



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
MAY 14th, 2020 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

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

CALL TO ORDER:

Chairman Mark N. Fox called the meeting to order at 11:47am.

ROLL CALL:

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

OPENING PRAYER

Harriet Good Iron (via Telephone)

I. APPROVAL OF AGENDA

Motion: Councilman Fred Fox moved to approve the agenda. Councilman Mervin Packineau seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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

- 3/18/2020 Regular Meeting Minutes
- 3/30/2020 Special Meeting Minutes
- 4/8/2020 Regular Meeting Minutes

Item deferred

TAT_20200514-1056_01d629de5a648d60 mp3

III. SPECIAL GUESTS & ELDERS

A. Leonard Hosie

Leonard Hosie presented his concerns over interest paid on a 2008 loan for \$17,000. To date, he has paid \$37,000 on the \$17,000 loan and has \$1,700 left to pay on the loan. Mary Ellen Sun expressed that internal auditors have reviewed the loan and it is not as much and still has a balance. Mary Ellen Sun noted that all the payments are accounted for that he has made on the loan. Chairman Mark N. Fox noted that if Mr. Hosie can show the interest or payments charged by the loan program are incorrect than something can be done. Leonard Hosie expressed that at one time he was told to hold on while a lost payment was tracked down, at which time he was



moving between jobs. Mr. Hosie expressed that looking at the statements the interest went from 5% to 3% interest. Mary Ellen Sun noted he was given a break on the interest from 9.5 down to a 5.5% interest. Councilman Mervin Packineau asked Mary Ellen Sun to bring back the interest charged while his payments were on hold. Mary Ellen Sun will research further and return.

EXECUTIVE COMMITTEE REPORTS

TAT_20200514-1106_01d629dfc17c5e8c.mp3

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

Provided a report of recent activities in this busy time and the pandemic. Continued efforts to lessen the effects of the virus. Discussed mitigation efforts and slowly moving toward opening back up and bringing employees back to work with precautions. The Tribe will also be requiring visitors to the tribal offices to do business to wear masks. The Chairman will be meeting with the schools to discuss mitigation practices for upcoming graduations. Most of the local pow-wows have cancelled this year. Chairman Mark N. Fox informed the public of his dissatisfaction with the amount secured through the Cares Act. His concerns have been voiced to all levels of government involved with the Cares Act and how their formula for disbursement was a disgrace. The Tribe received \$15 million while some small tribes received a windfall. There are additional award rounds that we hope the Tribe will see greater assistance. The oil crisis has threatened the tribe's economy but the tribe has built up a reserve of capital and investment funds as required. Also noted that from a fiscal standpoint the tribe is doing ok.

FTR: *Councilman Cory Spotted Bear joined the meeting in the chambers.*

TAT_20200514-1136_01d629e3f56dbf84.mp3

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

Expressed the importance of not rushing to open up the communities from COVID-19 mitigation and continue to take precautions.

TAT_20200514-1136_01d629e3f56dbf84.mp3

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

White Shield High School graduation to be held live on KMHA radio at the Pow-wow grounds to promote social distancing. A parade from the school to the pow-wow grounds will take place. There will also be a HeadStart graduation. White Shield Store continues to provide service with drive up & curbside pickup.

TAT_20200514-1156_01d629e6c2679b70.mp3

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

Reported that they are having weekly COVID-19 Team meetings and working to get cleaning supplies out. High School and Head Start graduations are taking place. Noted that Americans find it hard being told what to do so each of us adhere to the social distancing differently. Councilman Mervin Packineau believes the need continues for social distancing and mitigation procedures.



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

Monthly expense report submitted for TBC review that identifies rates of expenditure and federal programs. Continued budget adjustment throughout the year to bring cost down will need to continue. Royalty and tax revenue continue dollars are down from \$22 to \$13 million. A \$140 million short fall on projected income. Will need to make cuts on Special Projects. Made it through the first half of the year on budget. Chairman Mark N. Fox feels we need to make cuts to the budget now.

TAT_20200514-1216_01d629e98f871c6e mp3

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

Motion: Councilman Mervin Packineau moved to approve Group A; Small Loan applications subject to Loans policies & requirements. Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 Mervin Packineau moved to approve Group B; Small Loan applications subject to Loans policies & requirements. Councilman Fred Fox seconded the motion.

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

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

Discussion: Requiring a co-signor.

Group C: the individual was added on by TBC at an earlier date but did not meet the collateral requirements with some held by the bank. It was noted that the debt was higher than the earnings and recommended a smaller loan amount. Councilman Mervin Packineau will work with the individual.



Mary Ellen Sun also submitted summary concerning the Leonard Hosie interest issue.

C. Mortgage Program – Val Mayer

Item deferred.

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

TAT_20200514-1231_01d629eba980dee6 mp3

E. Sun Dance Request

Have a standing resolution 14-093-VJB that provides \$4000. Councilwoman Monica Mayer feels this is risky at this time to have people gathering. Concerns expressed over budget and social distancing for this year's traditional gatherings.

Motion: Councilman Mervin Packineau moved to approve \$1,500 as the new policy for this year. Councilman Fred Fox seconded the motion.

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

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

Discussion: Will consider after June to assist due to the COVID-19. Could reimburse Sun Dances later in the fiscal year depending on the budget.

TAT_20200514-1236_01d629e883bd00e mp3

F. COLA

There are some employees that did not get the COLA and may be trying to get it retroactively. Chairman Mark N. Fox noted that those didn't get it in by April 1st will receive a check in Dec. Short discussion on Summer Youth being paid through segment funds and pushed back to June or July. Each segment would need to reduce their budgets to cover the cost.

VIII. SEGMENT UPDATES:

TAT_20200514-1141_01d629e4a8711d66 mp3

A. North Segment – Councilwoman Monica Mayer

Biggest concern presently is the economy and the pandemic. Reiterated the need to continue to practice mitigation. Reported 62% of North Segment staff are back to work out of a total 82 employees ; Segment budget is ok, laundromat is open and operating, along with the wrecking yard. The meal site will be the last to open, but in the meantime elder meals are delivered. Councilwoman Monica Mayer believes



the infection rate will peak in June. As a physician, Councilwoman Mayer believes social distancing is about all we can do until a vaccine is developed. Thanked the Chairman for the work to bring in more Federal emergency funds. North Segment employees are tested as they come back to work and every two weeks thereafter.

TAT_20200514-1151_01d629e60e83b814 mp3

B. Twin Buttes – Councilman Cory Spotted Bear

Continued practice of the mitigation policies that include one staff member working the segment office per day at to answer phones; community curfew in place ; restriction on the number of companies/contractors allowed to work in the segment to cut back on the number of outsiders. All major projects have been slowed down to address budget needs and mitigation. The segment will be submitting applications for Care Act funding for Clinic and Community Development to defray employee costs during the pandemic. The Segment has an opportunity to purchase 120 antibody COVID-19 tests from Minnesota and Chairman Mark N. Fox asked that front line workers or essential staff be prioritized for testing.

C. Four Bears – Councilwoman V. Judy Brugh

Item deferred.

IX. OFFICER REPORTS:

TAT_20200514-1247_01d629edc37eb7da mp3

A. Chief Executive Officer Report* – Scott Satermo CEO

1) Executive Orders*

Motion: Councilman Cory Spotted Bear EA2020-09:
NOW THEREFORE BE IT RESOLVED, The Three Affiliated Tribes authorizes and approves a \$10,000 gift card purchase from Walmart to assist in purchasing supplies needed for the COVID 19 pandemic.

Councilman Mervin Packineau seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 Mervin Packineau EA2020-10:
NOW THEREFORE BE IT RESOLVED, The Three Affiliated Tribes approves the purchase of the Property and authorizes the Tribal Chairman to execute a Purchase and Sale Agreement approved by the Tribe's legal counsel, in the form



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attached hereto.

BE IT FINALLY RESPOLVED, That the Chairman is authorized to retain Nevada licensed legal counsel to assist tribal attorneys with state and local regulatory and due diligence requirements in connection with the acquisition of the property, provided that the total amount of fees and expenses does not exceed \$50,000.

Councilman Cory Spotted Bear seconded the motion.

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

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

Motion: Councilwoman Monica Mayer EA2020-11:
NOW THEREFORE BE IT RESOLVED, The Three Affiliated Tribes authorizes and approves the attached Senior Living Center Purchase Agreement and authorizes the Chairman to execute the Agreement.

Councilman Fred Fox seconded the motion.

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

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

Discussion: John Frederick noted that a resolution needs to be passed. Resolution no. 20-077-FWF is assigned. Councilwoman Monica Mayer related that NHSC has found COVID-19 funding that assist with the purchase cost. Also in discussion with Dr. Martin it was determined that there needs to be emergency health policy that is recorded with the State to operate the facility within our purpose to use the building as an Alternative Care Site (ACS).

Motion: Councilwoman Monica Mayer moved to approve authority to the EMHC Chief Medical Officer & Chairperson of the Health Committee to coordinate & develop the operational policies for an Alternative Care Site (at the new nursing home facility) with tribal law. Councilman Mervin Packineau seconded the motion.



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

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

Motion: Councilman Fred Fox EA2020-12:
NOW THEREFORE BE IT RESOLVED, That the Chairman is authorized to execute the Addendum nothing in this Executive Action shall be construed as to waive the sovereign immunity of the Three Affiliated Tribes.
BE IT FINALLY RESOLVED, That nothing in this Executive Action shall be construed to waive the sovereign immunity of the Three Affiliated Tribes.

Councilman Mervin Packineau seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 Mervin Packineau EA2020-13:
NOW, THEREFORE, BE IT RESOLVED that the Three Affiliated Tribes hereby approves and authorizes the attached two chapters designated "Public Health Authority" and "Communicable Disease Confinement Procedure," which are to be added to the Fort Berthold Tribal Code (the Code of Laws of the Three Affiliated Tribes) as chapters 1 and 2 respectively of Title XXI, entitled "Public Health," and said provisions are to be effective immediately; and
BE IT FURTHER RESOLVED, that the Three Affiliated Tribes also hereby approves and authorizes the attached "Curfew During a State of Emergency" provisions, which are to be added to the Fort Berthold Tribal Code as Chapter 3 of Title XXI and said provisions are to be effective immediately; and
BE IT FINALLY RESOLVED, that the Three Affiliated Tribes also hereby approves and authorizes the attached "Failure to Disperse During a State of Emergency" provisions, which are to be added to the Fort Berthold Tribal Code as Chapter 4 of Title XXI and said provisions are to be effective immediately.

Councilman Fred Fox seconded the motion.



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

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

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2) Rehabilitation Services Administration American Indian Vocational Rehabilitation Services

Motion: Councilman Fred Fox moved to approve resolution no. 20-076-FWF entitled “*Tribal Business Council Approval of Application for the Rehabilitation Services Administration American Indian Vocational Rehabilitation Services CFDA Number 84.250N*” subject to TAT Legal review. Councilman Cory Spotted Bear seconded the motion.

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

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

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

Item deferred.

4) Alternative Voting Methods for Reservation School Boards – *Roger White Owl Jr. & Cesar Alvarez*

Motion: Councilman Fred Fox moved to approve alternative voting methods for reservation school boards if mitigation methods are adhered to. 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 – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman V. Judy Brugh – Not Present



Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Not Voting

TAT_20200514-1307_01d629f091805cf4 mp3

5) **NDDOT ID- Roger White Owl Jr. & Cesar Alvarez**

Noted that this meeting would go against the tribes social distancing policies and does not recommend. Discussion on grid system that could show evidence of where a person lives or physical address and getting ND to agree to utilizing. Chairman Mark N. Fox asked that they wear masks. The State is leaving the logistics up to the Tribe. Chairman Mark N. Fox recommended developing the grind system for tribal ID's to verify physical addresses for voting purposes.

Motion: Councilman Fred Fox moved to approve the NDDOT ID event subject to implementing proper COVID-19 mitigation procedures. Councilman Mervin Packineau seconded the motion.

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

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

X. **UNFINISHED BUSINESS**

TAT_20200514-1332_01d629f412757530 mp3

A. **First Tribal Lending Lease - T.J. Plenty Chief & Texx Lone Bear**

Submitted a letter from First Tribal Lending concerning his home site in Shell Creek. Needed to be recorded at the BIA. It was explained that the lender does HUD Homesite loans but their process has roadblocks and recommended that the TBC develop an agreement with the USDA. Tribal homesite leases have a term of 25years, but HUD require a term of 25 years with automatic renewal.

Motion: Councilman Fred Fox moved to amend the tribal *homesite lease form* to account for USDA home loan requirements & subject to TAT Legal review. 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 – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Voting
Councilwoman V. Judy Brugh – Not Present
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye



Discussion: Lease holds and or foreclosures would facilitate transfer of the lease by HUD.

TAT_20200514-1342_01d629f5789cc7f4 mp3

B. Susan Fredericks / Range Unit 204

The parties have verbally agreed to a 75/25 split of range unit 204. Susan Fredericks prefers to have resolution.

Motion: Councilwoman Monica Mayer moved to approve resolution no. 20-078-FWF entitled “*Approval of Transfer of Range Unit 204*” subject to TAT Legal review. Councilman Fred Fox seconded the motion.

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

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

TAT_20200514-1352_01d629f793a0538e mp3

C. Amending 20-040-FWF & 20-241-FWF Diabetes Education Center Resolutions – John Fredericks

20-040-FWF entitled “*Approval of Funds for MHA Diabetes Education Center Construction Project*” & 20-041-FWF entitled “*Approval to Retain Nelson-Tremain Partnership, LLP as Architect for the MHA Diabetes Education Center Construction Project and a Limited Waiver of Sovereign Immunity*”.

Motion: Councilman Fred Fox moved to replace the resolutions no. 20-040-FWF & 20-241-FWF with the correct versions. 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 – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman V. Judy Brugh – Not Present
Councilman Cory Spotted Bear – Not Voting
Councilwoman Monica Mayer – Aye

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D. Mandaree Fire Dept. – Mary Fredericks & Marley Baker



Motion: Councilman Fred Fox moved to approve resolution no. 20-105-FWF entitled "Approving and authorizing Construction and Operation of the Mandaree ERC Upon Tribal Lands" subject to TAT Legal review. 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 – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman V. Judy Brugh – Not Present
Councilman Cory Spotted Bear – Not Voting
Councilwoman Monica Mayer – Aye

Discussion: Chairman Mark N. Fox asked that the project schedule be slowed down or spread out longer.

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

XI. **ECONOMIC DEVELOPMENT COMMITTEE** - Councilwoman Monica Mayer

XII. **ENERGY COMMITTEE** – Chairman Randy Phelan, Chair

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

Item deferred.

TAT 20200514-1407_01d629f8faa94d50 mp3

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

Motion: Councilman Mervin Packineau moved to approve resolution no. 20-080-FWF entitled "Consent to Approval of a Right-of-Way across Tribal land (T603A, T602A) for McKenzie Electric Cooperative Inc." Councilman Cory Spotted Bear seconded the motion.

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

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



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Motion: Councilman Mervin Packineau moved to approve resolution no. 20-081-FWF entitled "*Consent a Right-of-Way across Tribal land (T604A) for McKenzie Electric Cooperative Inc.*" Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 Fred Fox moved to approve resolution no. 20-082-FWF entitled "*Consent to a Right-of-Way across Tribal land (Allotment T2010) for McKenzie Electric Cooperative Inc.*" Councilman Mervin Packineau seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 Mervin Packineau moved to approve resolution no. 20-083-FWF entitled "*Consent to Approval and Assignment of a Right-of-Way across Tribal land for the Delores Sand 29-32H Project Submitted by WPX Energy Williston, LLC.*" Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 Fred Fox moved to approve resolution no. 20-084-FWF entitled "*Consent to Assignment of a Right-of-Way across Tribal land (Tract 1881)*" Councilman Cory Spotted Bear seconded the motion.

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



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Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 Fred Fox moved to approve resolution no. 20-085-FWF entitled "*Consent to Assignment of a Right-of-Way across Tribal land (Tract T638A)*". Councilman Cory Spotted Bear seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 Fred Fox moved to approve resolution no. 20-086-FWF entitled "*Consent to Assignment of a Right-of-Way across Tribal land (Tract T638A)*". Councilman Cory Spotted Bear seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 Fred Fox moved to approve resolution no. 20-087-FWF entitled "*Consent to Assignment of a Right-of-Way across Tribal/and (Tract T636A)[Meadowlark 6-34H]*". Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 Fred Fox moved to approve resolution no. 20-088-FWF entitled "*Consent to Assignment of a Right-of-Way across Tribal land (Tracts 373A and T5447*") [QEP Disco]. Councilwoman Mervin Packineau seconded the motion.

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

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

XIII. HEALTH & HUMAN SERVICES - Councilwoman Monica Mayer

TAT_20200514-1412_01d629f9adb27e9e.mp3

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

Submitted written report. As of May 13th, 2020, with 972 individuals being tested and finding 35 positives, 3 tests pending. EMHC Policies established to mitigate the outcomes of COVID-19. Strategized the financial planning/ budget for emergency response to COVID-19: P.L. 93.638 modifications NO. 1, 2, 3, 4. EMHC proposed to return allowing for patients to return to the clinic on May 18, 2020 and will continue to triage at the front door, will do same day appointments, telemedicine. Will continue to allow those who work from home to continue to work from home via remote work stations. TAT was awarded the Joint Venture with IHS for the Expansion of EMHC to include Dental. EMHC is one of 5 tribes who were awarded I believe there were 42 applicants. Finalizing Design and reviewing Contract for Scull Construction Management propose to present contract- in legal to include Wolman's, and Patterson Dental Design fee. (Hold-due to COVID- 19)

Motion: Councilman Fred Fox moved to approve the Zane Rising Sun Employment Contract. Councilman Cory Spotted Bear seconded the motion.

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

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



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Discussion: The Tribe retains employee as a Medical Staff Member and Family Practice Physician for EMHC at its satellite clinic located in White Shield, ND.

Motion: Councilwoman Monica Mayer moved to approve the Juanita Mendoza Consultant Contract(1yr). Councilman Cory Spotted Bear seconded the motion.

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

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

Discussion: Consultant will manage patient records and improve patient care (IPC) by implementing strategic planning.

Motion: Councilman Fred Fox moved to approve LOCUMS contract addendums to include preliminary back ground checks subject to TAT Legal review. 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 – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Voting
Councilwoman V. Judy Brugh – Not Present
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

TAT_20200514-1427 | d629fbc887c934 mp3

B. Tribal Health* – Red Fox Sanchez, Director

Motion: Councilwoman Monica Mayer moved to approve the Guy K. Slann, DPM Contract as a medical staff member and Doctor of Podiatric Medicine. Councilman Fred Fox seconded the motion.

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

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



Councilwoman Monica Mayer – Aye

C. Life & Limb* – Alva Irwin, Grants & Donations Director

Item deferred.

TAT_20200514-1432_01d629fc7ca0d74e mp3

D. KDU Water System

Presented 3 quotes and asking to be paid from the general fund.

Motion: Councilman Fred Fox moved to approve MAR COR bid (\$157,189.99).
Councilwoman Monica Mayer seconded the motion.

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

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

TAT_20200514-1432_01d629fc7ca0d74e mp3

E. SDPI Grant

Grant application requires submission of the 2018 Tribal audit. Jared Eagle to meet with Lenny Abrams or Whitney Bell to secure a copy of the audit and for Jared Eagle to bring back a resolution for the grant application in June. Application is due August 26th.

Motion: Councilwoman Monica Mayer moved to approve that the 2018 TAT audit be submitted with the grant as required by the SDPI granting agency.

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

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

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

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

Chairman Mark N. Fox noted that with all the staff that has been through the virus it would seem that they could be back at work. Councilman Cory Spotted Bear



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noted that a highly qualified person tribal member Dave Christenson applied for the Chief Judge position and hasn't been contacted. CEO's office will look into.

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

Item deferred.

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

TAT_20200514-1447_01d629fe96a48972 mp3

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

4 home sites.

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 20-090-FWF entitled "*Approval of Home Site Leases and Utility Corridors for Home Sites – January 2020*" subject to TAT Legal review. Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 Randy Phelan moved to approve resolution no. 20-091-FWF entitled "*Consent to Certain Rights of Way across Tribal land for the McKenzie Electric Cooperative – TAT Roping Arena*" 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 – Aye
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 Randy Phelan moved to approve resolution no. 20-092-FWF entitled "*Consent to Certain Rights of Way across Tribal land for the McKenzie Electric Cooperative- Interpretive Center*". Councilman Mervin Packineau seconded the motion.

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



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

FTR: *Chairman Mark N. Fox returned to the meeting and reassumed the chair of the meeting.*

Motion: Councilwoman Monica Mayer moved to approve resolution no. 20-093-FWF entitled "*Consent to Certain Rights of Way across Tribal land for the Mountrail Williams Electrical Project*" [North Segment - N. of the Catholic Church]. Councilman Mervin Packineau seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 Mervin Packineau moved to approve resolution no. 20-094-FWF entitled "*Consent to a Temporary Rights of Way across Tribal land for the State of South Dakota, Department of Transportation*" Councilwoman Monica Mayer seconded the motion.

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

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

TAT_20200514-1502_u1d62a00afaf2c2e mp3

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

Motion: Councilman Fred Fox moved to approve resolution no. 20-097-FWF entitled "*15 Agricultural Leases*" subject to TAT Legal review. Councilman Mervin Packineau seconded the motion.

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



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

Motion: Councilman Fred Fox moved to approve resolution no. 20-098-FWF entitled “*Ree Ranch - East Segment*” Agricultural Leases on Tribal Land” 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 – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman V. Judy Brugh – Not Present
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Not Voting

C. Easements*

Addressed above

D. NRD Clean-Up Fund

Item deferred.

E. 2020 Fort Berthold Reservation Burn Ban

Motion: Councilwoman Monica Mayer moved to approve resolution no. 20-079-FWF entitled “*Approval of the 2020 Fort Berthold Reservation Burn Ban.*” 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 – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman V. Judy Brugh – Not Present
Councilman Cory Spotted Bear – Not Voting
Councilwoman Monica Mayer – Aye

F. 2020 Game & Fish Proclamations



Item deferred.

TAT_20200514-1407_01d629f8faa94d50 mp3

G. BIA Road 22 Road Maintenance and Cost Share Agreement – Kenny Lyson

Motion: Councilman Fred Fox moved to approve the BIA Road 22 Cost Share Agreement for Road Maintenance. Councilman Mervin Packineau seconded the motion.

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

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

TAT_20200514-1457_01d629f8faa94d50 mp3

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

Update the TBC on the Twin Buttes Plant with contractors and vender on task. Training is close to complete and ready for the turn over to the tribe. Plant has been tested and ready to go online.

Motion: Councilman Fred Fox moved to approve resolution no. 20-095-FWF entitled "*Amending Resolution 19-337-FWF and Consent to Certain Right(s) of Way across Tribal land.* [FBRW]. Councilman Mervin Packineau seconded the motion.

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

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

Discussion: Twin Buttes Master Plan changes. 19-337-FWF was still under Legal review.

Motion: Councilman Fred Fox moved to approve resolution no. 20-096-FWF entitled "*Consent to Certain Right(s) of Way across Tribal land*". Councilman Mervin Packineau seconded the motion.

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



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

Discussion: Three right-of-ways combined: Clayton Danks, flush hydrat, & green house.

I. Crestwood

Item deferred.

XVI. EXECUTIVE COMMITTEE – Chairman Mark N. Fox

TAT_20200514-1507_01d62a0162c21660.mp3

A. Mitigation Policy Discussion

Current COVID-19 mitigation policy in place by resolution. Currently the State of North Dakota is easing their mitigation measures that might cause the Tribe to also make adjustments to our own measures. Disbanding & curfew is a measure of law and need special authority to the Chairman to adjust as mitigation lessons. We are seeing non-compliance from the bar owners and concern from tribal members as to why the Tribe is not enforcing the law. Discussion on various phases of COVID-19 testing & graduation event planning to lessen risk of infection.

TAT_20200514-1527_01d62a042fa5e7da.mp3

B. Ratification of 4/17/2020 Executive Committee Actions

Motion: Councilman Fred Fox moved to ratify all Executive Committee actions since the last TBC meeting. 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 – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Voting
Councilwoman V. Judy Brugh – Not Present
Councilman Cory Spotted Bear – Aye
Councilwoman Monica Mayer – Aye

FTR: Chairman Mark N. Fox asked that all documents submitted review during TBC meetings be digital and asked the Executive Secretary's Office to develop a process to limit possible exposure to COVID-19.

XVII. EDUCATION COMMITTEE – Councilman Cory Spotted Bear, Chair



XVIII. CULTURAL COMMITTEE – Chairman Randy Phelan, Chair

XIX. LEGAL DEPARTMENT – Tyra Wilkinson, MHA Supervising Attorney

TAT_20200514-1532_01d62a04e2a92494 mp3

A. Corps of Engineers Consultation – John Fredericks

Update on issue related to the Skunk Creek Recreation lease renewal. The Corps of Engineers is looking at opening the process up and there is a possibility that Dunn County could take the lease. In an effort to slow the approval process down until the Tribe can apply, John Fredericks requested the consultation and will need a conference call to talk to the Corps. John Fredericks will continue to work on it and set up the call.

TAT_20200514-1532_01d62a04e2a92494 mp3

B. Lakeview Aggregates EPA Matter – John Fredericks, Attorney

Possible agreement with the EPA on an Administrative Consent Order for the Clean Water Act issues and the lake. EPA has approved the draft revision submitted by John Fredericks and requesting authority be granted to Chairman Mark N. Fox to work with John Fredericks to comply with existing EPA requirements at the site.

Motion: Councilman Fred Fox moved to grant Chairman Mark N. Fox authority to work with John Fredericks to finalize the agreement. 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 – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Voting

Councilwoman V. Judy Brugh – Not Present

Councilman Cory Spotted Bear – Aye

Councilwoman Monica Mayer – Aye

Discussion: Edmund Baker, Environmental Director will need funding hire workers to comply with the permit's requirements.

TAT_20200514-1537_01d62a0595c0b9e8 mp3

C. MRR Leases

Motion: Councilwoman Monica Mayer moved to approve resolution no. 20-099-FWF entitled “*Authorizing an Amendment to the Missouri River Resources Leases to Provide for Direct Payment of Royalties*” Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Randy Phelan – Aye



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

TAT_20200514-1542_01d62a0649cd7fca.mp3

D. Greenhouse Grants – Cynthia Monteau, Tax Director

Motion: Councilman Fred Fox moved to approve resolution no. 20-100-FWF entitled “*Authorizing an Amendment to the Economic Development Administration’s approved ‘MHA Nation 2016-2022 Community Economic Development Strategy (CEDS)’*”. Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 resolution no. 20-101-FWF entitled “*To Authorize the Application and Cost Share Commitment to the U.S. Department of Energy’s ‘Energy Technology on Tribe Lands 2020’ Grant (FOA #DE-FOA-0002317)*” Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Randy Phelan – Aye
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 Fred Fox moved to approve resolution no. 20-102-FWF entitled “*To Authorize the Application and Cost Share Commitment to the U.S. Department of Commerce Economic Development Administration’s ‘Public Works and Economic Adjustment Assistance Programs Grant’ (Funding Opportunity Number PWEAA 2020)*” Councilman Cory Spotted Bear seconded the motion.

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

Chairman Mark N. Fox – Aye



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Councilman Randy Phelan – Aye
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 Fred Fox moved to approve resolution no. 20-103-FWF entitled “*To Authorize the Application and Cost Share Commitment to the U.S. Department of Health and Human Services Administration for Native Americans Social and Economic Strategies Program (SEDS) Grant (FOA #HHS-2018-ACF-ANA-1339)*” Councilman Cory Spotted Bear seconded the motion.

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

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

XX. NEW BUSINESS – Tribal Councilman Add Ons

- A. Chairman Mark Fox- Reserved**
- B. Councilman Randy Phelan – Reserved**
- C. Councilman Fred W. Fox – Reserved**
- D. Councilman Mervin Packineau – Reserved**

TAT_20200514-1552_01d62a07b0abd106 mp3

- E. Councilman Cory Spotted Bear – Fencing Contract**
Contract to move forward with the Buffalo Ranch fencing project from Twin Buttes Segment funding.

Motion: Councilman Fred Fox moved to approve the fencing contract.
Councilwoman Monica Mayer seconded the motion.

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

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



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

TAT_20200514-1442_01d629fde3a1036e.mp3

F. Councilwoman Monica Mayer – Dawson Land Purchase

Sale of 1.89 acres of individual trust land near Wolf’s Trading Post with full infrastructure for \$90,000. Also has an addition 20 acres north of the golf course.

Motion: Councilwoman Monica Mayer moved to approve resolution no. 20-089-FWF entitled “*Approving the Land Purchase from James E. Dawson*” subject to appraisal and TAT Legal review. Councilman Mervin Packineau seconded the motion.

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

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

XXI. CLOSED SESSION:

TAT_20200514-1752_01d62a15b5b4f614.mp3

- A. Human Resources (HR)* – Melissa Brady, Director**
- B. TAT Law Enforcement Report* – Nelson W. Heart, Chief of Police**
- C. RM – Life and Limb²[From Health]**
- D. Legal Items - Tyra Wilkinson, MHA Supervising Attorney**
- E. Home Refinance/Legal Issue**
- F. Attorney Representation Letter**
- G. Insurance Coverage**
- H. Four Bears Casino Report***
- I. Solid Waste Hire**
- J. Land Purchase – Councilman Cory Spotted Bear**
- K. Lyndon Fredericks Gravel Pit**
- L. Legal Representation**

XXI. ADJOURNMENT:

Motion: Councilman Fred Fox moved to adjourn the meeting. Councilwoman Monica Mayer seconded the motion. Meeting adjourned at 7:36PM.



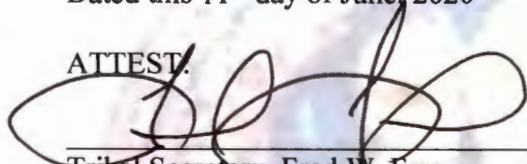
CERTIFICATION

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.

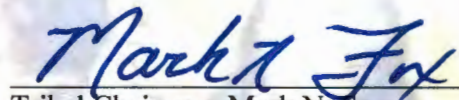
Chairman (X) Voting () Not Voting

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