

SPECIAL MEETING
TRIBAL BUSINESS COUNCIL
THREE AFFILIATED TRIBES

CONFERENCE ROOM
TRIBAL BUILDING
NOVEMBER 6, 1980

PRESENT: AUSTIN GILLETTE, CHAIRMAN; AUGUST LITTLE SOLDIER, VICE-CHAIRMAN; TILLIE WALKER, SECRETARY; GERALD WHITE, TREASURER; ROY BIRD BEAR, THOMAS EAGLE, NATHAN PAUL GOODIRON, WILLARD LITTLE OWL, MATTHEW MASON, MARIE WELLS, WILLARD YELLOW BIRD.

OTHERS : HARRISON FIELDS, LARRY BURR, BIA: ALDIN BELGARDE & BOB RICHARDS OF SASK., CANADA; JOE DEANE, DCPTI DIRECTOR; KEN DEANE, TRIBAL PLANNING; MIKE CROSS, EDA; JIM QUACKENBUSH, RANGE CONSERVATIONIST; JOE HENRY, SAM SMITH, ROSIE STONE, PAT STAPLES, CLYDE BRADY, SARGENT-AT-ARMS.

Chairman Gillette called the meeting to order at 10:25 a.m.
Roll call, quorum present.

VISITORS: Chairman Gillette introduced Aldin Belgarde and Bob Richards of File Hills Development Corporation of Regina, Sask. Their purpose was to look over the tribal administration process.

COMMITTEE REPORTS: No reports at this time.

DCPTI: Secretary Walker read resolution presented by Joe Deane, DCPTI Director, for the Low Income Energy Assistance Program from the State of North Dakota.

Councilman Eagle moved for approval to request 1.88% of State LIEAP Allocation for total of \$263,505.44. Second by Councilwoman Wells. Nine (9) in favor, motion carried. Resolution #80-227

FISHERIES PROGRAM: Secretary Walker read letters from Joseph Henry to the Council, Gerald White, and a memo from Mike Cross. Joe Henry is interested in developing a commercial fishing operation on Lake Sakakawea with the Three Affiliated Tribes. Mike Cross said start up funds would be \$100,000.

Councilman Eagle moved to authorize Joe Henry and Mike Cross to explore alternatives for fisheries development as a joint venture and tribal venture. Second by Treasurer White. Nine (9) in favor, motion carried.

LAND SALES: Secretary Walker read each land sale resolution.

Councilman Eagle moved to authorize purchase of Allotment 1928, 211.18 acres, from Eleanor Chase at appraised price of \$24,300 from Judgement funds. Second by Councilwoman Wells. Nine (9) in favor, motion carried. Resolution #80-228

Councilman Goodiron moved to authorize purchase of 25/63 undivided interest of Allotment 770A, 320 acres, from Curtis Young Bear Jr. at appraised price of \$11,428.57 from Judgement funds. Second by Treasurer White. Nine (9) in favor, motion carried. Resolution #80-229

Secretary Walker moved to authorize purchase of 1/9 undivided interest of Allotment 575A, 320 acres, from Dorothy Deserly Weiss at appraised price of \$8,355 from Judgement funds. Second by Eagle. Nine (9) in favor, motion carried. Resolution #80-230

Councilman Goodiron moved to authorize purchase of Allotment 535A, 40 acres, from Eugene Spotted Wolf at appraised price of \$21,200 from Judgement funds. Second by Councilman Mason. Nine (9) in favor, motion carried. Resolution #80-231

Councilman Mason moved to authorize purchase Allotment 435A, 60 acres from Irene Black Hawk at appraised price of \$7,500 from Judgement funds. Second by Councilman Eagle. Nine (9) in favor, motion carried. Resolution #80-232

Vice-Chairman Little Soldier arrived at 11:05 a.m.

Councilwoman Wells moved to authorize purchase of Allotment 213A, 40 acres, from Bryan Rogers at appraised price of \$14,800 from Judgement funds. Second by Vice-Chairman Little Soldier. Ten (10) in favor, motion carried. Resolution #80-233

Vice-Chairman Little Soldier moved to authorize purchase of Allotment 2122, 300 acres, from Mansfield Marsette for \$37,500 from Judgement funds. Second by Councilman Goodiron. Nine (9) in favor, one (1) not voting, motion carried. Resolution #80-234

Councilman Mason moved to authorize purchase of Allotment 360A, 40 acres from Vera Foote Bracklin for \$20,000 from Judgement funds. Second by Councilman Goodiron. Nine (9) in favor, one (1) not voting, motion carried. Resolution #80-235

Secretary Walker moved to authorize purchase of 58/630 undivided interest of Allotment 1738, 160 acres, from John Baker at appraised price of \$3,325.72 from Judgement funds. Second by Councilwoman Wells. Nine (9) in favor, one (1) not voting, motion carried. Resolution #80-236

Councilman Mason moved to authorize purchase of Allotment 225A, 80 acres from Susan Bearstail Malnourie at appraised price of \$19,600 from Judgement funds. Second by Councilman Eagle. Nine (9) in favor, one (1) not voting, motion carried. Resolution #80-237

Councilman Mason moved to authorize purchase of 1/5 undivided interest of Allotment 441A, 160 acres, from Milton Beaks at appraised price of \$5,760 from Judgement funds. Second by Councilman Eagle. Nine (9) in favor, one (1) not voting, motion carried. Resolution #80-238

Councilman Eagle moved to authorize purchase of 1/2 undivided interest of Allotment 1500, 80 acres, from Mabel Bear Howling Wolf at appraised price of \$22,000 from Judgement funds. Second by Councilwoman Wells. Nine (9) in favor, one (1) not voting, motion carried. Resolution #80-239

Councilman Eagle moved to authorize purchase of 1/24 undivided interest of Allotment 1500, 80 acres from the following owners:

1/24 undivided interest from Carroll Howling Wolf at appraised price of \$1,833.33. Resolution #80-240

1/24 undivided interest from Arnold Howling Wolf at appraised price of \$1,833.33. Resolution #80-241

1/24 undivided interest from Marvin Howling Wolf at appraised price of \$1,833.33. Resolution #80-242

1/24 undivided interest from Terry Howling Wolf at appraised price of \$1,833.33. Resolution #80-243

1/24 undivided interest from Geraldine H. W. Packineau at appraised price of \$1,833.33. Resolution #80-244

1/24 undivided interest from Rodney Howling Wolf at appraised price of \$1,833.33. Resolution #80-245

1/24 undivided interest from Wesley Howling Wolf at appraised price of \$1,833.33. Resolution #80-246

1/24 undivided interest from Lawrence Howling Wolf at appraised price of \$1,833.33. Resolution #80-247

1/24 undivided interest from Clarice Howling Wolf at appraised price of \$1,833.33. Resolution #80-248

1/24 undivided interest from Diana Howling Wolf at appraised price of \$1,833.33. Resolution #80-249

Second by Councilwoman Wells. Nine (9) in favor, one (1) not voting, motion carried.

SAM SMITH: Sam Smith was called on to speak. He said he was having problems with the road to his house. When it rains or snows, the bus does not come to his house to pick up the school children. Chairman Gillette said BIA Superintendent will be here in the afternoon, and they will go over this with him. He was asked to return in the afternoon.

BLOCK GRANT: Ken Deane Jr., Tribal Planner and Mary Schoppert, HUD 701, were called on. They presented the rating system for CDBG FY 81. Factors were considered and comments of HUD Representatives were read.

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Suggested projects:

- 1) Roping arena
- 2) Coal mine development
- 3) Street renovation
- 4) Motel
- 5) Wind generator for Motor Lodge
- 6) Purchase of fire equipment
- 7) Tribal store
- 8) Conversion of North Segment Hall into sewing quilts and clothing.
- 9) Housing rehabilitation
- 10) Cottage industry
- 11) Tribal irrigation
- 12) Laundromat for Twin Buttes and Mandaree
- 13) Landscaping and construction of parking lot at North Segment Hall
- 14) Community building for North and Northeast Segments.
- 15) Conversion of Community Buildings at White Shield and Mandaree to coal heating.
- 16) Lagoons
- 17) Trailer Court

A discussion was held on choices, with three projects chosen: 1) Lagoons, 2) Housing Rehabilitation, and 3) Street Renovations. Chairman Gillette suggested a meeting be set up with Housing Authority's Board of Commissioners, on Thursday, November 13, 1980.

RECESS: Meeting recessed for lunch at 12:00 noon.

Meeting reconvened at 1:05 p.m.

LIQUOR LICENSE: Secretary Walker read letter from Jim Fitzsimmons of Legal Services regarding liquor license for Rosie Stone. Harrison Fields, Superintendent of BIA, reported that there is a tribal liquor license. The Fort Berthold Development Corporation was chartered under the State. Paul Goodiron was asked to get information from John Holm, get liquor ordinance from B.I.A., and present them to the Council at the next meeting.

LEASING POLICY: Larry Burr, Realty Office, presented the draft of leasing policies and regulations. He said Natural Resources Committee made changes on the draft he presented. Again on Monday, the revised draft was presented and tabled, because they couldn't define what they thought a "bona-fide rancher or farmer" was, Article 3.

Roy Bird Bear and Willard Little Owl arrived at 1:25 p.m.

Each Council member was asked to define what they thought a "bona-fide rancher or farmer" was. The overall comments were that he had to be a full-time operator, own his own equipment, and maybe have a loan in process. Larry Burr informed the Council that he will have a resolution ready for next Thursday's meeting, for Council's approval.

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SCHOOL BUS ROUTES: Superintendent Fields was requested to reaffirm his policy to give priority to school children and the elderly on road maintenance. Fields said he will instruct the Roads staff to get to every home.

REBATE PROGRAM: A rebate program for the ranchers was discussed. Larry Burr and Jim Quackenbush reported on rebate plans as proposed by the Tribal Chairman. After some discussion, it was decided a special meeting will be held on Monday, November 10, 1980, to review the draft for a rebate program.

FIRE EQUIPMENT: A discussion was held on the problems the reservation is having with fires in the home. There are no contracts with fire departments in the segments. Some fire departments said they had to have a permit to go on the reservation.

Vice-Chairman Little Soldier moved to authorize Chairman Gillette and Harrison Fields to draw up budget for fire equipment and scrapers from IMPL. Second by Eagle. Eleven (11) in favor, motion carried.

RECONSTRUCTING: Supt. Harrison Fields reported there is in progress a reconstructing of B.I.A. Trust and Natural Resource and Range Departments. B.I.A. has 83 positions. Chairman Gillette asked for list of B.I.A. positions and show vacancies.

AMENDMENT: Secretary Walker read resolution amending #80-155. It was suggested the grazing resolution be rewritten to show amendments to clear up any confusion that might arise.

Vice-Chairman Little Soldier moved to authorize amending Resolution #80-155 to insert "That this section shall not apply to the Three Affiliated Tribes." page 2, item d, insert 6. Second by Yellow Bird. Eleven (11) in favor, motion carried. Resolution #80-250

TELECOMMUNICATIONS: Secretary Walker read resolution from Telecommunications, amending Article III, to include Sections F and G, and Article VI, Section A deleted and amended.

Councilman Eagle moved for approval of resolution amending Article II and Article IV, Section A. Second by Wells. Eleven (11) in favor, motion carried. Resolution #80-251

CHILD WELFARE: Secretary Walker read memo and resolution from the Child Welfare Program's Director, Carol Charging, in regard to the approval of a \$40,000 transfer from B.I.A. to cover minimum operating costs for the Child Welfare Program, and will cover the salaries of a staff of six.

Secretary Walker moved for approval of On-Going Child Welfare Program for FY81 to continue with B.I.A. funding at \$40,000. Second by Mason. Eleven (11) in favor, motion carried. Resolution #80-253

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Chairman Gillette suggested that a master BIA contract of all 638 contracts included, to be approved together, with revisions as needed on the budget. Matter will be taken up with Programs Manager.

ATTORNEY FEES: Secretary Walker read resolutions for payment to Wilkinson, Cragun & Barker for legal services for the months of July, August, and September, 1980.

Councilman Eagle moved to authorize payment of legal fees to Wilkinson, Cragun & Barker, for the months of July, August, and September, 1980. Second by Yellow Bird. Eleven (11) in favor, motion carried. Resolutions #80-253, #80-254, and #80-255.

MANDAREE WATER LINE: Secretary Walker read the resolution to install water meters in Mandaree. And after installation of meters, delinquent bills be sent first request for payment and after two months, they be sent shut-off notice until paid. Any accounts not current shall not have their water turned on until paid.

Councilman Goodiron moved to approve resolution for installation of water meters on the Mandaree Water Line, with amendments. Second by Bird Bear. Eleven (11) in favor, motion carried. Resolution #80-256

Chairman Gillette informed the Council that HUD 701 Planner and Housing were directed to install meters prior, with resolution.

DEER CENSUS: Secretary Walker read resolution on report of Deer Census. The Census indicated a severely reduced deer population and would not withstand hunter pressure. A discussion was held and a roll call vote was taken:

Councilman Goodiron moved to authorize moratorium on deer hunting on the reservation. Second by Bird Bear. Roll call vote: Little Soldier - yes; Bird Bear - yes; Goodiron - yes; White - yes; Little Owl - yes; Yellow Bird - no; Eagle - no; Wells no; Mason - no; Walker - yes; Chairman Gillette - yes. Seven (7) in favor, four (4) opposed, motion carried. Resolution #80-257

UTILITIES COMMISSION: Secretary Walker read resolution from the Fort Berthold Utilities Commission, which if approved, will require 50% deposit on all jobs and balance paid upon completion, unless other arrangements have been made such as: payment taken from salary, IIM account, and other methods. The resolution did not describe what was meant by "other method". Chairman Gillette asked that the resolution be rewritten and presented on Monday, November 10, 1980

REORGANIZATION: Secretary Walker read resolution outlining floor plan for mov-offices so related programs in departments are located together.

Vice-Chairman Little Soldier moved for approval of reorganization and floor plan for departments. Second by White. Eleven (11) in favor, motion carried. Resolution #80-258

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LAND APPRAISING: Secretary Walker read resolution recommending land appraisal price be the final price the Tribal Business Council will purchase land and this notice to be place on all applications.

Councilwoman Wells moved to authorize appraisal price be the final price in land purchases. Second by Treasurer White. Roll call vote: Little Soldier - abstained; Bird Bear - no; Goodiron - no; White - yes; Little Owl - no; Yellow Bird - yes; Eagle - yes; Wells - yes; Mason - abstained; Walker - yes; Chairman Gillette - yes. Six (6) in favor, three (3) opposed, two (2) abstained, motion carried.
Resolution #80-259

TRAILER: Secretary Walker read letter from Roger White Owl, requesting to rent the trailer house near the IHS Clinic. White informed the Council that he told him that the trailers were up for bid.

MEMO: Secretary Walker read memo from Tribal Chairman about assigning special projects to the right departments, and about writing a list of priorities pertaining to each department and directing them to our planning department for follow up.

August Little Soldier left meeting at noon.

BLOCK GRANT: Further discussion was held on Community Development Block Grant. It was decided to choose 1) Lagoons, 2) Housing Rehabilitation, and 3) Streets improvement in Parshall and Twin Buttes.

Secretary Walker moved to accept priorities for CDBG Proposal FY81: Lagoon - \$100,000, Housing Rehab. - \$100,000, and Streets - \$79,000. Second by Councilwoman Wells. Eight (8) in favor, one (1) opposed, one (1) not voting, motion carried.

EMERGENCY LOAN: Secretary Walker read resolution authorizing emergency loan of \$500 to Vincent Hunts Along Sr.

Councilman Mason moved to authorize \$500 emergency loan to Vincent Hunts Along Sr. Second by Goodiron. Ten (10) in favor, motion carried.
Resolution #80-260

Chairman Gillette suggested that approval of emergency loans become responsibility of Gerald White.

Councilwoman Wells moved to authorize Treasurer White to approve all emergency loans. Second by Eagle. Nine (9) in favor, one (1) opposed, motion carried.

SALARY RATINGS: Chairman Gillette recommended that salary for department heads be set at rating of GS11 and Program Manager at GS12. He report- that Tribal Planner, Ken Deane, had brought in \$1.2 million to the Tribe since he has been employed.

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ADJOURNMENT: Meeting adjourned at 4:00 p.m.

David A. News Acting
Secretary, Tribal Business Council

APPROVED: *11 Dec*, 1980
(Date)