



CALL TO ORDER:

Councilman Cory Spotted Bear called the meeting to order at 1:01 PM.

ROLL CALL:

Present: Councilwoman V. Judy Brugh, Councilwoman Sherry Turner Lone-Fight. & Councilman Fred Fox.
Quorum established.

I. APPROVAL OF AGENDA

Motion: Councilwoman V. Judy Brugh moved to approve the agenda. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 3-0-0. Motion carried.

II. APPROVAL OF MINUTES:

A. February 23rd, 2021 Natural Resource Committee Minutes.

Motion: Councilwoman Sherry Turner Lone-Fight moved to approve the February 23rd, 2021 Natural Resource Committee Minutes. Councilwoman V. Judy Brugh seconded the motion. Vote: 3-0-0. Motion carried.

III. NEW BUSINESS

A. Dennis Huber Request

Proposing an improvement lease for land that is not in use currently. Presented this in the January meeting. Requested the total acres, which was accepted. Dennis would likely lease in the first few years. Needs to be fenced and need the State would need to survey it. Would like to negotiate 6\$ first then next year 8\$ following year \$8 then to \$11 the next year. This would be a farm pasture lease to the Tribe. The tribe would be leasing to Dennis.

FTR: Councilman Cory Spotted Bear joined the meeting conference call 1:08 PM.

Is there another one like this? Texx Lone Bear states, yes this is the way we used to do it. The lease would be for 5 years. TAT is only doing one-year agriculture leases at this time. Councilwoman Sherry Turner Lone-Fight feels 6\$ this year might be hard. The equipment that will be brought in we should go lower than \$6 for the first year.

Motion: Councilman Cory Spotted Bear moved to forward to TBC. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.

Discussion: Councilman Cory Spotted Bear, Dennis Fox, Texx Lone Bear will work together and come up with a lease.

B. Benjamin Good Bird Request

The NDHWY Department needs allottee permission to put a turn off lane on HWY 23. Bens Aunt Trudy Stiff Arm lives near Ben. Ben states when there are two semi's behind him and coming down hill towards his turn off, he has no way to break with a horse trailer with a Semi right behind him. Ben has to pass his approach and turn around at Beaver Creek to get to his turn off. Trudy's approach is next to Bens and she has a hard time getting into her approach. A man



from the State rode with Ben and was able to see how the approach is hard to get into sometimes. Later a supervisor to the State employee told Ben he would not get a turning lane by his approach. Ben met with the State and was told if he helped with \$200,000 they could put a turning lane in. Ben is asking that some kind of result come from this. There has been deaths on this road, things fly off the oil trucks. To the north is McKenzie County and to the south is Tribal. The families are requesting help to Family wants turn off lanes on this road. Maybe a roundabout would even help. We could partner with the state for this. Councilwoman Sherry Turner Lone-Fight can attest to objects falling off of trucks. Councilwoman V. Judy Brugh asked why has the NDDOT not come in and meet with Council. Councilman Fred Fox states, we need to take a look at this, following with letters to the State and set up an Impact Study advisory committee.

Motion: Councilwoman V. Judy Brugh moved to forward to TBC and get an advisory Committee. Councilwoman Sherry Turner Lone-Fight. Vote: 4-0-0. Motion carried.

C. Fire Management – Burn Ban Resolution

Resolution presented entitled “*Approval of the 2021 Fort Berthold Reservation Burn Ban*”.

Motion: Councilwoman V. Judy Brugh moved to forward resolution to TBC. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.

D. Tribal Supplement – Computer Purchase

Texx Lone Bear would like to acquire four more computers. Texx informed the Committee GIS was removed from the department when they moved. Councilwoman V. Judy Brugh asked who authorized this. CEO.

Motion: Councilwoman Sherry Turner Lone-Fight moved to approve the purchase four computers. Councilwoman V. Judy Brugh seconded the motion. Vote: 4-0-0. Motion carried.

Land Purchase/Charles Hall Home Purchase.

The Charles Home building is for sale in Bismarck. Tracey Burr was part of the negotiation team on the acquisition of the property. Need approval before the 8th. This is on Bowen south of the tracks. Councilwoman Sherry Turner Lone-Fight would like more information on this before it goes to TBC and questioned what is it going to be used for. Still needs an appraisal.

E. Home Site Lease Termination

Thunder Butte area. Residence have not paid, they are deceased. There are family members living in this home currently. There are no policies on this. Legal will need to draw something up first. Texx will bring this back. Councilwoman V. Judy Brugh would like the trailers moved.

F. Range Unit 204 – Wilbur Hunts Along

El Marie, Lawyer for Mr. Hunts Along reminded the Committee that the issue was addressed at council a couple of times. In order this to get processed correctly with the BIA we need a resolution to restore that allocation. There is no resolution on this. Texx Lone Bear states this is a 50/50 split. 19-130-FWF. 50/50 will restore Wilbur to 50%. A resolution will be ready for next TBC. Allegations should be done in writing, request by El Marie Conklin.



Motion: Councilwoman V. Judy Brugh moved to forward to TBC with a recommendation of a 50/50 split. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.

G. Buffalo Ranch Fence Line – Two Miles West Segment

Motion: Councilwoman V. Judy Brugh moved to forward to TBC. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.

Discussion: Councilman Cory Spotted Bear requested removal of the Fettig land use from the agenda.

H. 2021 Game & Fish Proclamations

Presented updates to the 2021 Proclamations. Notable changes address nonmember/member licenses. A lot of people wanted nonmember spouses to get license especially gun/deer season. Have some price changes this year. This opened up 4 years ago, added spouse. There will be a category for non-members. Councilwoman V. Judy Brugh asked if our tribal members are able to hunt on other reservations. Yes, spouses to their enrolled members.

Motion: Councilwoman V. Judy Brugh moved to forward to TBC. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.

Mike Deville gave an update on the big horn sheep.

I. Fee to Trust Resolution – Mercer County

Resolution entitle, “Request to the Secretary of Interior to Acquire Certain Tribal Fee Lands in Trust for the Benefit of the Mandan Hidatsa & Arikara Nation”. Councilman Cory Spotted Bear request for Fettig (by Killdeer & Mandaree) to go from Fee to Trust. Another one is on Mercer County land by Twin Buttes both are off the reservation. John Fredericks will provide all the legal documents

Motion: Councilwoman V. Judy Brugh moved to forward to TBC. Councilman Cory Spotted Bear seconded the motion. Vote: 4-0-0. Motion carried.

J. Emergency Declaration Reservation Wide

Councilwoman Sherry Turner Lone-Fight states our ranchers need hay due to the drought. Asking the tribe to purchase some hay. Bureau of Indian affairs helped with this before. Texx will check into it and bring to TBC. Legal will need to get a resolution done.

Motion: Councilwoman V. Judy Brugh moved to forward to TBC. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.

IV. NATURAL RESOURCE

A. Land Acquisition – Fee Property

Motion: Councilwoman V. Judy Brugh moved to forward to TBC. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.



B. Easements – Four Bears Community

Recently acquired this area to manage the area for commercial use. No power or water. They are asking for a utility easement, resolution will be developed for the Four Bears Community. McKenzie and Rural Water will need to come in and put services in.

C. Home Sites - Resolution

- 1) Elizabeth Tikanye, a TAT Enrolled Member, for a 2.5 acre home site, Lot 15, Block 1, Little Shell Creek Subdivision on T384-A-F, Section 2, T. 150 N., R. 92 W., Mountrail County, 5th PM of ND, containing an 100% Tribal, more or less.
- 2) Claïresse & Nathan White Horse, a TAT Enrolled Member, for a home site, Thunder Butte Subdivision on Allotment 301-T531A-B, Section 29, T. 152 N., R. 94 W., McKenzie County 5th PM of ND, containing an 100% Tribal, more or less.
- 3) Leigh Arlis Brown Eyes, for a home site, Allotment 301-T710A, Section 2, T. 149 N., R. 94 W., McKenzie County 5th PM of ND, containing an 100% Tribal, more or less
- 4) Michaela Ann Bacon, a TAT Enrolled Member, for a home site, Allotment 301-T710A, Section 2, T. 149 N., R. 94 W., McKenzie County, 5th PM of ND, containing an 100% Tribal, more or less.

Motion: Councilwoman V. Judy Brugh moved to forward to TBC. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.

D. Indian Preference Agricultural Lease 2021

Blanket motion on resolution entitled, “*Agricultural Leases on Tribal Land*”.

- 1) Lewis Simenson – Allotment Numbers: T113A-B, T113A-A, T487A, T156A-A, T87A, T182A, T1296, T3104 and T135A. Total Acres 790.00.

Motion: Councilwoman V. Judy Brugh moved to forward to TBC. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.

- 2) Tom Breuer – Allotment Number: T1068. Total Acres 790.00.

Motion: Councilwoman V. Judy Brugh moved to forward to TBC. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.

- 3) Chaundee Chase – Parcels: 011555000, 0011556000, 011557000, 011558000, 011559000, 011580000, 011581000, 011582000, 011583000, 011584000, 011586001, 011587000, 011588000, 011589000, 011590000 and 011591000. Total Acres 2,077.45

Tabled

- 4) Robyn Kluabunde – Allotment Number: 1343.



Motion: Councilwoman V. Judy Brugh moved to forward to TBC. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.

- 5) **Anchor Farms Harvey Billedeau**– Allotment Number: 450A. Tribal Share 25%, Section 18, Township 148, Range 89, Farm acres 67.50.

Motion: Councilman Cory Spotted Bear moved to forward to TBC. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.

- 6) **Morgan & Shantel Fettig** – Allotment Number: T3075. NW1/4, Tribal Share 100%, Section 14, Township 148, Range 94, Farm Pasture Acres 159.60.

Motion: Councilwoman Sherry Turner Lone-Fight moved to forward to TBC. Councilwoman V. Judy Brugh seconded the motion. Vote: 4-0-0. Motion carried.

- 7) **Tadsena Lone Fight** – Allotment Numbers: Tribal Fee. S1/2, Tribal share 100%, Section 32, Township 149, Range 92, Farm Pasture Acres 320.00.

Motion: Councilwoman Sherry Turner Lone-Fight moved to forward to TBC. Councilwoman V. Judy Brugh seconded the motion. Vote: 4-0-0. Motion carried.

- 8) **Noreen Mossett** – Allotment Number: T704A-D, E1/2SE1/4, Tribal Share 100%, Section 28, Township 147, Range 91, Farm Pasture Acres 80.00.

Motion: Councilwoman Sherry Turner Lone-Fight moved to forward to TBC. Councilwoman V. Judy Brugh seconded the motion. Vote: 4-0-0. Motion carried.

- 9) **Kanzas Johnson** – Allotment Number: T612A-D, Grass within W1/2NW1/4N, Tribal Share 100%, Section 24, Township 152, Range 95, Farm Pasture Acres 16.36.

Motion: Councilwoman Sherry Turner Lone-Fight moved to forward to TBC. Councilwoman V. Judy Brugh seconded the motion. Vote: 4-0-0. Motion carried.

- 10) **Edmund Baker** – Allotment Number: 560061500, Grass within OUTLOT 1 of Lot 5 & SWSW Less R/W S08, Tribal Share 100%, Section 8, Township 152, Range 92, Farm Pasture Acres 15.20.

Motion: Councilwoman V. Judy Brugh moved to forward to TBC. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.

- 11) **Buffalo Feed Yard Scott Simenson** – Allotment Number: T222A, S1/2SW1/4, Tribal Share 100%, Section 2, Township 148, Range 90, Farm Acres 69.00.

Tabled.

E. Amend resolution 21-053-FWF

Requesting amendment to resolution legal description from resolution no. 21-053-FWF entitled, “Approval of Agricultural Lease for Weston Schettler”



Motion: Councilwoman V. Judy Brugh moved to amend legal description. Councilwoman Sherry Turner Lone-Fight seconded the motion. Vote: 4-0-0. Motion carried.

Existing home site that people did not put anything on the land. Texx would like to update this policy, also a setback policy.

F. TERO – Charles Foote, Director

Item deferred.

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

Item deferred.

H. Tribal Utilities

Item deferred.

V. ADJOURNMENT

Motion: Councilwoman Sherry Turner Lone-Fight moved to adjourn the meeting. Councilwoman V. Judy Brugh seconded the motion. Meeting adjourned at 2:14 PM.

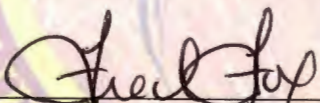


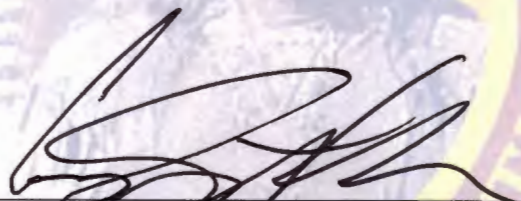
CERTIFICATION

I, the undersigned, as Committee Chairperson of The Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Natural Resources Committee is composed of three (3) members and of whom three (3) constitutes a quorum of 3 were present at the meeting thereof duly called, notice, convened and held on the 28th day of April, 2021, that the foregoing Minutes were duly adopted at such meeting by the affirmative vote of 3 members; 0 members opposed; 0 members abstained; 0 members not voting.

Dated this 28th day of April, 2021.

ATTEST:


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


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