councilman Cory Spotted Bear assumed the Chair.

XII. OFFICER REPORTS:

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

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1) Executive Orders*

Motion: Councilman Mervin Packineau moved to ratify Executive Action no. 2023-27-MF:

WHEREAS, The Twin Buttes Segment has tribal land upon which it will grow crops, hay, and other agricultural products; and

WHEREAS, The Twin Buttes Segment requires an expert to ensure that the land will be properly utilized and the products efficiently grown; and

WHEREAS, Tell Fredericks has provided a quote to provide such services in an amount not to exceed \$175,000; and

WHEREAS, Tell Fredericks will provide all necessary services to farm the land in question; and

WHEREAS, Due to the specificity of the work required the Twin Buttes Segment cannot obtain three written bids as required by the procurement policy and will require an exemption from the policy.

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council authorizes an exception to the Tribal Procurement Policy for the above-described project.

BE IT FURTHER RESOLVED, That the Tribal Business Council approves the Twin Buttes Segment to enter into a contract, subject to legal approval, for the services of Tell Fredericks not to exceed \$175,000.

BE IT FIN ALL Y RESOLVED, That the Tribal Chairman is authorized to take such action as is necessary to carry out the terms and intent of this Executive Action.

Councilman Robert White seconded the motion.

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



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Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilman Fred Fox moved to ratify Executive Action no. 2023-28-MF:

WHEREAS, The Education Committee has previously determined, that it is in the best interest of the Tribes to renew a Billboard Agreement with Newman Signs Inc., for the Tribes Infant and Toddler Program, with who the Tribes have contracted with for the last 3 years; and

WHEREAS, The total cost of this year's Billboard Agreement is \$20,880, as stated in the accompanying "Rental Agreement Invoice BL T0003240".

NOW, THEREFORE, BE IT RESOLVED that, through Executive Action, the Tribal Business Council of the Three Affiliated Tribes, for its Infant and Toddler Program, approves and authorizes the renewal of the Billboard Agreement and the payment of the accompanying "Rental Agreement Invoice BLT0003240"; and

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

Councilman Robert White 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 – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilman Mervin Packineau moved to ratify Executive Action no. 2023-29-MF:

WHEREAS, The Tribal Business Council has determined, that it is in the best interest of the Tribes to enter into a Service Agreement with AMP Live Events, LLC, ("AMP"), which shall include, but is not limited to, an



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experienced on-site coordinator, an experienced monster truck show announcer, up to six monster trucks, for the Parshall Monster Trux Show; and **WHEREAS**, In exchange for AMP's services, the total cost to the Tribes shall be \$47,850.00, of which the Tribes shall remit to AMP a non-refundable deposit of \$23,925.00, and the Tribes shall provide the final payment in full, \$23,925.00 immediately upon completion of the Event.

NOW, THEREFORE, BE IT RESOLVED that, through Executive Action, the Tribal Business Council of the Three Affiliated Tribes, on behalf of Fort Berthold Rural Water, approves and authorizes entering into the Service Agreement, for the Parshall Monster Trux Show; and

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

Councilman Robert White 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 – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilman Mervin Packineau moved to ratify Executive Action no. 2023-30-MF:

WHEREAS, The Small Loans Department has indicated that an application has been made by the clients listed below for a loan, that its policies and procedures have been followed, and that the clients listed below meet the Tribal criteria for a personal loan of amounts listed below.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action procedure and based upon the information presented above, authorizes and approves the following three loans listed below for a total of \$26,800.00.

Councilman Robert White 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



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Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilman Mervin Packineau moved to ratify Executive Action no. 2023-31-MF:

WHEREAS, Tribal Human Resources Department (or "HR") brought forward a request on behalf of Charlene Knight for approval at this time. Mrs. Knight was laid off from her position at MHA DOT as Lead Dispatch on April 22, 2016. Mrs. Knight is being charged \$7,999.00 from ND Job Service. At the time Mrs. Knight applied for unemployment, HR allegedly responded incorrectly to ND Job Service, and Mrs. Knight's paperwork was labeled as a resignation rather than a layoff, which was incorrect. Whether a mistake was made or not, after all this time and after arguments have been made with ND Job Service, Mrs. Knight is required to pay back the above-referenced amount to ND Job Service. This will put Mrs. Knight at risk of financial hardship.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action procedure, authorizes and approves payment to ND Job Service on behalf of Charlene Knight in the amount of \$7,999.00 in the above-referenced matter.

Councilman Robert White 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 – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilman Mervin Packineau moved to ratify Executive Action no. 2023-32-MF:

WHEREAS, The Chairman's Office has brought forth a Consultant Contract renewal with Scott Davis to continue to perform Legislative Communications, Project Management, and Intergovernmental Affairs services as noted in the Contract; and



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WHEREAS, The renewed Consultant Contract for Scott Davis, in form as presented, is for a four-month term from June 1, 2023 to September 30, 2023, for a total in fees of \$32,000.00.

NOW, THEREFORE, BE IT RESOLVED, That, through the Executive Action procedure, the Tribal Business Council of the Three Affiliated Tribes hereby approves the aforementioned Consultant Contract with Scott Davis, total fees of \$32,000.00 in form as presented; and

BE IT FINALLY RESOLVED, That the Tribal Chairman is hereby authorized to execute the aforementioned Consultant Contract with Scott Davis, and take such further action as is necessary to carry out the terms and intent of this Executive Action.

Councilman Robert White 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 – Aye
Councilwoman Monica Mayer – Not Voting
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilman Mervin Packineau moved to ratify Executive Action no. 2023-33-MF:

WHEREAS, The Chairman's Office has brought forth an Invoice with Country Hillside Designs for the purpose of the purchase of 108 embroidered, customized, sweatshirts and t-shirts for a Memorial Service for a Tribal member; and

WHEREAS, The total cost to the Tribes is \$4,475.00.

NOW, THEREFORE, BE IT RESOLVED that, through Executive Action, the Tribal Business Council of the Three Affiliated Tribes approves and authorizes payment of the aforementioned Invoice and paying the total cost invoiced through Country Hillside Designs in the amount of \$4,475.00; and

BE IT FINALLY RESOLVED that the Chainman is authorized to take such further actions as are necessary to carry out the terms and intent of this Executive Action.

Councilman Robert White seconded the motion.

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

Chairman Mark N. Fox – Not Voting



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Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilman Robert White moved to ratify Executive Action no. 2023-34-MF:

WHEREAS, Due to time constraints the Segment was unable to undertake the sealed competitive bidding process required by the procurement policy; and
WHEREAS, The Segment did request written bids from four contractors; and
WHEREAS, The lowest bidder for the work is Tooz Construction, Inc. in an amount of \$359,770.00; and
WHEREAS, The Segment requests an exception from the procurement policy regarding competitive bidding; and
WHEREAS, Lega: counsel for the Tribe has drafted a contract for the requested work. **NOW THEREFORE BE IT RESOLVED**, The Tribal Business Council authorizes an "option to the Tribal Procurement Policy for the above-described project.
BE IT FURTHER RESOLVED, That the Tribal Business Council approves the Chairman and Segment Representative to execute the contract with Tooz Construction. **BE IT FINALLY RESOLVED**, That the Tribal Chairman is authorized to take such action as is necessary to carry out the terms and intent of this Executive Action.

Councilman Mervin Packineau seconded the motion.

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

Motion: Councilman Mervin Packineau moved to ratify Executive Action no. 2023-35-MF:



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WHEREAS, There was a request made for Tribal Transportation Program Safety Program (TTPSP) funds in the amount of \$1 0,987 to be used for BIA 30 -ND 22 purposes; and

WHEREAS, The Tribal Business Council finds that accepting the aforementioned funds is in the best interest of the welfare and benefit of the Tribe and of the enrolled members thereof.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through Executive Action Resolution, does hereby approve accepting the aforementioned TTPSP funds in the amount of \$1 0,987 to be used for BIA 30 -ND 22 purposes; and

BE IT FINALLY RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes does hereby authorize these funds to be contracted through a Public Law 93-638 Contract.

Councilman Robert White seconded the motion.

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

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

Motion: Councilman Mervin Packineau moved to ratify Executive Action no. 2023-36-MF:

WHEREAS, Article VI, Section 5 (d) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to negotiate with Federal, State and local governments on behalf of the Tribe and to advise and consult with representatives of the Interior Department on all activities that may affect the Fort Berthold Reservation; and

WHEREAS, There was a request made for Tribal Transportation Program Bridge Program (TTPBP) funds in the amount of \$150,000 to be used for preliminary engineering services for BIA 22 Structure OA04301B0500 in Twin Buttes, North Dakota; and

WHEREAS, The Tribal Business Council has considered a Public Law 93-638 contract for the aforementioned preliminary engineering; and

WHEREAS, The Tribal Business Council finds that accepting the aforementioned funds as Bridge Program funding becomes available, is in the best interests of the Tribe and the enrolled members thereof.



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NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action Resolution procedure, does hereby approve accepting the aforementioned TTPBP funds to be used for preliminary engineering services and/or construction for BIA 22 Structure OA0430 I B0500 in Twin Buttes, North Dakota, as funds become available; and

BE IT FINALLY RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes does hereby authorize these funds into its own 93-638 contract.

Councilman Robert White seconded the motion.

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

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

Motion: Councilman Mervin Packineau moved to ratify Executive Action no. 2023-37-MF:

WHEREAS, Article VI, Section 5 (d) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to negotiate with Federal, State and local governments on behalf of the Tribe and to advise and consult with representatives of the Interior Department on all activities that may affect the Fort Berthold Reservation; and

WHEREAS, There was a request made for Tribal Transportation Program Safety Program (TTPSP) funds in the amount of \$26,259 to be used for BIA 2 -NO 23 Intersection purposes; and

WHEREAS, The Tribal Business Council finds that accepting the aforementioned funds is in the best interest of the welfare and benefit of the Tribe and the enrolled members thereof.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action Resolution procedure, does hereby approve accepting the aforementioned TTPSP funds in the amount of \$26,259 to be used for BIA 2 -ND 23 Intersection purposes; and

BE IT FINALLY RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes does hereby authorize these funds to be contracted through a Public Law 93-638 Contract.



Councilman Robert White seconded the motion.

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

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

Motion: Councilman Mervin Packineau moved to ratify Executive Action no. 2023-38-MF:

WHEREAS, West Segment has brought forth a Contract for Services with Justin Warneke to provide an equine therapy demonstration in Mandaree, North Dakota on June 23, 2023 and June 24, 2023, the Contract amount to be \$3,450.00.

NOW, THEREFORE, BE IT RESOLVED, that the Three Affiliated Tribes, through the Executive Action procedure, authorizes and approves the aforementioned Contract between the West Segment/Three Affiliated Tribes and Justin Warneke. Compensation is to be drawn from the West Segment budget, in the amount of \$3,450.00, and West Segment Representative Sherry Turner-Lone Fight is authorized to sign the Contract.

Councilman Robert White seconded the motion.

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

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

Motion: Councilman Robert White moved to ratify Executive Action no. 2023-39-MF:

WHEREAS, Four Bears Segment has brought forth a Consultant Contract with Jody Ground to provide needed home drug remediation services and



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remediation training to Four Bears Maintenance staff for the period of May 1, 2023 to September 30, 2023, the Contract not to exceed \$20,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Three Affiliated Tribes, through the Executive Action procedure, authorizes and approves the aforementioned Consultant Contract between the Four Bears Segment and Jody Ground. Compensation is to be drawn from the Four Bears Segment budget, not to exceed \$20,000, and Four Bears Representative Robert White, Sr. is authorized to sign the Contract.

Councilman Mervin Packineau seconded the motion.

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

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

Motion: Councilman Robert White moved to ratify Executive Action no. 2023-40-MF:

WHEREAS, The Twin Buttes Segment wishes to construct a feedlot for its buffalo facility; and

WHEREAS, Due to the specialty nature of the work the Segment was unable to undertake the competitive bidding process and elected to secure quotes from five contractors; and

WHEREAS, The lowest bidder for the work is Kioti Contracting, LLC in an amount of \$528,000; and

WHEREAS, The Segment requests an exception from the procurement policy regarding competitive bidding.

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council authorizes an exception to the Tribal Procurement Policy for the above-described project.

BE IT FURTHER RESOLVED, That the Tribal Business Council approves the Chairman and Segment Representative, subject to legal review, to execute a contract with Kioti Contracting, LLC for the above referenced project.

BE IT FINALLY RESOLVED, That the Tribal Chairman is authorized to take such action as is necessary to carry out the terms and intent of this Executive Action.

Councilman Mervin Packineau seconded the motion.



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

FTR: 2023-41-MF Omitted

Motion: Councilwoman Monica Mayer moved to ratify Executive Action no. 2023-42-MF:

WHEREAS, The Tribal Business Council knows and understands its privilege to invoke renegotiations (or re-contracting), annually, any funds appropriated for the delivery of program functions, services and activities, as provided under the Indian Self-Determination and Education Assistance Act, as amended; and **WHEREAS**, The Tribal Business Council seeks to renew and renegotiate its expiring SelfDetermination LES Model Agreement for Uniformed Police and Dispatch Services (Contract No. A21AV00686) and to renew and renegotiate its expiring Model Agreement for Corrections/Detention Operations program functions, services and activities (Contract No. A21AV00751).

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, through Executive Action, hereby invokes its privilege to renew and renegotiate provisions of the Tribe's above referenced expiring contracts, as provided by the Indian Self-Determination and Education Assistance Act, as amended; and **BE IT FINALLY RESOLVED**, that the Tribal Business Council authorizes the Chairman of the Three Affiliated Tribes to execute and to otherwise facilitate the completion of the renewal process of the Tribe's above-referenced expiring contracts with the Bureau of Indian Affairs -Office of Justice Services and to take such further actions as are necessary to effectuate the terms and intent of this Executive Action.

Councilman Mervin Packineau seconded the motion.

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



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Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

FTR: Chairman Mark N. Fox returned to the meeting and resumed the Chair.

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

Motion: Councilman Cory Spotted Bear moved to approve 23-201-FWF entitled “*Approval of 29 (Twenty-Nine) Applicants for Enrollment into the Three Affiliated Tribes.*” Councilman Robert White 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Discussion: 17,248 total living tribal members.

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

Motion: Councilman Cory Spotted Bear moved to approve the presented business licenses (4):

- **Bobby L Welding** - Robert H. Lewis – FBIR – New - Welding, Fabrication & Repair.
- **Garcias Kitchen** - Eddie Garcia - North Segment – New - Mexican Fast Food.
- **Scenic Sign Corporation** - Robert J. Gruber & Aaron J. Ree - South Segment – New - Fabrication & Install Signs.
- **Central Specialties Inc.** - Jarrod Felton & Ross Larson – FBIR – New - Highway/Heavy Road Construction Contractor – Water.

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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilman Robert White moved to approve the presented Tribal Retail Alcoholic Beverage License:

- **Superpumper Inc.**

Councilman Mervin Packineau seconded the motion.

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

4) **Emergency Operations Center (EOC)**

Item deferred.

XIII. UNFINISHED BUSINESS:

A. Draft GIS Ordinance² – Tanya Sand, Director

Deferred to Committee.

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B. Tribal Code Table of Contents² – Jan Morley/Leonika Charging/Sharon Thompson

Councilwoman Monica Mayer noted that the code is in the second reading public comment period. Looking at Sept./Oct. for final reading.

Motion: Councilwoman Monica Mayer moved to approve resolution no. 23-239-FWF entitled “*Approving to Amend and Adopt the Three Affiliated Tribes Tribal Code Table of Content.*” 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

C. Tribal Code- Title VI Revision – Jan Morley/Leonika Charging/Sharon Thompson¹[Judicial]

Deferred back to Committee.

D. Survey¹[Health] – Travis Hedrick

Item deferred.

E. Mountrail Williams Electric Cooperative Easement¹ [NRC] – Texx Lone Bear, Director

Motion: Councilwoman Monica Mayer moved to approve resolution no. 23-225-FWF entitled ““Consent to Approval of a Right-of-Way across Tribal land for Mountrail Williams’ Utility Corridor-North Segment” [EOC]. Subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

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

F. Four Bears Segment – Reserve Status Request¹ [NRC] Texx Lone Bear, Director

Item deferred.

G. Patiently & Jodi Martinez Land Purchase (East Segment)¹ [NRC] - Texx Lone Bear, Director

Addressed under NRC portion of the agenda.



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H. Amy Hosie Request Concerning the Lonnie Charging Estate¹ [NRC]

Motion: Councilwoman Monica Mayer moved to approve Single-Heir rule subject to Legal review Councilman Fred Fox seconded the motion.

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

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

Discussion: John Fredericks to do the Legal review.

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I. Roads MOU Dunn County¹ – Dennis Fox [NRC]

Scott Satermo presented MOO is to establish the terms and conditions under which the parties will establish a financial relationship to improve Route BIA 10 to a paved surface road. BIA 10 starts at the intersection with BIA 12 east of Mandaree and continues down to the Skunk Bay recreation area.

Motion: Councilman Fred Fox moved to approve 23-202-FWF entitled “*Approval of the Memorandum of Understanding between Dunn County, ND and MHA Nation.*” subject to Legal review. Councilman Robert White seconded the motion.

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

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

J. Law Enforcement Family Insurance Data² [Judicial]

Item deferred.

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K. Acceptance of AIA A-133 Exhibit A, Amendment 1 Guaranteed Maximum Price (GMP) for the North Segment Community Center in the amount of \$84,041,652.00. – Resolution (Approved in Executive Committee & Ratified 5/17/2023 TBC without Resolution)

Motion: Councilman Robert White moved to approve resolution no. 23-203-FWF entitled “Acceptance of AIA A-133 Exhibit A, Amendment 1 Guaranteed Maximum Price (GMP) for the North Segment Community Center in the amount of \$84,041,652.00.” subject to Legal review. Councilwoman Monica Mayer seconded the motion.

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

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

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

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

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A. Ratification of the 7/10/2023 Executive Committee Actions:

- **Brianna Foote Land Sale Amendment**
- **NHSC Golf Tournament Sponsorship Request**
- **Elder Home Renovation Reimbursement (\$43K-J.J.)**
- **Spiritual Center Project Budget (Not to exceed 5 mil.)**
- **Barcena Family Request (Not to exceed \$10K)**
- **Champ Hettich Golf Sponsorship (1,500/3,500)**
- **Steven Aguilar Contract Renewal/NE Segment**
- **Rusty Gillette Contract/NE Segment**
- **Parshall Main St. Property Purchase**
- **Wrangler Team Roping Champion Sponsorship (\$15,000)**
- **Indian Relay Budget Increase (\$28,7K)** (Assigned resolution no. 23-204-FWF)
- **East Segment Contract Renewals (4)**
- **North Segment - Mercantile Store Final Payment**
- **West Segment – McKenzie Electric Payment (\$37K)** (Assigned resolution no. 23-206-FWF)
- **West Segment – Wolf Chief Store Roof Contract (\$45K)** (Assigned resolution no. 23-207-FWF)



- **West Segment - Lieceity Homes Purchase (Day Care)** (Assigned resolution no. 23-208-FWF)
- **West Segment – Veterans Building RFP Authorization**
- **Dakota Louis Contract (\$7K Fours/NE Segments)**
- **Tribal Housing Contract Approvals**
- **M.B. Reimbursement Request**
- **Tribal Health - Lori Jepson Contract Amendment**
- **Educational Leave Request**
- **Native American Church Day Proclamation** (Assigned resolution no. 23-205-FWF)
- **CPA Contract**

Motion: Councilman Cory Spotted Bear moved to ratify the 7/10/2023 Executive Committee Actions. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilman Cory Spotted Bear moved to authorize the Chairman to negotiate a pre-design of the Regenerative Health Project Contract with RML Architects. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

FTR: Indian Relay may need a resolution 23-204-FWF

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B. North Segment – DSGW Architect Contract Resolution



Motion: Councilwoman Monica Mayer moved to approve resolution no. 23-209-FWF entitled “*Approval of the Agreement between North Segment, a political subdivision of the Tribes, and Damberg Scott Gerzina Wagner Architects, Inc. (dba: DSGW Architects, Inc.) for the North Segment Split Mall.*” subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

FTR: Change title in Executive Committee minutes

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C. North Segment – Ben Scott Maintenance Contract Resolution

Motion: Councilwoman Monica Mayer moved to approve resolution no. 23-210-FWF entitled “*Approval of the Agreement between North Segment and Ben Scott Construction and Remodels LLC for Construction Services: North Segment Maintenance Building.*” subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

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D. North Segment – Braun Intertec Contract Resolution

Motion: Councilwoman Monica Mayer moved to approve resolution no. 23-211-FWF entitled “*Approval of the Agreement Between North Segment and Braun Intertec Corporation to Provide Special Inspections and Testing Services for North Segment Community Center.*” Councilman Cory Spotted Bear seconded the motion.



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

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E. West Segment - Parking Lot & Walking Trail Resolution.

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 23-212-FWF entitled “*Approval of two Paving Contractor Agreements between the Three Affiliated Tribes, for services to the West segment, and Jack Sawyer Asphalt Paving: One for construction of five walking paths in the Mandaree Community, and One for construction of an extension to the Mandaree Community Center parking lot, and authorization of funding therefor.*” subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

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F. Tribal Health - ND Park System Grant Resolution

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 23-213-FWF entitled “*Authorization for Fort Berthold Diabetes Program to apply for grant funding available through the North Dakota Park System Grant Program; and for commitment by the MHA Nation to provide a \$150,000 (50%) match for the program, if funding is awarded, to carry out the project activity of expanding a walking path around the developing medical campus.*” 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

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G. NICOA Resolution Amendment

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 23-214-FWF entitled “*NICOA Resolution Amendment*” 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Discussion: Amends 22-140-FWF.

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H. EOC - Change Orders Regarding the EOC and Fire Management Construction Project #03. Resolution

Motion: Councilman Robert White moved to approve resolution no. 23-215-FWF entitled “*Approval of Change Orders regarding the Emergency Operations Center and Fire Management construction project in AIA G701-2017 Change Order Number: 003.*” subject to Legal review. Councilman Cory Spotted Bear seconded the motion.

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



I. Bear Creek Recreation Resolution

Item deferred.

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J. GMP Twin Buttes High School Project Resolution – Marita Abe

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 23-216-FWF entitled “*Approval of Twin Buttes School Building Construction Project and Budget.*” Councilman Robert White 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

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K. V. Judy Brugh Community Center – Woodstone GMP Resolution - Marita Abe

Motion: Councilman Robert White moved to approve resolution no. 23-217-FWF entitled “*V. Judy Brugh Community Center – Woodstone GMP*” subject to Legal review. Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. Motion carried.

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

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

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

Dr. Martin is on vacation. Ms. Eagle advised they will be out in Mandaree community area to provide syphilis and AIDS screening testing. The State has sent



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test kits. Syphilis is a nationwide problem and in ND, as of June 12th, 2023 there are 71 cases in the state. The testing numbers are processed by county. Out of the 71 cases, 29 are Native American. Councilwoman Monica Mayer provided a history and background information on the disease. In her medical practice only saw the disease once. Attending Region 8 Tribal Consultation & Indian Health Service Federal Partnership meeting in August. Another action items are the additional costs to the Twin Buttes Field Clinic for security systems & cameras for \$4,042.

Motion: Councilman Cory Spotted Bear moved to approve payment of security systems & cameras for Twin Buttes Clinic. Councilman Fred Fox seconded the motion.

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

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

Discussion: \$4,042. Computer Store. Informed the TBC that they are delaying the Twin Buttes Clinic grand-opening from July 2nd for about a month.

1) Lori Jepsen Contract Amendment –

Addressed in Executive Committee

2) EMHC Hosing Project

Item deferred

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

Item deferred

C. Life & Limb* - Felicia Lone Bear Jimenez, Director

Item deferred

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



Addressed in Executive Committee.

E. Educational Leave Request

Addressed in Executive Committee.

FTR: Chairman Mark N. Fox stepped out of the meeting & Councilman Cory Spotted Bear assumed the Chair.

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

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

1) July Home Sites

Motion: Councilman Fred Fox moved to approve resolution no. 23-219-FWF entitled “*Home Site Leases – July 2023*” [Shanna Fox- West Segment, Winonna Goodleft- Four Bears, Trey Brady- Four Bears] subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

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

Discussion: Councilman Robert White reminded the Director Goodleft & Trey Brady about the land exchange & leasing.

2) Michaela Howe Home Site Lease – North Segment

Item deferred

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

Item deferred.

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C. Agriculture Leases*



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Motion: Councilman Fred Fox moved to approve resolution no. 23-218-FWF entitled “*July 2023 Agricultural Leases.*” [Edward H Hall, Howard Fettig & John Stone, Jr.] Councilman Robert White seconded the motion.

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

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

D. Fort Berthold Rural Water (FBRW) Update* - Joe Silveria, Director

Mr. Silveria stated the tribe received \$54+ million and he is deciding where to allocate these construction funds. Councilwoman Monica Mayer stated that all tribal members that are still hauling water need to be taken care of so they can hook up to a running water source.

Motion: Councilman Robert White moved to approve resolution no. 23-227-FWF entitled “*Consent to Certain Right(s) of Way across Tribal land.*” Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

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

Motion: Councilwoman Monica Mayer moved to approve resolution no. 23-228-FWF entitled “*Authorizing Fort Berthold Rural Water to apply for State Water Commission funding.*” Councilwoman Sherry Turner-Lone Fight 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve resolution no. 23-229-FWF entitled "*Amendment to Resolution No. 22-212-FWF Authorizing Funding for the FBRWS Subsequent User and System Improvement Contract.*" Councilman Robert White 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve resolution no. 23-230-FWF entitled "*Updating Resolution 12-034-VJB - Prohibiting the Tapping or Taking of Water from Fort Berthold Rural Water Facilities without Proper Authorization*" Councilman Robert White 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

E. LCC Telecom Services – West Segment Cell Tower Project

Item deferred.

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F. Fee To Trust (2):

1) Van Hook Subdivision – North Segment

Motion: Councilwoman Monica Mayer moved to approve resolution no. 23-224-FWF entitled "*Authorization to Complete and Submit a Fee to Trust Application for Mountrail County – Van Hook Subdivision.*" subject to Legal review. Councilman Fred Fox seconded the motion.



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

2) Hidatsa Hills Subdivision – North Segment

Motion: Councilman Fred Fox moved to approve resolution no. 23-223-FWF entitled "*Authorization to Complete and Submit a Fee to Trust Application for Mountrail County – Hidatsa Hills Subdivision.*" subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion

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

G. Land Exchanges:

1) Edward H Hall – East Segment

Motion: Councilman Mervin Packineau moved to approve resolution no. 23-220-FWF entitled "*Edward H Hall – East Segment Land Exchange*" subject to Legal review. Councilman Robert White seconded the motion.

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



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H. Land Sales Applicants (2):

1) Patiently & Jodi Martinez – East Segment

Motion: Councilman Fred Fox moved to approve resolution no. 23-221-FWF entitled “*Land Purchase – Patiently M Martinez - East Segment*” subject to Legal review. Councilman Robert White seconded the motion.

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

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

Discussion: (Total amount \$83,468.00)

FTR: Resolution entitled “*Special Interest Holder Purchase – Jodi S Martinez - East Segment*” Not Addressed

2) Peterson Brothers City Lot and House Sale – North Segment

Councilwoman Monica Mayer stated that this is a 1950’s home that needs to be demolished. The price is \$50,000 to purchase for the lot.

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve resolution no. 23-222-FWF entitled “*Peterson Brothers City Lot and House Sale – North Segment*” subject to Legal review. Councilwoman Monica Mayer seconded the motion.

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

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

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I. Thunder Butte Apartment Complex



Motion: Councilman Fred Fox moved to approve resolution no. 23-226-FWF entitled “*Approval of Four Bears Segment Utility Corridors for the Respective Thunder Butte Apartment Complex.*” Councilman Robert White seconded the motion.

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

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

XVII. ENERGY COMMITTEE – Councilman Fred Fox, Chair

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

There are 35 oil rigs in the State and 4 are on FBIR. Oil is \$76 a barrel. The Bakken Golf Scramble turned out good with a lot oil industry personnel competing. The proceeds are going to the MHA Nation Boys and Girls Club. One company donated \$25,000.

B. ROW's* – Paul Grady & Harriette Clah

1) Marathon Ashley USA Well Pad Lake Setback Variance

Motion: Councilwoman Monica Mayer moved to approve resolution no. 23-231-FWF entitled “*Approval of a Setback Variance Requested by Marathon Oil Company for the Ashley USA Project*” subject to Legal review. Councilman Fred Fox seconded the motion.

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

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

2) Marathon Lillian USA Project Lake Setback Variance

Motion: Councilwoman Monica Mayer moved to approve resolution no. 23-232-FWF entitled “*Approval of a Setback Variance Requested by Marathon Oil*”



Company for the Lillian USA Project. " subject to Legal review. Councilman Fred Fox seconded the motion.

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

3) Enerplus NDM 108753 Communitization Agreement

Motion: Councilwoman Monica Mayer moved to approve resolution no. 23-233-FWF entitled “*Providing Tribal Consent/or Communitization Agreement Implicating Tribal Mineral Interests*” Councilman Fred Fox seconded the motion.

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

XVIII. ECONOMIC DEVELOPMENT COMMITTEE: – *Councilman Robert White, Chair*

No Items Forwarded.

XIX. JUDICIAL COMMITTEE: – *Councilwoman Monica Mayer, Chair*

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

1) Contracts:

Justice Commission: Public Defender

Motion: Councilman Fred Fox moved to approve the Donovan Foughty Justice Commissioner Contract subject to Legal review. Councilman Robert White seconded the motion.

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



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
JULY 13th, 2023 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

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

Motion: Councilman Robert White moved to approve John Mahoney Justice Commissioner Contract subject to Legal review. Councilman Fred Fox seconded the motion.

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

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

Motion: Councilman Robert White moved to approve Michelle Rivard Parks Justice Commissioner Contract subject to Legal review. Councilman Fred Fox seconded the motion.

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

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

Motion: Councilman Robert White moved to approve Doreen Yellowbird Justice Commissioner Contract subject to Legal review. Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Not Voting
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
JULY 13th, 2023 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Councilwoman Monica Mayer – Aye
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilwoman Monica Mayer moved to approve Timothy C. Wilhelm, Public Defender Contract subject to Legal review. Councilman Robert White seconded the motion.

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

Motion: Councilman Robert White moved to approve Evelyn Wounded Face Contract subject to Legal review. Councilman Fred Fox seconded the motion.

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

Motion: Councilman Robert White moved to approve B.J. Jones – Associate/Alternate Judge Contract subject to Legal review. Councilman Fred Fox seconded the motion

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



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
JULY 13th, 2023 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Motion: Councilwoman Monica Mayer moved to approve Jill Thompkins Contract subject to Legal review. Councilman Fred Fox seconded the motion.

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

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

Motion: Councilman Robert White moved to approve Chad Olsen Contract subject to Legal review. Councilman Fred Fox seconded the motion.

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

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

Motion: Councilman Fred Fox moved to approve Mary Seaworth Associate Judge Contract subject to Legal review. Councilman Robert White seconded the motion.

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

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

Elizabeth Yellow Bird informed the TBC of the need to address the increased use of vapes by minors and using with other substances. Marijuana is being put in them. TBC advised Ms. Yellow Bird to write up a resolution or Executive Action to ban Vape Pens and bring it back to TBC.

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B. TAT Law Enforcement Report* - *Phil Packineau, Public Safety Administrator, Chief of Police Nelson W. Heart Jr. & Captain C.J. Whitman Jr.*

1) Report

Report submitted for the record. Provided listing of current staff and open positions, budget, recent meetings & trainings, departmental needs, projects & goals. Currently 31 Sworn Officers, 7 Uncertified Officers hired. Retention / Recruiting: Create a professional quality recruiting video for Department. Paid Family Insurance for staff. Captain Whitman will represent to Judicial at later date. Housing -x 5 in each Segment. Build LE staff housing. Work out maintenance upkeep and rent with Segment Housing. Reimplement SRO program. Hired Sgt. M. Roy & SRO Corben House. Received three SRO applications, Hired 2 former Sheriff Deputies. New Town School Superintendent still willing pay \$100,000. For Tribal SRO. Draft blanket SRO MOU for all schools within Ft. Berthold. Present Judicial & TBC. Establish Explorer's Program for TAT Law Enforcement. Sgt. Roy & SRO House have been handing out Explorer's flyers and interest applications to gauge total number MHA school students. Budget for Explorer's program to pay for Fees, equipment, uniforms, & attend training events. National Night Out, Tuesday, August 1st, 2023 for White Shield & Twin Buttes communities. Bringing Police & neighbors together under positive circumstances. Instructed staff to start pre-planning & reserving equipment. letters sent soliciting donations for event. MOU/Cross Deputization with New Town City Police Department. New Town City Mayor approached requesting assistance from TAT LE. Asking to cross-deputize our current Tribal Police Officers who are State licensed to enforce and cite/arrest any non-Indians for traffic/criminal offenses. City Attorney and MHA Nation legal department currently working/reviewing proposed MOU. Submitted Explorer Program Budget & MOU. Also submitted Overdose Report.

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

Report submitted for the record. Provided listing of current staff and open positions, budget, recent meetings & trainings, departmental needs, projects & goals. Overdose Report.

FTR: Chairman Mark N. Fox returned to the meeting and resumed the Chair of the meeting.

XX. CULTURAL COMMITTEE – *Councilwoman Sherry Turner-Lone Fight, Chair*
A. Tourism Advisory Board - *Vivian Hall*

Item deferred.



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

No Items Forwarded.

XXII. NEW BUSINESS – Tribal Councilman Add Ons

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A. Chairman Mark N. Fox- TAT Mortgage Policy

Current cap of qualified mortgage is at \$450,000.

Motion: Councilman Cory Spotted Bear moved to amend TAT Mortgage Policy to increase the maximum loan amount to \$500,000. Councilman Robert White seconded the motion.

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

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

B. Chairman Mark N. Fox – Reserved

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C. Councilman Cory Spotted Bear – Assisted Living Resolution – Marita Abe

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 23-234-FWF entitled “*Approval of Twin Buttes Assisted Living Facility and Construction Budget.*” 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Discussion: South Segment funding match with Chairman’s Office for \$2 million each.



- D. Councilman Cory Spotted Bear – Reserved**
- E. Councilman Fred W. Fox – Reserved**
- F. Councilman Fred W. Fox – Reserved**

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G. Councilman Mervin Packineau – Shanaye Williams

Request for academic financial assistance. A semester amount will be established.
Waive the FAFSA requirement and Needs Assessment.

Motion: Councilman Robert White moved to approve doctoral funding and waive FAFSA & Needs Analysis requirement. Councilwoman Monica Mayer seconded the motion.

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

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

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H. Councilman Mervin Packineau – D. Olson Request

Dusty Olson request for assistance to attend Cultural Event going on in Hawaii of which the Thunder Butte drum has been invited to participate Sept 16th/17th.
Requesting \$3,500, for the drum group.

Motion: Councilman Cory Spotted Bear moved to approve \$500/Segment & the Chairman’s Office. Councilman Robert White 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

- I. Councilwoman Monica Mayer – Reserved**
- J. Councilwoman Monica Mayer – Reserved**



K. Councilwoman Sherry Turner-Lone Fight – Contracts

Went through Executive and need a resolution not to exceed \$150,000 the Ross House mover, concrete, the two electric.

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve Ross Olsen House Moving Contract subject to Legal review. Councilman Mervin Packineau seconded the motion.

Discussion: Chairman Mark N. Fox noted that there is already a resolution with Ross Olsen for house moving 23-192-FWF.

1) Vazquez Contracting, LLP -Thunder Butte House

Concrete Contract for one-year footings foundations no more than \$250,000. For two home and a large garage and other requests by the segment. Expect to do 3 homes and a garage.

Motion: Councilwoman Monica Mayer moved to approve resolution no. 23-236-FWF entitled “*Approval of Contract for Services between the Three Affiliated Tribes, for services to the West Segment, and Vazquez Contracting, LLP for concrete work and, in particular, footings, frost walls, and slabs for new homes for enrolled members residing within the West Segment, and authorization of funding for payment for services provided thereunder.*” Subject to Legal review. Councilman Cory Spotted Bear seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Aye

Councilwoman Monica Mayer – Aye

Councilwoman Sherry Turner-Lone Fight – Aye

Councilman Robert White – Aye

2) Reindel Enterprises

Motion: Councilman Fred Fox moved to approve resolution no. 23-237-FWF entitled “*Approval of Contract for Services between the Three Affiliated Tribes, for services to the West Segment, and Reindel Enterprises, Inc., for installation of ten or more standby generators in homes of Elders residing in West Segment and general electrician services as needed, and authorization of funding for*”



payment for services provided thereunder” 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

3) B&G Electric, LLC

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 23-238-FWF entitled “*Approval of Contract for Services between the Three Affiliated Tribes, for services to the West Segment, and B&G Electric, LLC for electrician services within the West Segment of the MHA Nation and authorization of funding for payment for services provided thereunder.*” Subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

Discussion: draft resolution requires that contracting party be Three Affiliated Tribes and not West Segment.

L. Councilwoman Sherry Turner-Lone Fight – *Reserved*

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M. Councilman Robert White – Contracts

1) Rudolph Electric

Security switched to EV vehicles. 4-weeks. Contract not to exceed \$45K. Also includes training.



Motion: Councilman Mervin Packineau moved to approve 23-235-FWF entitled “Rudolph Electric Contract” subject to Legal review. Councilman Cory Spotted Bear seconded the motion.

Vote: 7- Ayes. Motion carried.

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

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N. Councilman Robert White – Indian Relay Sponsorship

Indian Relay Sponsorship. (White Tail). Councilman Robert White asked for a \$500 match from each segment.

Motion: Councilman Robert White moved to approve assistance \$500/segment & the Chairman’s Office. Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. Motion carried.

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

Discussion: Four Bears Segment will route the paperwork.

XXIII. LEGAL DEPARTMENT – Tyra Wilkinson, MHA Supervising Attorney

Item deferred.

XXIV. CLOSED SESSION:

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

- 1) 401K Plan Amendments (Loans)
- 2) Children in the Work Place Policy
- 3) Employee Raises Report
- 4) Hires, Transfers, Salary Mods., Resignations & Terminations:



- B. Legal* – *John Fredericks*
- C. Lana Turner¹
- D. Baker Land Sale [Executive]
- E. Information Technology Restructure – *Jon Berryhill*
- F. Rosalie Davis Delorme (Pfieger)
- G. James Baker
- H. Home Mortgage
- I. Small Loans
- J. Home Mortgage Request
- K. Three Cord Outreach LLC
- L. Public Works – *Marcus Levings, Director*
- M. Paramedic School – White Shield – Councilman Fred Fox Add-On
- N. TAT Organizational Chart

XXV. ADJOURNMENT:

Motion: Councilman Mervin Packineau moved to adjourn. Councilwoman Monica Mayer seconded the motion. 7:15 PM.




CERTIFICATION


I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom (5) constitute a quorum, 6 were present at the Regular Meeting thereof duly called, notice, convened and held on the 9th of August, 2023; that the foregoing Minutes were amended and/or duly adopted at such meeting by the affirmative vote of 6 members; 0 members opposed; 0 members abstained; 0 Members not voting.

Chairman (X) Voting () Not Voting

Dated this 9th day of August, 2023

ATTEST:


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


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