



CALL TO ORDER:

Councilman Fred Fox called the meeting to order at 12:39 PM.

ROLL CALL:

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

I. APPROVAL OF AGENDA

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

II. APPROVAL OF MINUTES

- **April 28th, 2021 Natural Resource Committee Minutes.**

Motion: Councilman Fred Fox moved to approve April 28th, 2021 Natural Committee Minutes. Councilwoman V. Judy Brugh seconded the motion. Vote: 4-0-0. Motion carried.

- **May 25th, 2021 Natural Resource Committee Minutes.**

Motion: Councilman Fred Fox moved to approve May 25th, 2021 Natural Committee Minutes. Councilwoman V. Judy Brugh seconded the motion. Vote: 4-0-0. Motion carried.

- **June 28th, 2021 Natural Resource Committee Minutes.**

Motion: Councilman Fred Fox moved to approve June 28th, 2021 Natural Committee Minutes. Councilwoman V. Judy Brugh seconded the motion. Vote: 4-0-0. Motion carried.

- **August 3rd, 2021 Natural Resource Committee Minutes.**

Motion: Councilman Fred Fox moved to approve August 3rd, 2021 Natural Committee Minutes. Councilwoman V. Judy Brugh seconded the motion. Vote: 4-0-0. Motion carried.

- **September 2nd, 2021 Natural Resource Committee Minutes.**

Motion: Councilman Fred Fox moved to approve September 2nd, 2021 Natural Committee Minutes. Councilwoman V. Judy Brugh seconded the motion. Vote: 4-0-0. Motion carried.

III. NEW BUSINESS

A. South Segment – Dennis Huber

Improvement Lease resolution. 15,000 acre tracts.

- 1040A, 39.8754375
- 877, 39.7990894
- T 15313, 17.0017858



- T 15314, 1.4899754
- T 15315, 34.9053751
- T 15318, 20.0961021
- T 15319, 44.5699842
- T 15320, 199.1008
- T 15321, 11.4619551
- T 15322, 58.6101
- T 15323, 24.6321538
- T 15413, 49.5157658
- T 15414, 31.3858046
- T 15415, 76.9084885
- T 15454, 3.19935722
- T 15455, 0.57385946
- T 5420, 6.16443282
- T 5421, 22.3985078
- T 5422, 59.9655116
- T 5423, 7.21797602
- T 5424, 17.4906988
- T 5425, 4.98960103
- T 5426, 13.963151
- T 878, 39.791976

5-year plan lease.

Year 1, \$5.00, 745.44, total \$3,727.20
Year 2, \$7.00, 745.44, total \$5,218.08
Year 3, \$8.00, 745.44, total \$5,963.52
Year 4, \$11.00, 745.44, total \$8,199.84
Year 5, \$11.00, 745.44, total \$8,199.84

He is providing all the fencing. It's all grazing land.

FTR: Councilwoman Monica Mayer joined the meeting at 12:45PM

Motion: Councilwoman V. Judy Brugh moved to forward to TBC. Councilman Fred Fox seconded the motion. Vote: 5-0-0. Motion carried.

B. North Segment – Royce Wolf

He wants to trade 80 acres' top soil [surface] only. Royce has 80 acres in Mandaree Tract 800A, wants to trade land in North Segment Shell Creek Tract T394A-F. Willing to pay the difference from farm to grazing. He wants to keep that area around his home open since they have the Native American Church out there. Councilwoman Monica Mayer stated he came and talked to her and she has no interest to trade North Segment to Mandaree, there is a resolution from April 2021. There are a lot of applicants looking for home sites. There are 2 that are steaked out. There is a hay cutting permit in the Segment which is on trust land. Screech Mason had a permit and let some white guy hay the field. Another hand out was given to Committee. Councilwoman Monica



Mayer noted the Tribe owns the 160 acres now. He wants to keep this land in his family. Councilwoman Sherry Turner-Lone Fight asked Councilwoman Monica Mayer if there are any other locations to put up home sites. Councilman Fred Fox asked Texx Lone Bear if there are any other places. The Native American Church asked for 40 acres. Texx Lone Bear states Royce can do the same. Most of the land that is available is down by pouch point, the water and roads have the same accessibility. Delvin Driver wanted to address the Committee about this but was unable to make the meeting. Councilwoman Monica Mayer recommended putting home sites on hold now for these home sites in the area. Committee agrees to hold off on this item for now. Councilwoman V. Judy Brugh states as a representative of North Segment, Councilwoman Monica Mayer has the right to do what she needs to do for her Segment. Councilwoman Monica Mayer would like to work with the Council on trying to legally get access to Hidatsa Hills area for development. Councilwoman Monica Mayer states that there are 7 home sites that were approved for this land area that Texx Lone Bear will have to put this on hold. Councilman Fred Fox states in February 2021 there was a Resolution entitled, “*Approval of Home Site Leases and Utility Corridors for Home Sites – February, 2021*” Resolution 21-018-FWF that approved more home sites. Texx Lone Bear did a modification for the home site, there is a Resolution doing this. Councilwoman Monica Mayer states, these people have the right to move on the lots according to the resolution that was passed by Council. Vicky Mandan will work with Texx Lone Bear. No action taken yet. No one is to move on and will look into other home sites for them.

FTR: Kayla Danks was honored for her birthday and her hard work for the tribe.

C. Army Corp of Engineers’ Fencing of Bear Den Area in West Segment

The Corps stated they were going to put up a fence up. The Corps would have had to cross a Tribal tract to access. ACOE Fencing Project 2021. Public area is blocked off and we don’t know how they can block this area off. Texx Lone Bear sent a let to the Bureau of Indian Affairs that they are trespassing. Will use the Bureau’s matrix for this.

Motion: Councilwoman V. Judy Brugh moved to forward to TBC. Councilman Fred Fox seconded the motion. Vote: 5-0-0. Motion carried.

D. Reunion Bay Proposal North Segment – Tessa Sandstrom

Tessa states the Township currently takes care of this. It is not an active camp site, it is wildlife. The Big Bend Township is seeking the rezoning of lands at Reunion Bay from wildlife Management to Recreation. It is the goal of the Township to develop camping opportunities and boating access while maintaining and preserving existing wildlife and historical resources. Would like to request a letter of support from the Fort Berthold Council [TBC]. They want to put in boat ramps, build up the roads and have 18 campsites. There is an archaeological site out in that area and a survey will have to be done. The Corps owns a large part of this section. The area is not developed for recreation. The Township cleans the area. Councilwoman Monica Mayer feels the Tribe has been pushed out, and she has issues with this. She has authority in North Segment. Councilman Cory Spotted Bear, Councilwoman Monica Mayer and Tessa should sit and work this out. Texx Lone Bear states the Tribe has Pouch Point and Charging Eagle Bay. Councilman Cory Spotted Bear states this happened in Twin Buttes, the Corps controls it and they always say we are always out of compliance. Councilwoman Monica Mayer does not feel she wants to do a letter of support right now.



E. Sahnish Development Authority East Segment Resolution

Resolution entitled, “Reserving Tribal Land for the Sahnish Development Authority”.

Motion: Councilman Fred Fox moved to forward to TBC. Councilwoman V. Judy Brugh seconded the motion. Vote: 5-0-0. Motion carried.

F. MWEC Bill Van Hook North Segment

\$20, 947.73 bill. Texx Lone Bear tried to have this paid several times. Councilwoman Monica Mayer would like the monies to be taken out of General Fund to pay it. Councilman Fred Fox suggested that payment request be done by resolution after Legal review.

Motion: Councilman Fred Fox moved to forward to TBC with recommendation of payment from the General Fund. Councilwoman Monica Mayer seconded the motion. Vote: 5-0-0. Motion carried.

IV. NATURAL RESOURCE

A. Land Sale West Segment – 1 Land Sale Transaction

See Closed Session.

B. Land Sale Northeast Segment – Edward H. Hall Letter of Intent

Councilman Fred Fox states, he did not get to look at this yet. Councilman Cory Spotted Bear would like Councilman Fred Fox to take a look at this first so the Committee decided to Table. Forward to the next Committee Meeting.

C. Agricultural Lease

One-year leases.

1) John Stone, Jr (Renewal)

T 777A-B, Description N1/2NW1/4, Section 33, Township 147, Range 91, Hay acres @ \$14.00 Total \$357.50.

T 777A-C, Description NE1/4SE1/4NE1/4NE1/4, NE1/4, Section 33, Township 147, Range 91, Hay acres @ \$14.00 Total \$357.50.

2) Cory Sanders

673A, Description S1/2(tribal share .125, section 1, Township 148, Range 94, Hay acres 52.00 @ \$13.00, Total 84.50.

Motion: Councilman Fred Fox moved to forward leases to TBC. Councilwoman V. Judy Brugh seconded the motion. Vote: 5-0-0. Motion carried.

D. Easement Resolution South Segment – Pete Fredericks Livestock Watering

Texx Lone Bear suggests tabling this item since Pete couldn’t make the meeting. Texx Lone Bear states, the second payment is overdue right now. Texx Lone Bear should do this again by resolution, out of 2022 funds.

E. Range Unit 2021 Draft Resolution



Resolution entitled, “2021-2026 Allocation of Rang Unity for the Grazing of Livestock on the Fort Berthold Indian Reservation”. If the permittee passed away what happens? There were 2 meetings on this. Edward Danks Jr. (Tyke) spoke in favor of the resolution and expressed his wish to have the BIA abide by this. Councilwoman Sherry Turner-Lone Fight states, there are a lot of range unit wars in Mandaree. There are non-members who bring in cattle by truck loads and need to accommodate more of our tribal ranchers. Councilwoman Monica Mayer states, we need to take a strong stand to help our tribal members. Committee decided to Table the resolution. It was determined that there is a need for an allocation meeting.

F. Home Site Lease Modification Resolution

Resolution presented regarding any deceased applicants that have a home site lease any family members will need to apply like everyone else.

Motion: Councilwoman Sherry Turner-Fight moved to forward resolution to TBC. Councilwoman V. Judy Brugh seconded the motion. Vote: 3-0-0 (FF-NV). Motion carried.

G. Environmental Division - Edmund Baker, Director

Item deferred.

H. Fort Berthold Rural Water (FBRW)

- **Resolution entitled, “FBRW Staff Designated as Essential Workers During Covid-19 Pandemic”.**

Motion: Councilman Fred Fox moved to forward to resolution to TBC. Councilwoman V. Judy Brugh seconded the motion. Vote: 5-0-0. Motion carried.

- **Resolution entitled, Consent to Certain Right(s) of Way across Tribal land”. Lillian Jones – East Segment.**

Motion: Councilman Fred Fox moved to forward resolution to TBC. Councilwoman V. Judy Brugh seconded the motion. Vote: 5-0-0. Motion carried.

- **Resolution entitled, Consent to Certain Right(s) of Way across Tribal land”. Phyllis Lone Fight – North Segment.**

Motion: Councilwoman V. Judy Brugh moved to forward resolution to TBC. Councilman Fred Fox seconded the motion. Vote: 5-0-0. Motion carried.

- **Amendment Resolution entitled, “Amending Resolution 21-123-FWF”.**

Motion: Councilwoman V. Judy Brugh moved to forward resolution to TBC. Councilman Fred Fox seconded the motion. Vote: 5-0-0. Motion carried.

- **Mountrail County Route 3 Reconstruction Conflict w/FBRW Agreement.**



Motion: Councilman Fred Fox moved to forward to agreement to TBC. Councilwoman V. Judy Brugh seconded the motion. Vote: 5-0-0. Motion carried.

- **New Town Bus Garage & Future Developments Conflicts w/FBRW Agreement.**

Motion: Councilwoman V. Judy Brugh moved to forward agreement to TBC. Councilman Fred Fox seconded the motion. Vote: 5-0-0. Motion carried.

- **Mandaree Water Treatment Plant Pilot Study. Maguire Iron, Inc.**

Motion: Councilwoman V. Judy Brugh moved to forward study to TBC. Councilman Fred Fox seconded the motion. Vote: 5-0-0. Motion carried.

V. **CLOSED SESSION**

A. **Land Sale West Segment – 1 Land Sale Transaction**

VI. **ADJOURNMENT**

Motion: Councilman Fred Fox moved to adjourn the meeting. Councilwoman V. Judy Brugh seconded the motion. Meeting adjourned at 2:27 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 27th day of October, 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 27th day of October, 2021.

ATTEST:

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

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