

# Four Bears News

DRAGS WOLF VILLAGE, BAKERSFIELD AND BLUE BUTTES

FOUR BEARS COUNCIL REPRESENTATIVE NEWSLETTER



FY-04 September 04

Issue No. 48



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## ***“Four Bears News: 4 Years of Providing Tribal Business Council Action & Financial***

*From the Desk of Marcus Wells, Jr., Four Bears Council Representative of the Three Affiliated Tribes of the Fort Berthold Indian Reservation.*

*When this idea of a newsletter first came to me, it was from a old copy of the Tribes from the seventies or so entitled “Action News” that was originally published by Celeste Witham.*

*I started one in 1994 even though that first attempt lasted only a short time of six (6) weeks, as a Tribal Court injunction held me out of office from 1994 to 1998. However I did not forget my intentions of letting the Four Bears membership know what is going on with the Tribe. In addition, this newsletter is also made available to the elders of the Fort Berthold Indian Reservation.*

*I have had some changes over these last forty-eight (48) months, but for the most part, the information is only Tribal Business Council action during the Special and Regular Tribal Business Council Meetings. However, I have been asked to include a financial page which shows our Tribal Funds*

*invested in the Office of Trust Funds Management (OTFM) or OST); which include our JTAC/Economic Recovery Funds, Docket Funds, IIM—Lease Income and any other funds held by the BIA and/or OTFM.*

*I also included the monthly meeting enrollment of new tribal members to the Mandan, Hidatsa and Arikara Nation, much to the delight of mothers, fathers, uncles, aunties and grandparents who await such transactions.*

*Other issues added were the closed meeting issues for discussion. I believe that most of the time the closed meeting information gets out to the public within a few minutes or so anyway, so why not make it available to the membership. So therefore, that is what I have done.*

*Lastly, the Four Bears Community activities are always included along with any flyers and/or announcements that the Four Bears Community Board of Directors may have for me to include in the Four Bears News.*

*Thank You.*

**Tribal Business Council of Three Affiliated Tribes the Fort Berthold Reservation Special Meeting duly held on Wednesday, September 1, 2004**

**TRIBAL BUSINESS COUNCIL APPROVES TRANSFER OF FUNDS FROM THE BUREAU OF INDIAN AFFAIRS TO THE TRIBAL ROADS DEPT.**

The Tribal Business Council duly approved the transfer of available Bureau of Indian Affairs funding from the Fort Berthold Agency to be transferred to the Tribal Roads Department in the amount of \$45,000 to complete the Clarks Creek Road Project and to meet the budget shortfalls of the FY 2004 Budget.

**TRIBAL BUSINESS COUNCIL APPROVES TRANSFER OF FUNDS FROM THE BUREAU OF INDIAN AFFAIRS TO THE TRIBAL HIGHER EDUCATION DEPT.**

The Tribal Business Council duly approved the transfer of available Bureau of Indian Affairs funding from the Fort Berthold Agency to be transferred to the Tribal Higher Education Department in the amount of \$30,000 to assist in the funding of the summer school 2004 education loans.

**TRIBAL BUSINESS COUNCIL APPROVES THE CONTRACT WITH RIBAIL, STAUFFER & ASSOCIATES, PLLC. FOR AUDIT PREPARATION SERVICES.**

The Tribal Business Council duly approved the contract with Ribail, Stauffer & Associates, PLLC, Audit Firm, to be paid from the contingency fund, to provide for the additional accounting and financial work needed to complete the bank reconciliations for the FY 2003 & FY 2004 tribal audits for a dollar amount of \$15,000, subject to the Financial Advisor's and the CFO's agreement with the final letter of engagement.

**TRIBAL BUSINESS COUNCIL APPROVES BUSINESS LOAN TO MHA HOLDING COMPANY IN THE AMOUNT OF \$100,000 FY 2005.**

The Tribal Business Council duly approved

the working capital loan for the MHA Holding Company thru the Lakeside State Bank for the amount of \$100,000 to be paid back 100% on their own earnings.

**TRIBAL BUSINESS COUNCIL APPROVES THE FY 2004 AMENDMENT THE GENERAL FUND BUDGET.**

The Tribal Business Council duly approved the amendment to the FY 2004 General Fund Budget forwarded from Executive Committee action held on June 18, 2004, which states in part the following:

A Resolution entitled, "A Resolution Approving Amendment One of Fiscal 2004 Budget..."

"WHEREAS, Article VI, Section 5 (c) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to administer funds within the exclusive control of the Tribes and to make expenditures from available funds for public purposes of the Tribes; and

NOW, THEREFORE BE IT RESOLVED, That the Three Affiliated Tribes Tribal Executive Committee has duly reviewed and hereby approves the Three Affiliated Tribes General and Federal Fund Budgets for the Fiscal Year 2004 in the amount of \$46,775,604 Revenue and \$46,775,604 of Expenditures as amended in the attached document entitled "Three Affiliated Tribes General and Federal Fund Budget, Fiscal 2004."

**Tribal Business Council of Three Affiliated Tribes the Fort Berthold Reservation  
Special Meeting duly held on Wednesday, September 1, 2004– Continued**

**TBC APPROVES A TRIBAL GUARANTEE FOR A LOAN FROM THE LAKESIDE STATE BANK FOR \$550,000.**

The Tribal Business Council duly approved the tribal guarantee of a line of credit loan for the Fort Berthold Community College pursuant to Tribal Resolution #04-142-RP which states in part the following:

“WHEREAS, The Fort Berthold Community College is chartered and sponsored by the Tribe as a postsecondary educational institution that primarily assists tribal members to obtain postsecondary educational opportunities in a reservation setting and is a vital part of the educational efforts of the Tribe; and WHEREAS, The FBCC is negotiating a \$550,000.00 line of credit from Lakeside State Bank and FBCC and Lakeside State Bank is again requesting that the Tribal Business Council provide the Bank with a general guarantee for this line of credit; and WHEREAS, The Tribe has determined, after careful review with appropriate officials of FBCC and legal counsel for the Tribe, that the FBCC line of credit and the Tribal loan guarantee are in the best interests of the Tribe and its members...”.

**TRIBAL BUSINESS COUNCIL APPROVES THE JOINT APPLICATION FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATIONS FOR FY-2004/FY-2005.**

The Tribal Business Council duly approved the amendment to the Community Development Block Grant Resolution #02-073-MWJR wherein the Four Bears Segment was in line for FY 2004, Twin Buttes Segment was in line for FY 2005 grant application.

Due to the Mandaree Segment’s CDBG grant application being un-funded during this past FY 2003 grant processing, the Tribal Business Council formally requested that the Four Bears Segment Representative consider including the Mandaree Segment for a joint

application for FY 2004, and that the subsequent grant application for FY 2005 would include Four Bears Segment with the Twin Buttes Segment. Such proposal was projected to have a total dollar amount of \$450,000 per segment.

The Four Bears Segment Representative’s only condition to agreement was to include in the FY 04/05, budget funds for the Four Bears Convenience Store Project to be funded at a total amount of \$530,000 which was duly agreed to.

Therefore, the Tribal Business Council approved an amendment to such Tribal Resolution #02-073-MWJR which would provide for the joint application process for FY 2004 wherein Four Bears Segment would receive \$450,000 and the Mandaree Segment would receive \$450,000. In FY 2005, Four Bears Segment would receive \$450,000 and Twin Buttes Segment would receive \$450,000, and so on.

**TRIBAL BUSINESS COUNCIL APPROVES THE LINE OF CREDIT FOR FOUR BEARS SEGMENT CONVENIENCE STORE IN THE AMOUNT OF \$530,000 FOR FY 2005.**

The Tribal Business Council duly approved the line of credit-loan in the amount of \$530,000 for the Four Bears Convenience Store Project which was duly approved pursuant to Tribal Reso. #03-281-RP on October 30th, 2003. Which is to be a line item budget for FY 2005 & secured by FY 2005/06 CDBG Grant Application for the Four Bears Segment.

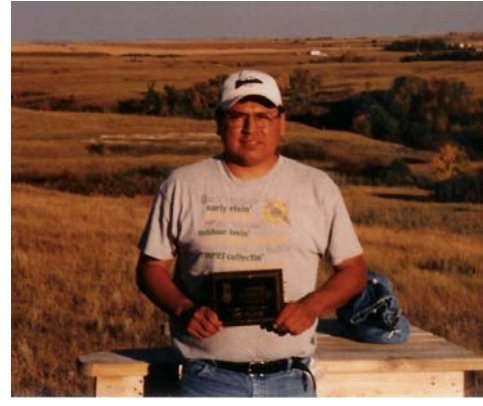
FOUR BEARS SEGMENT REPORT—ACTIVITIES FOR SEPTEMBER 2004  
 7TH ANNUAL FOUR BEARS RIFLE SHOOT RESULTS.  
 Sponsored by the Four Bears Casino & Lodge



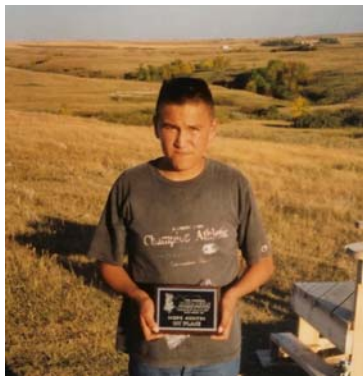
*"Dave White Tail & Marc Wells Participate in the Youth"*



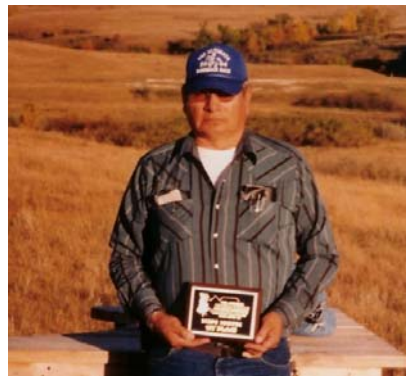
*"Richard White Tail Placed 1st in the 100 Yard Open Site"*



*"Marcus Wells Jr. Placed 1st in the 200 Yard Scoped Adult Division"*



*"Dave White Tail Places 1st in the 400 Yard Scoped Target Adult Division"*



*"Lester Crows Heart Placed 1st in the 300 Yard Scoped Adult Division"*



*"John McGrady 9th, Scott Eagle 8th, Kelsie Eagle 7th, Bill Wells 6th, Dave White Tail 5th, Richard White Tail 4th, Marc Wells, Marcus Wells, Jr. 3rd, Jonas McGrady 2nd and Lester Crows Heart 1st Place Cham-*

**Tribal Business Council of the Three Affiliated Tribes**  
**Financial Information—Tribal Account Balances as of October 5, 2004**

**ECONOMIC RECOVERY, INDIVIDUAL INDIAN MONIES FUND AND DOCKET FUNDS BUREAU OF INDIANS AFFAIRS & OFFICE OF TRUST FUNDS MANAGEMENT**

The Three Affiliated Tribes account balances with the JTAC Account is as follows:

**Account #EC5197016**

JTAC Account Principal	\$149,745,488.24	
JTAC Interest	<u>\$25,136,716.98</u>	
<b>Sub-Total JTAC or ERF</b>		<b>\$174,882,205.22</b>

Williston National Bank	Debt Reserve Accounts	\$521,942.24
BNC Bank in Bismarck	Line of Credit Reserve	<u>\$5,000,000.00</u>
<b>Total JTAC or ERF</b>		<b>\$180,404,147.46</b>

**SPECIAL IIM ACCOUNTS WITH BIA/OST SUMMARY:**

Account #301S000700- TAT Land Development	\$ 99,574.22	
Account #301S000701- TAT Reserve	\$ 32,696.38	
Account #301S000702- TAT Debt Service	\$ 739.06	
Account #301S000703- TAT Operating Funds	\$ 0.00	
Account #302S000706- TAT Small Loan Prog.	\$ 967.92	
PL 7228700	<u>\$546,079.16</u>	
<b>Total IIM Funds</b>		<b>\$680,056.74</b>

The Three Affiliated Tribes account balance for all the Docket Accounts are as follows:

**Account #JA9009216**

Docket 350C/D, Judgment Award, June 1, 1976	\$ 1,956,995.45	
Docket 350C/D - Interest	<u>\$91,700.32</u>	
<b>Total Principal &amp; Interest</b>		<b>\$2,048,695.77</b>

**Account #JA9006212**

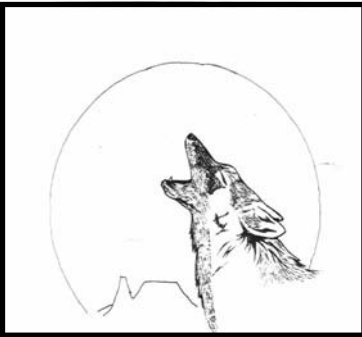
Docket 350F, Judgment Award, June 12, 1975	\$ 206,613.95	
Docket 350F - Interest	<u>\$12,383.41</u>	
<b>Total Principal &amp; Interest</b>		<b>\$218,997.36</b>

**Account #JA9028216**

Docket 350G, Judgment Award, June 9, 1981	\$6,902,872.61	
Docket 350G - Interest	<u>\$379,323.30</u>	
<b>Total Principal &amp; Interest</b>		<b>\$7,282,195.91</b>

<b>Grand Total All Dockets</b>		<b><u>\$9,549,889.04</u></b>
<b>Total All Funds with /OST</b>		<b>\$190,634,093.24</b>

Note: Financial Information received from Steve Salveson, Chief Financial Officer of the Finance Department of the Three Affiliated Tribes. MWJR.



**“COYOTE COMMENTS  
OF THE FOUR BEARS SEGMENT”  
MARCUS D. WELLS, JR. “MO-ZAH”  
FOUR BEARS SEGMENT REPRESENTATIVE  
OF THE TRIBAL BUSINESS COUNCIL  
OF THE MANDAN, HIDATSA & ARIKARA**

***“Constitution and Bylaws of the Three Affiliated Tribes of the Fort Berthold Reservation”***

*On completion of an election held on May 15, 1936, the Honorable George W. Grinnell, Chairman of the Election Board, Arthur Mandan, Chairman of the Tribal Business Council and Peter Beauchamp, Secretary, submitted for approval the “Constitution and Bylaws of the Three Affiliated Tribes of the Fort Berthold Reservation” to Harold L. Ickes, Secretary of the Interior, which were duly approved on June 29, 1936.*

*Of course there have been amendments since that time, but I believe that, for the most part, this document is working and potentially perfect. However the adherence to the Bylaws must be strengthened if not mandated by the people. Such Bylaws state in part the following:*

**BYLAWS**

**ARTICLE I—DUTIES OF OFFICERS**

*Section 1. The Chairman of the Tribal Business Council shall preside at all meetings of the Council and direct the work of its officers....*

*In the absence of the Chairman from any regular council meeting or any special meeting regularly called, the Vice Chairman shall preside in his place, and he shall have all the privileges, duties, and responsibilities of the Chairman in his absence.*

*Section 2. The Secretary of the Tribal Business Council shall conduct all correspondence of the Council, shall keep all records, minutes of meetings, and an accurate roll of members by communities....*

*Section 3. The Treasurer of the Tribal Business Council shall accept, receipt for, keep and safeguard all funds in the custody of the Council, whether they be Tribal funds or special funds for which the Council is acting as trustee or custodian....*

*Section 4. The Tribal Business Council...upon subscribing to the oath of office as follows:*

*“I do solemnly swear that I will support and defend the Constitution of the United States and the Constitution and Bylaws of the Three Affiliated Tribes of the Fort Berthold Reservation, and will faithfully and impartially discharge the duties of Councilman to the best of my ability.”*

**ARTICLE III-MEETING OF COUNCIL**

*Section 3. Five (5) members shall constitute a legal quorum of the Tribal Business Council.*

*Section 4. In the absence of the Chairman and Vice Chairman, if a quorum is otherwise present, the Secretary shall act as Chairman until a temporary Chairman is selected.*

***I believe that everything is in place to enable the Tribe to carry on tribal business in the best interests of the membership even in the event that two (2) Tribal Council Members cannot abide by the above. In order for the Bylaws to work, there must be five (5) Bylaw-abiding Tribal Council Members!***

*The Coyote Commentary is the personal opinion of the Four Bears Representative and should not be taken as the official position of the Tribal Business Council. “Mod-zi-gidaz”.*

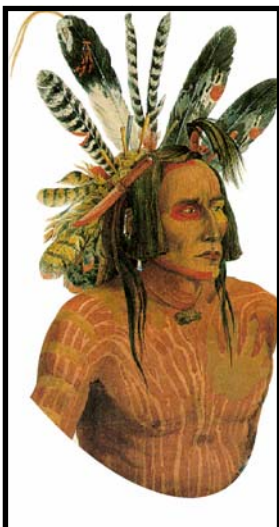
**Tribal Business  
Council of the Three  
Affiliated Tribes**

**404 Frontage Road  
Administrative  
Building,  
Four Bears, ND 58763**



**Four Bears Segment  
Representative**

**“Representation for  
Today, preparing for our  
Future”**



**Four Bears Council Representative  
of the Three Affiliated Tribes  
of the Fort Berthold Reservation  
Directory of Staff**

The Telephone numbers of Segment Staff are below:

Kathy White Tail, Admin. Assist.	627-3155
Charlie Conklin, Facility Manager	627-3155
Debbie Chase, Head Cook	627-3155
Angela Young Bird, Temp/Assistant Cook	627-3155
Brian White Tail, Recreation Coordinator	627-3155
Hollis Blake, Water Truck Driver Home:	627-3670
Hazie Starr, Security	627-3155

**Telephone numbers for the Treasurer & Staff  
at the Tribal Administration Headquarters:**

Marcus D. Wells, Jr., Tribal Office	1-701-627-4781
Home: 701-627-3495	Cell phone: 1-701-421-1442
e-mail:	fourbears@mhanation.com
Website:	mhanation.com

V. Judy Brugh, Treasurer Assistant	627-4781
Barbara Baker, Admin. Assistant	627-4781
Jennifer Mann, Four Bears Daycare Director	421-0022

**Purpose of the Four Bears News Letter:**

*The Four Bears Segment Representative utilizes this “Four Bears News” to report to you, the membership of the Four Bears Segment, of the official actions taken and recorded in Minutes and Resolutions of the Tribal Business Council during Regular, Special and Committee Meetings.*

*If you do not receive this in your mail box and you are from Four Bears Segment, please give me your address and we will get it to you each month. Or, if you need any further information or assistance from the Four Bears Segment or the Tribe, just give me or my staff a telephone call and we will do the best we can to get your question answered or assist if possible.*

**Closing Comments:**

*If, you have any questions or need any assistance, please give me a call. I can be reached by telephone at home 627-3495, at the office 627-4781, or on my cell phone which is a local call at 421-1442. For those of you who have e-mail, you can e-mail me at [fourbears@mhanation.com](mailto:fourbears@mhanation.com). Or if you would like me to come to your home to visit with you, I can do that also.*

*“Mod-zi-gidaz” - Thank You.*

*Marcus Wells, Jr. “Mo-zah”*

*Four Bears Segment Representative of TAT*

