



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
NATURAL RESOURCE COMMITTEE
NOVEMBER 18th, 2016 MINUTES
[NO CLOSED SESSION CONTENT]

CALL TO ORDER:

Committee Chairman Randy Phelan called the meeting to order at 11:07AM.

ROLL CALL:

Present: Councilman Fred Fox, Councilwoman Monica Mayer, Councilman Randy Phelan.

Quorum Established.

PRAYER

Prayer by Councilwoman Monica Mayer.

I. APPROVAL OF AGENDA:

Motion: Councilman Fred Fox moved to approve the agenda. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

II. APPROVAL OF MINUTES:

- **March 3rd, 2016 NRC Meeting Minutes**
- **March 17th, 2016 NRC Meeting Minutes**
- **April 12th, 2016 NRC Meeting Minutes**
- **April 15th, 2016 NRC Meeting Minutes**
- **May 5th, 2016 NRC Meeting Minutes**
- **June 1st, 2016 NRC Meeting Minutes**
- **July 12th, 2016 NRC Meeting Minutes**

Items deferred

III. H. Texx Lone Bear:

A. BIA Roads

Bonnie Red Fox & Texx Lone Bear discussed Doyle Bell signing for contract 2 million with no check list and should have more than one person signing off on it. Also need a pay list.

Motion: Councilman Fred Fox moved to forward to the December, 2016 Tribal Business Council meeting and to include inspection report. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

Discussion: Amounts are incorrect and request needs to be redone and follow the protocol.

Motion: Councilman Fred Fox moved to place Roads Department under the NRD in the organizational chart. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

Discussion: Texx Lone Bear will move for a resolution for Roads under NRD.

B. Grazing Resolution



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More than 92 range units. Asking for a closed session full council review of the

Motion: Councilman Fred Fox moved to forward amendment of 16-205-LKH to the November 22nd, 2016 Tribal Business Council meeting subject to review. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

Discussion: Tom Wells, BIA Deputy Superintendent question the public notice on Tuesday according to the resolution.

C. NRC P&P

Motion: Councilman Fred Fox moved for Tex Lone Bear to be part of all ROW approval process by resolution. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

D. Industrial Commission – Carson Hood Jr., Richard Pease, Harriet Goodiron. Aron Abbey.

Petroleum Engineer position Federal grant money going to Denver program and requesting a salary authorization code for Energy for Carey Doyle. Councilman Randy Phelan expressed that at this time there is no Incident Commander if an accident happens. Councilman Randy Phelan described incidents where the public and himself where first on site and tried to contain spills until help came. Edmund Baker recommends each department have an IC Commander and on site director roll falls off and IC Commander roles and responsibilities kick in. Harriet Goodiron review important aspects of the *Tribal Safety Regulatory & Compliance* submitted to the Committee for review. Communication identified as an issue. Councilwoman Monica Mayer recommends a Task Force to bring all parties together to finalize incident plan for spills. Carson Hood Jr. wants spill time response decreased from 3 hours to 15 minutes. Councilman Randy Phelan stated there needs to be a point person with responsibility.

Motion: Councilman Fred Fox moved to approval for transfer of Petroleum Engineer from BIA Fund Code 10065 to Tribal Code 0131 MHA Energy, Salary authorization, and MHA Energy organizational chart and forward to the November 22nd, 2016 Tribal Business Council meeting. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

FTR: Councilman Frank Grady joined the meeting at 12:17pm.

Motion: Councilman Fred Fox moved to direct Harriet Goodiron to organize a work session and take the point with representatives from each council office. Councilwoman Monica Mayer seconded the motion. Vote: 4-0-0. Motion carried.

E. Marcus Levings -

- 1) **Thomas John Bird Veteran Memorial Hall Right of Way within the Four Bear's Segment of the Fort Berthold Reservation**



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Motion: Councilman Fred Fox moved to forward to the November 22nd, 2016 Tribal Business Council meeting subject Texx Lone to Bear review. Councilwoman Monica Mayer seconded the motion. Vote: 4-0-0. Motion carried.

2) **BIA Route 2 Housing Subdivision of the Four Bears Segment of the Fort Berthold Reservation.**

Elder housing and residential housing infrastructure.

Motion: Councilman Fred Fox moved to forward to the November 22nd, 2016 Tribal Business Council meeting subject to Texx Lone Bear review. Councilwoman Monica Mayer seconded the motion. Vote: 4-0-0. Motion carried.

3) **Thunder Butte Housing Subdivision of the Four Bear Segment of the Fort Berthold Reservation.**

Motion: Councilman Fred Fox moved to forward to the November 22nd, 2016 Tribal Business Council meeting subject to Texx Lone Bear review. Councilwoman Monica Mayer seconded the motion. Vote: 4-0-0. Motion carried.

F. **Safe Haven & Contract - Marilyn Young Bird**

1) **Consultant Contract for Dwight Young Bird Mandaree Safe Haven Home Construction (Under Legal Review) from Mandaree Segment funds.**

Motion: Councilman Fred Fox moved to approve Dwight Young Bird Bid & Contract. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

2) **Consultant Contract for Marilyn Young Bird.**

Motion: Councilman Fred Fox moved to forward to the November 22, 2016 Tribal Business Council meeting. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

G. **Home Sites - Valeri Hosie**

• **Laramie Serdahl Home Site**

Motion: Councilman Fred Fox moved to forward to the December 2016 Tribal Business Council meeting. Councilwoman Monica Mayer seconded the motion. Vote: 4-0-0. Motion carried.

Discussion: Veronica Serdahl old home site resolution needs deed and appraisal is not approved by the BIA. Home Site & Land exchange issue.

Motion: Councilman Fred Fox moved to direct Texx Lone Bear to send a Letter to BIA Superintendent concerning 10 individuals (June 2016 Land Transfers) and report back to the Committee. Councilwoman Monica Mayer seconded the motion. Vote: 4-0-0. Motion carried.



H. Farm/Pasture Leases - Diana Americanhorse

I. Angelita Felix Lease Issue

Family Land from range unit. Tribe owns 50%. Infrastructure. Submitted tribal status report. Her and her son own 46% would like the tribes consent to lease to her after pulling it out

Motion: Councilman Fred Fox moved to remove 160 acres of land from the range unit and consent from the tribes 13% pending approval of other land owners and Texx Lone Bear review. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

Discussion: Texx Lone Bear recommended a lease of the 160 acres for owners use.

J. Cost Recovery Fee Scale Approval - Edmund Baker

Submitted plan for rates developed from area examples.

K. Cami Gosnell

1) Consultant Agreement

To collect fees from business users and reading meters and

Motion: Councilman Fred Fox moved to forward Consultant Agreement to the November 22, 2016 Tribal Business Council meeting. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

2) Call Before You Dig Permit Resolution

Motion: Councilman Fred Fox moved to forward resolution to the November 22, 2016 Tribal Business Council meeting. Councilwoman Monica Mayer seconded the motion. Vote: 3-0-0. Motion carried.

Discussion: Fines for non-notifications and is pursuant to previous resolution.

3) Commissioned Officers

Motion: Councilwoman Monica Mayer moved to forward Commission Officers Resolution to the November 22, 2016 Tribal Business Council meeting. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.

L. Knife River Update - Claryca Mandan

\$800k of real property of original village site gift update and facility needs. The roof caved in and contractors recommended roof replacement. Two bids secured with one a tribal member. 60x40 shop building with no floor and would like remodel and add floor for future center.

Motion: Councilwoman Monica Mayer moved to forward Roof Replacement bid and cost to be included in the 2017 budget to the November 22, 2016 Tribal Business Council meeting. Councilman Fred Fox seconded the motion. Vote: 3-0-0. Motion carried.



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M. Lot Improvement - Alva Irwin

Elbowoods sub-division lot improvement bid submitted by Sillitti Industries. Also discussed building a fence to keep the other construction traffic out. Councilwoman Monica Mayer will follow up with request.

N. Tod Hall Complaint

\$10,000 damages for hay field damage. Councilman Fred Fox directed Tex Lone Bear to verify lease information.

IV. ADJOURNMENT:

Motion: Councilman Fred Fox moved to adjourn the meeting. Councilwoman Monica Mayer seconded the motion. Meeting adjourned at 1:26PM.



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CERTIFICATION

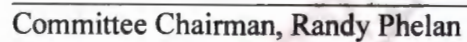
I, the undersigned, as Committee Chairperson of The Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Natural Resources Committee is composed of **three (3) members** and of whom **three (3)** constitutes a quorum of 3 were present at the meeting thereof duly called, notice, convened and held on the 6th day of June, 2019 that the foregoing Minutes were duly adopted at such meeting by the affirmative vote of 3 members; 0 members opposed; 0 members abstained; 0 members not voting.

Dated this 6th day of June, 2019.



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

ATTEST:



Committee Chairman, Randy Phelan
Tribal Business Council
Three Affiliated Tribes