



* Standing Agenda Item
Superscript indicates times deferred (After 3-times returned to Committee)

FTR: Chairman Mark N. Fox explained the COVID-19 mitigation precautions to those in attendance and on KHMA radio.

CALL TO ORDER

Chairman Mark N. Fox called the meeting to order at 11:55AM.

OPENING PRAYER

Allan Demaray

ROLL CALL

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

I. APPROVAL OF AGENDA

Motion: Councilman Cory Spotted Bear moved to approve the agenda. Councilman Mervin Packineau seconded the motion.

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

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

II. APPROVAL OF MINUTES

1) 2/13/2020 Regular Tribal Business Council Meeting Minutes.

Motion: Councilman Fred Fox moved to approve the 2/13/2020 Tribal Business Council meeting minutes. Councilman Cory Spotted Bear seconded the motion.

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

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



III. SPECIAL GUESTS & ELDERS

TAT_20200318-1106_01d5fd153740e400.mp3

A. **Hunter Andes**

Presented his book of newspaper stories from tribal elders Marilyn Hudson, Ed Hall, Almit Bruer, & Jerry White to the TBC members. Of the 1000 printed all have been distributed. He is in the process of determining how many copies to have re printed. The cost/unit is \$20/book. Discussion of the cover photo and developing a memorial recreation of the Congregational Church that recently burned down

FTR: Councilwoman V. Judy Brugh joined the meeting at 12:13PM.

Motion: Councilman Cory Spotted Bear moved to approve the Chairman's Office to negotiate & purchase copies of the book from General Fund. Councilman Mervin Packineau seconded the motion.

Vote: 6 - Ayes. 1 – Not Present. Motion carried.

Chairman Mark N. Fox – Aye

Councilman Randy Phelan – Not Present

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Aye

Councilwoman V. Judy Brugh – Aye

Councilman Cory Spotted Bear – Aye

Councilwoman Monica Mayer – Aye

EXECUTIVE COMMITTEE REPORTS

IV. CHAIRMAN'S REPORT - *Chairman Mark N. Fox*

Chairman Mark N. Fox provided information on the Tribe's efforts to prepare & mitigate the risk for the pandemic. Informed the public on practices of social distancing and the importance of protecting the elders & those with compromised health. Provided an update of recent activities & upcoming events.

V. VICE CHAIRMAN'S REPORT – *Councilman Randy Phelan*

Item deferred.

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

Provided an update on the Records Office and the posting of minutes, resolutions and agenda to the web site. Report of mitigation activities in the White Shield segment. Discussion of the preparation for the possible White Shield School shut down.

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



VII. TREASURER'S REPORT - Councilman Mervin Packineau

Provided a report of Parshall/Lucy Mound – Northeast segment; that included meal site deliveries, community supplies, continued school meals, building closures update. Asked everyone not to panic and practice social distancing and common sense.

TAT_20200318-1156_01d5fd1c3956690c.mp3

A. Chief Financial Officer (CFO) Report* – Whitney Bell

Submitted the monthly expense report to the TBC. Overall the current budget is 33% expended. Provided a review of the financial effects of the oil glut on the revenue that will be seen in May. Will be meeting with the Directors to push them tighten their budgets. Surpluses and carryover will ease the effect this year with the down turn in oil revenue. Cash reserves on hand and payroll are expected to be met, and still on track for disbursements.

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

TAT_20200318-1206_01d5fd1da1629c36.mp3

B. Small Loans* –Mary Ellen Sun

Motion: Councilwoman V. Judy Brugh moved to approve Group A (11) subject to Loans Policies & Requirements. Councilman Mervin Packineau seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.

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

Motion: Councilman Cory Spotted Bear moved to approve Group B (3): subject to Loans Policies & Requirements. Councilman Mervin Packineau seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.

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

Motion: Councilwoman V. Judy Brugh moved to approve C1, C3, C4, C6, & C7 from Group C: subject to Loans Policies & Requirements. Councilman Mervin Packineau seconded the motion.



Vote: 4 - Ayes. 1 – Abstention. 1 – Not Voting. 1 – Not Present. Motion carried.

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

Motion: Councilman Mervin Packineau moved to approve a Business Loan for [XXXXXXX] for \$30,000 subject to Loans Policies & Requirements. Councilman Cory Spotted Bear seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.

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

C. Mortgage Program – Val Mayer

Item deferred.

D. Business Loans – Toni Star

Item deferred.

E. Four Bears Casino Report* – Scott Wilson, General Manager[See Closed Session]

VIII. SEGMENT UPDATES:

A. North Segment – Councilwoman Monica Mayer

Provided an overview of her understanding of the virus and efforts to be prepared. Asked everyone to be responsible, practice social distancing and stay home. Update on elder care packages & meals. Asked every to be responsible and adhere to the tribal travel ban. Stockpiling necessary household items in case of mass panic buying occurs again & informed the public of building closures.

B. Twin Buttes – Councilman Cory Spotted Bear

Provided a review mitigation efforts such as limiting staff & elder care packages. Encouraged everyone to remain calm pray and have faith to get through these tough times.

C. Four Bears – Councilwoman V. Judy Brugh



Provided a report of closers, meal deliveries, care packages, grocery delivery for those in quarantine. Expressed the need to stay away from large gatherings and practice social distancing. Provided information regarding segment operations and how the business will be conducted.

IX. OFFICER REPORTS

TAT_20200318-1221_01d5fd1fbb64c080.mp3

A. **Chief Executive Officer Report*** – *Roger White Owl, Acting CEO*

Has formulated a COVID-19 Task force of 12-15 people. Developing methods to facilitate conducting meeting remotely utilizing technology. Informed the Council on measures to follow CDC guidelines for the workplace. Information Officer appointed to disseminate tribal COVID-19 information. Councilwoman Monica Mayer asked the CEO to bring back reports on employee data in the event of a needed work force reduction. The CEO has required employees in the tribal building to begin to wear employee I.D. to secure the building. The Maintenance Dept. is working to sanitize the building and possibly bring on a contractor.

1) **Executive Orders***

Motion: Councilman Cory Spotted Bear moved to ratify EA 2020-07;

NOW THEREFORE BE IT RESOLVED, The Three Affiliated Tribes authorizes and approves a \$5,000.00 sponsorship to the Badlands Gymnastics Club for the Annual Night of Stars Show and Second Annual NODAK Northern Lights gymnastics competition being held March 6-9, 2020 in Watford City, ND.

Councilman Mervin Packineau seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.

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

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

CEO, Roger White Owl Jr. submitted the report for the record. The Tax Department is reporting revenue collections for the month of January (Month 1 - FY2020). Total FY2020 Actual Collections for four months is \$100,684,384, compared to FY2019 Actual Collections for four months which was \$89,696,269. Projected Revenue Collections for FY2020 We expect that oil and gas production for February (which we will report next month) will start reflecting the impact of COVID-19 to revenue collections and last a majority of the remainder of FY2020. Therefore, next month our FY2020 Revenue Projections will be adjusted from \$291M.

Motion: Councilwoman V. Judy Brugh moved to approve the presented Business Licenses (2);

- D'Shydro Testing & Oilfield, Michael Deserly Jr., Renewal



- Tier 1 Oilfield Services DbA Thomas Oilfield Service, Savannah White & Jaseyona Thomas, New
- . Councilman Cory Spotted Bear seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.

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

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

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 20-044-FWF entitled “Approval of 35 (Thirty-Five) Applicants for Enrollment into the Three Affiliated Tribes”. Councilwoman V. Judy Brugh seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.

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

Discussion: 16, 663 total members.

Enrollment Committee is seeking clarification on Canadian tribal membership and whether enrollment in a Canadian tribe prevented someone from enrolling into the TAT according to the Enrollment code. John Fredericks believed that there may need to be a new resolution to clarify.

X. UNFINISHED BUSINESS

A. Wake Fund Resolution⁶ – *John Fredericks*[From Executive]

Tabled

TAT_20200318-1306_01d5fd26095e647a.mp3

B. Land Sale - James Foote - NE Segment⁵ [TBC Add On]

Seeking to negotiate a price for this land near Deep Water Bay. Originally purchased the land from his sister back in the 1980’s. Sale is for surface only and would be ripe for tourism development.



Motion: Councilman Cory Spotted Bear moved to approve resolution no. 20-045-FWF entitled “Approving Land Purchase of Allotment 321A” subject to TAT Legal Dept. review. Councilman Mervin Packineau seconded the motion.

Vote: 4 - Ayes. 1 – Abstention. 1 – Not Voting. 1 – Not Present. Motion carried.

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

Discussion: Land Acquisition budget, John Fredericks noted TSR needs to be verified clear.

G. Trespass Code⁵ – *Shenan Atcity, Energy Attorney*

Tabled

G. North Dakota Highway 73 Project³ – *KLJ* [From NRC]

Item deferred.

H. Land Sale-Greenhouse² [From Executive]

Item deferred.

I. Medical Bill² – *C.B.M* [From Health]

Tabled

J. Parshall Safe Haven Lease² - *Marilyn Young Bird* [From NRC]

Items deferred.

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K. Mandaree Fire Department/FBHA Resolution¹ – *Mary Fredericks* [From NRC]

Mary Fredericks informed the Council that an old resolution for the lease of tribal land for FBHA can't be found and we will need a resolution superseding an previous actions holding the land where the fire department will be built.

Motion: Councilman Cory Spotted Bear moved to authorize them to move forward with creating a lease/resolution. Councilman Mervin Packineau seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.



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

Discussion: Will return with resolution in April.

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L. COVID-19 Task Force Report – Marle Baker

COVID-19 Task force liaison designate request that can be submitted to 421-1423 at the Fire Dept. Requested that the Energy Dept. Conference room be designated as task force headquarters (even half would suffice). Next meeting tomorrow at 11AM. Delegation of Authority for the COVID-19 Task Force to establish standards and safe practices, a plan and tracking fiscal integrity. Asking that Tribal/Federal programs cooperate with them for resources and collaboration. CEO will address cooperation.

Motion: Councilwoman Monica Mayer moved to approve the delegation of authority to the Covid-19 Task Force Three Affiliated Tribes Letter. Councilwoman V. Judy Brugh seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.

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

Discussion: Chairman Mark N. Fox to be the signator of the document.

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M. Study Abroad Coastal Carolina University¹ – Isabella Kitzberger [From Education]

Parents Charles Mahto & Kerry Kitzberger presented for their daughter who is studying abroad in Cape Town South Africa in the Semester At Sea Program.

Motion: Councilwoman Monica Mayer moved to approve according to policy/precedent \$4,500 & \$500 per each TBC member's office. Councilman Cory Spotted Bear seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.

Chairman Mark N. Fox – Not Voting
Councilman Randy Phelan – Not Present



Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman V. Judy Brugh – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

Discussion: Councilman Cory Spotted Bear’s Office will route.

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

XI. ECONOMIC DEVELOPMENT COMMITTEE - Councilwoman Monica Mayer

TAT_20200318-1246_01d5fd233b64c84a.mp3

A. Fort Berthold Housing Authority (FBHA) – Toni Parisian, Director

Forrest Mandan presented the funding request for the Phase II Revitalization Project for 2020 in the amount of \$9.1 million. Have spent 65% of their fiscal budget. Councilwoman Monica Mayer noted that her segment housing is 100% full and that she gets no help from FBHA or Tribal Housing yet we supplement in the millions. John Frederick clarified ownership as being with the FBHA.

Table for Budget meeting.

B. Transportation – Scott Satermo, Transportation Administrator

Item deferred.

XII. ENERGY COMMITTEE – Chairman Randy Phelan, Chair

TAT_20200318-1521_01d5fd2823775234.mp3

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

Motion: Councilwoman Monica Mayer moved to approve resolution no. 20-050-FWF entitled “Authorization for Assignment of Lease No. 7420A42643” [Slate] subject to TAT Legal Dept. review. Councilwoman V. Judy Brugh seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.

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

B. ROW’s* (See Energy Dept. binder) – Paul Grady & Harriette Clah

Item deferred.



C. Air Quality Equipment Cost Analysis/Air Quality Budget - Edmund Baker, Environmental Director

Item deferred.

TAT_20200318-1326_01d5fd28d67c7cba.mp3

D. Draft Air Quality Code – John Fredericks,

John Fredericks is working on a draft but are researching a concern that the Clean Air Act would preempt, but will return to committee to present.

Item deferred

XIII. HEALTH & HUMAN SERVICES - Councilwoman Monica Mayer

TAT_20200318-1356_01d5fd2d0a795c00.mp3

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

Report submitted for the record. Councilwoman Monica Mayer requested that new nurses be tested for CORVID-19 before they come on. The CEO will put that protocol in place. The Ceo noted that they have only been able to secure 130 CORVID-19 test kits but are in the que to receive more. Criteria has been established as to who can be tested. Steps are being taken to screen everyone coming into the Clinic.

1) Dakota Travel Nursing (DTN) Healthcare Staffing Agreement.

Motion: Councilman Fred Fox moved to approve the Dakota Travel Nursing (DTN) Healthcare Staffing Agreement. Councilwoman Monica Mayer seconded the motion.

Vote: 6 - Ayes. 1 – Not Present. Motion carried.

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

2) Aureus Nursing Client Agreement

To provide Healthcare Professionals as temporary staffing for Client's services, who meet as closely as possible the described qualifications set forth by the client.

Motion: Councilman Fred Fox moved to approve the Aureus Nursing Client Agreement for Nursing Staff. Councilman Mervin Packineau seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Not Present



Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman V. Judy Brugh – Not Voting
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

3) Triage Agreement for Staffing Services.

Motion: Councilman Fred Fox moved to approve the Triage Staffing (nursing, lab, radiology) Service Agreement subject to TAT Legal Dept. review. Councilman Mervin Packineau seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.

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

2) Resolution for Pandemic Flu Annex(Living document)

Motion: Councilman Fred Fox moved to approve resolution no. 20-046-FWF entitled “Approval of the Amended Pandemic Flu Annex, a Living Document implemented by Elbowoods Memorial Health Center and Approval of Authority of the EMHC CEO to enter into Vendor Contracts During this Emergency Response to Pandemic” subject to TAT Legal Dept. review. Councilman Cory Spotted Bear seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.

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

3) Communicable Disease Confinement Protocol

Motion: Councilman Fred Fox moved to approve resolution no. 20-047-FWF entitled “Communicable Disease Confinement Protocol” subject to TAT Legal Dept. review. Councilman Mervin Packineau seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.



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

B. Tribal Health* – *Red Fox Sanchez, Director*

Item deferred.

TAT_20200318-1326_01d5fd28d67c7cba.mp3

- C. Good Road Recovery Center* (GRRC)** - *Ty M. Thompson, BS, MA, LAC, Executive Director*
Provided an update and noted they activated COVID-19 plan. No visitation, contingency for limited staff. Identified for tele health for therapy. To date \$228,000 in third part income has been brought in and would to use it for client service. Staff continues to assist with donations at about \$2000 for client gifts and services.

FTR: *Chairman Mark N. Fox returned to the meeting at 2:35PM and assumed the chair of the meeting.*

Requesting permission to halt admission for two weeks to protect some of the high risk patients. Chairman Mark N. Fox recommending further thought and will get back to him tomorrow.

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D. Life & Limb* – *Alva Irwin, Grants & Donations Director* [HIPPA SESNSITIVE]

Motion: Councilwoman Monica Mayer moved to approve Applicant A: [XXXXX] (Also grandmother for hotel room). Councilman Fred Fox seconded the motion.

Vote: 6 - Ayes. 1 – Not Present. Motion carried.

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

Motion: Councilman Mervin Packineau moved to approve Item B. [XXXXX] Life & Limb. Councilwoman Monica Mayer seconded the motion.

Vote: 6 - Ayes. 1 – Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Not Present
Councilman Fred Fox – Aye



Councilman Mervin Packineau – Aye
Councilwoman V. Judy Brugh – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

Motion: Councilman Fred Fox moved to approve Item C. [XXXXX] Life & Limb. Councilwoman V. Judy Brugh seconded the motion.

Vote: 6 - Ayes. 1 – Not Present. Motion carried.

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

Motion: Councilwoman Monica Mayer moved to approve Item D. [XXXXX] Life & Limb. Councilman Fred Fox seconded the motion.

Vote: 6 - Ayes. 1 – Not Present. Motion carried.

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

Motion: Councilman Fred Fox moved to approve Item E. [XXXXX] Life & Limb. Councilwoman V. Judy Brugh seconded the motion.

Vote: 6 - Ayes. 1 – Not Present. Motion carried.

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

Motion: Councilman Fred Fox moved to approve Item G. [XXXXX] Life & Limb. Councilwoman V. Judy Brugh seconded the motion.

Vote: 6 - Ayes. 1 – Not Present. Motion carried.



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

Motion: Councilwoman V. Judy Brugh moved to approve Item H. [XXXXXX] Life & Limb. Councilwoman Monica Mayer seconded the motion.

Vote: 6 - Ayes. 1 – Not Present. Motion carried.

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

Discussion: Also seeking housing to bring them home.

Motion: Councilwoman Monica Mayer moved to approve Item F. [XXXXXX] Life & Limb pay nursing home bill. Councilwoman V. Judy Brugh seconded the motion.

Vote: 6 - Ayes. 1 – Not Present. Motion carried.

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

Councilwoman Monica Mayer brought up paying Medicaid bill of a [XXXXXX] person so Medicaid can take over payments for nursing home care. In Stanley at a cost of \$13K/month. They claimed that she was getting oil royalties when she wasn't and cut her Medicaid.

Motion: Councilman Fred Fox moved to approve [XXXXXX] for payment to Medicaid. Councilwoman Monica Mayer seconded the motion.

Vote: 6 - Ayes. 1 – Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Not Present
Councilman Fred Fox – Aye



Councilman Mervin Packineau – Aye
Councilwoman V. Judy Brugh – Aye
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

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

A. Justice Commission Report*

Item deferred.

B. Tribal Court Report* – *Marvel Heart, Court Administrator*

Report submitted for the record. 1. Justice Commission and the Judicial Committee had a working session on February 28, 2020. Continue working on the Tribal Codes. 2. FBDC completed 3-day training on site, and updated Full Court management systems. 3. A clerk has been assigned to update the Court website and have completed a draft of a Court brochure.

C. Public Safety Division of Drug Enforcement* – *Gerald White, Jr., Chief*

Item deferred.

XV. NATURAL RESOURCES COMMITTEE – *Councilman Randy Phelan, Chairman*

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

Item deferred.

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

Item deferred.

C. Easements*

- 1) McKenzie Electric Cooperative – Four Bears Segment(Interpretive Center)
- 2) Mountrail Williams Electric Cooperative – North Segment
- 3) South Dakota Department of Transportation

Items deferred.

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

Item deferred.

E. Buffalo Ranch Agreement (MWEC)

Item deferred.

F. First Tribal Lending Lease



Item deferred.

XVI. EXECUTIVE COMMITTEE – Chairman Mark N. Fox
A. Susan Fredericks / Range Unit 204

Item deferred.

B. Sobriety Proposal - Brandon Johnson

Item deferred.

- C. Diabetes Program Grant Adjustment - Jared Eagle**
- D. Tourism/State Fair Exhibit**
- E. Maintenance Contract – Kerri Wilson**
- F. Capitol Hill Policy Group LLC Letter of Engagement Renewal**

Motion: Councilman Fred Fox moved to ratify items C-F. Councilwoman Monica Mayer seconded the motion.

Vote: 5 - Ayes. 1 – Not Voting. 1 – Not Present. Motion carried.

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

XVII. EDUCATION COMMITTEE – Councilman Cory Spotted Bear, Chair

- A. Minot State University Cultural Club Pow Wow & Education Program Request – Helamen Hale & Annette Mennem**

Item deferred.

XVIII. CULTURAL COMMITTEE – Chairman Randy Phelan, Chair

XIX. LEGAL DEPARTMENT – Tyra Wilkinson, MHA Supervising Attorney

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- A. Resolution: Collection from Peoples Fund for Child Support Arrears.**

37 were left off the deduction from the last disbursement. Asking for an exception for this occasion to take the entire disbursement to make up for the mistake. Chairman Mark N. Fox noted that perhaps the Tribe can provide the amount.

No action



XX. NEW BUSINESS – Tribal Councilman Add Ons

- A. Chairman Mark Fox- *Reserved*
- B. Chairman Mark Fox – *Reserved*
- C. Councilman Randy Phelan – *Reserved*
- D. Councilman Randy Phelan – *Reserved*
- E. Councilman Fred W. Fox – *Reserved*
- F. Councilman Fred W. Fox – *Reserved*
- G. Councilman Mervin Packineau – *Reserved*
- H. Councilman Mervin Packineau – *Reserved*
- I. Councilman V. Judy Brugh – *Reserved*
- J. Councilman V. Judy Brugh – *Reserved*
- K. Councilman Cory Spotted Bear – *Reserved*
- L. Councilman Cory Spotted Bear – *Reserved*
- M. Councilwoman Monica Mayer – *Reserved*
- N. Councilwoman Monica Mayer – *Reserved*

XXI. CLOSED SESSION

- A. Human Resources (HR)* – *Melissa Brady, Director*
- B. TAT Law Enforcement Report* – *Nelson W. Heart, Chief of Police*
- C. Discussion on ¼ mile Structure Setback⁴ [From Energy]
- D. RM – Life and Limb²[From Health]
- E. Medical Financial Request² – *Terry Eagle* [From Executive]
- F. James Brugh²
- G. Little Missouri River Ownership²[From Executive]
- H. Rimrock Spacing Unit Application-LMR²[From Energy]
- I. WAPA Allocation²[From Executive]
- J. Diamond Willow²[From Executive]
- K. Child Welfare Conference²[From Executive]
- L. Trespass Issue² – *Kayla Danks*[From Energy]
- M. Carson Hood Jr.
- N. Thunder Butte¹[From Executive]
- O. Fee to Trust / Fetting Land Sale Status¹[From Executive]
- P. Co-developer Agreement with Beyond Shelter¹[From Executive]
- Q. Sylvan Education Policy Discussion
- R. J.B.N.
- S. Four Bears Casino Report* – *Scott Wilson, General Manager*
- T. Dakota Pad WPX Eagle Nest Issues – *Brandon Harris*[From Energy]
- U. Virgil & Judith Wilkinson
- V. Councilwoman Monica Mayer-Cheryl Benson-Moniz
- W. Elbowoods Memorial Health Clinic (EMHC) - *Dr. Kathy Eagle, CEO*
- X. Shennen Atcitty Contract

XXII. ADJOURNMENT:



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
MARCH 18th, 2020 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Motion: Councilman Fred Fox moved to adjourn the meeting. Councilwoman V. Judy Brugh seconded the motion. Meeting adjourned at 6:13 pm.





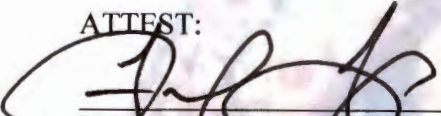
CERTIFICATION

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, 5 were present at the Regular Meeting thereof duly called, notice, convened and held on the 11th of June, 2020; that the foregoing Minutes were amended and/or duly adopted at such meeting by the affirmative vote of 5 members; 0 members opposed; 0 members abstained; 2 Members not voting.


Chairman (X) Voting () Not Voting

Dated this 11th day of June, 2020

ATTEST:



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



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