



**CALL TO ORDER:**

Councilman Cory Spotted Bear called the meeting to order at 10:26 AM.

**PRAYER:**

Carol Enno.

**ROLL CALL:**

*Present:* Councilwoman Monica Mayer, Councilman Cory Spotted Bear, Councilwoman V. Judy Brugh, & Councilman Fred Fox. *Quorum established.*

**I. APPROVAL OF AGENDA:**

*Motion:* Councilwoman V. Judy Brugh moved to approve the agenda. Councilman Fred Fox seconded the motion. Vote: 4-0-0. Motion carried.

**II. APPROVAL OF MINUTES:**

• **December 8<sup>th</sup>, 2020 Natural Resource Committee Minutes**

*Motion:* Councilwoman V. Judy Brugh moved to approve December 8<sup>th</sup>, 2020 Natural Resource Committee Minutes with corrections. Councilman Fred Fox seconded the motion. Vote: 4-0-0. Motion carried.

**III. NEW BUSINESS:**

**A. General Information**

Councilwoman V. Judy Brugh mentioned the Casino wants to start welding the boat together and we have that EPA sanction on us at the gravel pit. Texx Lone Bear was asked if it was lifted yet. Texx Lone Bear states they have been working with Environmental on that, Edmund Baker will have the update on it. Councilman Cory Spotted Bear states they can ask them in the Executive meeting later today. We don't want to have anyone move in there and get additional sanctions on us.

**IV. NATURAL RESOURCES**— *Texx Lone Bear, Director*

• **Bureau of Reclamation Waiver Request.**

It was approved already but after reviewing it several times, Home site Resolution modification language. The funding for Rural Water is quite large and it has indexing, which is increasing yearly for inflation. On this easements are waived on their language that they wanted to add. Had a hard time with that. They wanted to add to our home site resolution for ROW's for water lines. There will be money for the tribe for easements, and don't think we should take this off the table. Would like to take out the language that the tribe will waive payments for easements. FBRW does not have a clause. Will eventually have to replace some of the older features since it already has been



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20 years. Waving the cost for easements, Texx Lone Bear said to remove it. There is a cost to the easement, the cost goes to the tribe. We are absorbing the cost. Dakota Water Resource will pay. The land owner CF20R. Bureau of Reclamation (BOR) request to remove language waive payment on tribal land easements. We have been using our money and there is money to pay for it already. Take out, wave payment. Tells the government we are able to make the payment. It's reimbursable. This is a tribal resolution and there is a cost going across tribal land, we are going leave it that way.

**Motion:** Councilman Fred Fox moved to authorize the NRD Director to amend the policy language. Councilwoman V. Judy Brugh. Vote: 4-0-0. Motion carried.

- **Lease Term Policy**

Councilman Fred Fox noted the Chairman's Green House projects & non-member ranchers & farmers are taking up the leases and new native ranchers are being pushed out. NRD is drafting an atlas of land & native leases. John Bearstail is working on a plan, it looks better, our tribal members should be happy with it. Councilman Fred Fox mentioned their segment leases their segment land, they hay it and give it to all the ranchers for the winter. The farm pasture leases should be every three years. Committee wants to move the leases from one year to three years. It was noted that many farmers are part of programs and the programs require a longer lease. Would like to forward a change to TBC. Range Units expire Nov./Dec. 2021 and Councilman Fred Fox recommended meeting in August.

**Motion:** Councilman Fred Fox moved to forward amending farm lease terms from 1 -year to 3 Year term periods to TBC. Councilwoman V. Judy Brugh seconded the motion. Vote: 4-0-0-0. Motion carried.

**Discussion:** Texx Lone Bear states that we need to update our farm lease policy. The last one that was recorded was in 1985. Will update with Legal review and bring back on the next NRC on January 27<sup>th</sup>. Conservation Plan update to accommodate for one-year leases with the farmer. Should be ready on the 27<sup>th</sup> meeting. If the committee wants three year he can do that too.

**A. Land Sale – North Segment**

The old Chances Are Lot, West of the new carwash, green building, by New Town News is for sale by Bob Turner. He contacted Councilwoman Monica Mayer, who forwarded it to Texx Lone Bear. The requested price He wants \$165K. Councilwoman Monica Mayer states we should purchase up as much as we can. Councilman Fred Fox states we should just pay for the land, the building is nothing, just want the lot. Texx Lone Bear states, it is appraised at





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\$165K. Councilman Fred Fox states we should counter offer it at \$250K. Texx Lone Bear will start at \$200K which will give a little wiggle room.

FYI, ND State Highway is trying to put together a left turning lane in the Four Bears area by the Earth Lodge Village. Texx Lone Bear had them contact Councilwoman V. Judy Brugh. Councilwoman V. Judy Brugh asked why all the lights are out in Four Bears, the Bridge also Clarks Creek. Texx Lone Bear will make the contact and have them give information. Councilwoman V. Judy Brugh will need to give her input.

The old Super Value property is appraised at \$500,000 for the lot & building. Texx Lone Bear will ask for a copy of that appraisal, requesting a minimum \$375,000 as his asking price. Councilman Cory Spotted Bear states we need to have our own appraisal. It's prime location, it's a large piece of land on Main Street. Councilman Cory Spotted Bear asked to get it and come back also negotiate. Building could be used as office space also. Mail & More has been up for sale for years. Brian from Napa was trying to buy the land next to him that is tribal land, he then wanted to trade, but he is not enrolled.

**B. Home Sites**

Annelisa Three Iron Home Site Resolution, Located in Van Hook Subdivision next to her sister's house.

**Motion:** Councilman Fred Fox moved to forward to TBC. Councilwoman V. Judy Brugh seconded the motion. Vote: 4-0-0-0. Motion carried.

**FTR:** Chances Are lot is for sale in New Town. He was asking for \$800,000 and dropped it down to \$500,000.

**C. Bryon Jason Brady Jr**

The family was approved for a home loan and had selected an existing home but the Covid pandemic hit and the process stopped. After resuming the process, the family found out that the house was not available any longer. Requesting additional time to continue their search for a new home from February date. Searching for a home site also in Shell Creek. Feb. 13<sup>th</sup> is the current deadline.

**Motion:** Councilman Fred Fox moved for a 6-month extension on Home Loan. Councilwoman V. Judy Brugh seconded the motion. Vote: 4-0-0-0. Motion carried.

**D. ADJOURNMENT:**



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**Motion:** Councilman Fred Fox moved to adjourn the meeting. Councilwoman V. Judy Brugh seconded the motion. Meeting adjourned at 11:09 AM.





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### CERTIFICATION

I, the undersigned, as Committee Chairperson of The Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Natural Resources Committee is composed of three (3) members and of whom three (3) constitutes a quorum of 4 were present at the meeting thereof duly called, notice, convened and held on the 27<sup>th</sup> day of January, 2021, that the foregoing Minutes were duly adopted at such meeting by the affirmative vote of 4 members; 0 members opposed; 0 members abstained; 0 members not voting.

Dated this 27<sup>th</sup> day of January, 2021.

ATTEST:

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

Committee Chairman, Cory Spotted Bear  
Tribal Business Council  
Three Affiliated Tribes