



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

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

CALL TO ORDER:

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

ROLL CALL:

Present: Councilwoman Monica Mayer, Councilman Cory Spotted Bear (Not Present), Councilman Mervin Packineau (Not Present), Chairman Mark Fox, Councilwoman V. Judy Brugh, Councilwoman Sherry Turner-Lone Fight, & Councilman Fred Fox. *Quorum established.*

OPENING PRAYER:

Delvin Driver

FTR: Special Birthday acknowledgement for Councilwoman Sherry Turner-Lone Fight.

I. APPROVAL OF AGENDA:

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

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

II. APPROVAL OF MINUTES:

- **10/6/2021 Regular Meeting Minutes.**

Motion: Councilman Fred Fox moved to approve the 10/6/2021 Tribal Business Council minutes subject to minor corrections. Councilwoman V. Judy Brugh seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

III. SPECIAL GUESTS & ELDERS

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A. Kayla Danks Retirement

Plaque presented. Ms. Kayla Danks, (White Blossom - "ma naga bagi Ohxaadish"), is an enrolled member of the Three Affiliated Tribes of the Fort Berthold Indian Reservation. Ms. Danks worked for the Bureau of Indian Affairs for more than 35 years. She began her federal career working for the BIA in June of 1986 at the Great Plains Regional Office, Division of Real Estate Services. From 1994 to 2000, Ms. Danks served as the Realty Officer at Central California Agency, and, later as a Realty Specialist at the Sacramento Regional Office. During the time that she worked in California, she was instrumental in processing many large land-into-trust acquisitions (both gaming and non-gaming). These land acquisitions established larger and new reservations for the California Tribes that were unconstitutionally terminated. Then in 2000, Ms. Danks accepted a position in Washington D.C. serving as a Senior Realty Specialist. While working as Senior Realty Specialist from 2000 to 2005, Ms. Danks worked on the Department of Interior's workgroup that overhauled the residential, business, and solar resource leasing regulations at 25 CFR 162. Ms. Danks also worked on National Policies, including the Bureau of Indian Affairs', Land Acquisition and Leasing Handbooks. From 2005 to 2008, Ms. Danks served as a Realty Specialist at the Western Regional Office in Phoenix, Arizona, continuing to work on all types of real estate transactions and she served on a long-term detail as the Superintendent, Fort Yuma Agency, and Realty Officer, Gila River Agency. Then in 2008, Ms. Danks accepted the position as Regional Realty Officer, Midwest Region, Fort Snelling, Minnesota, and she also served on a long-term detail as the Deputy Regional Director at the Midwest Region. During her term at the Midwest Region, 2008 to 2014, Ms. Danks managed the Regional Real Estate Program by issuing appeal decisions, policy, and providing technical assistance to the Tribes in Minnesota, Wisconsin, and Michigan. During this time, she was instrumental in processing many land-into-trust acquisitions, both gaming and non-gaming. Ms. Danks even had the opportunity to take an Island, with an historical light house, into trust, and was instrumental in the settlement of a 100-year old trespass. Ms. Danks also served on the Department of Interior's workgroup that finalized the new rights of way regulations at 25 CFR 169. In May of 2014, Ms. Danks was honored to accept the position as Superintendent at Fort Berthold Agency. She has served in this position for the past seven and a half years. During this time, she has managed all facets of the Fort Berthold Agency, but most notably the unprecedented oil and gas boom on the Fort Berthold Indian Reservation which has resulted in the distribution of over 5 Billion dollars in royalties. One of her first projects at FBA, was to ensure that all landowners received not less than fair market



value for their land transactions. Her regulatory background served useful when she implemented the new rights-of-way regulations which cleared up the oil and gas rights-of-way backlog. In 2016, Ms. Danks served as the Election Board Chairwoman when the BIA conducted the Secretarial Election that established the latest amendment to the Three Affiliated Tribes Constitution. Ms. Danks conducted landowner outreach by providing land transaction training to the landowners or by attending meetings to provide technical assistance, including Tribal Council meetings, the annual Tribal Energy Oil and Gas Summit, the Western Dakota Energy Association meeting or landowner association meetings. Ms. Danks was instrumental in finalizing the long-term space requirements to relocate the Fort Berthold Agency Office to the upcoming new Tribal Capitol Grounds development. Of all the positions that Ms. Danks held, she has found working for the Fort Berthold Agency to be the most challenging and the most rewarding.

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B. Marilyn Young Bird

Motion: Councilman Fred Fox moved to approve the Marilyn Young Bird - Safe Haven Homes Contract subject to Legal review. Councilwoman V. Judy Brugh seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

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C. Shawn Back Bone

Invitation and request for donation to the All-American Indian Shootout (December 9-11, 2021), Billings MT).

FTR: Councilman Cory Spotted Bear joined the meeting.

Motion: Councilman Fred Fox moved to approve \$3000 donation from the General Fund to the the All-American Indian Shootout. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 6- Ayes. 1- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: Mail check to : All-American Indian Shootout% Shawn Back Bone. North Segment contributed an additional \$1000 to include anti-drug campaign information.

EXECUTIVE COMMITTEE REPORTS

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

Recent events & activities include: Chairman's Bowl, NHSC Basketball Fundraiser, Spoke at the George Mason University-Native American Law & Policy on Energy & taxation, Successful lobbying efforts to get District 4 split for the State House of Representatives establishing Fort Berthold as a District. Efforts to secure a Taxation Agreement with ND where unsuccessful so dual taxation might be the next step, Veterans Day/Marine Corps Birthday Diner. Urged everyone to get their vaccinations, wear your masks & practice social distancing. Working to help the ranchers with the Emergency Feed Program.

V. VICE CHAIRMAN'S REPORT – *Councilman Cory Spotted Bear*

Item deferred.

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

Grand Opening of the Ralph Wells Jr. Community Building. Name transferred from the old complex Friday at noon.

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

A. Chief Financial Officer (CFO) Report* – *Whitney Bell*
Submitted report to the TBC.

Motion: Councilman Fred Fox moved to approve resolution no. 20-253-FWF entitled "Approval of Fiscal Year 2022 General Fund Budget for the Three Affiliated Tribes". subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Fred Fox moved to approve resolution no 20-254-FWF entitled “Directive to the Office of Trust Fund Management to Make Available Funds for Withdrawal from Three Affiliated Tribes Proceeds of Labor Account PL7228700 in the Amount of \$35,000,000.00” subject to Legal review.
Councilwoman V. Judy Brugh seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

NOTE: Presented in Closed Session but moved to this section.

B. Mortgage Program – Val Mayer, Credit Manager

Item deferred.

TAT_20211116-1302_01d7daea2cc42e0e

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

Motion: Councilwoman V. Judy Brugh moved to approve Group A(17) small loan applications: subject to Loans policies & recommendations.

Vote: 6- Ayes. 1- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Councilwoman Monica Mayer seconded the motion.



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

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- D. Four Bears Casino Report*** – *Spencer Wilkinson, Scott Wilson, General Manager*
Report provided in the previous Executive Committee meeting.

Motion: Councilman Fred Fox moved to approve the 4Bears Casino Phase I demolition Project. Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

VIII. SEGMENT UPDATES:

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- A. North Segment** – *Councilwoman Monica Mayer*
Halloween Parade success, Turkey dinner distribution on the 22nd, Mercantile project, main street buildings demolition, Shopko building Family Fun building, Hawk Estates clean-up and rebuild, The Door moved to the Nursing Home, New Youth Center, Afternoon Week Day Youth Activities continuing.

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- B. Four Bears Segment** – *Councilwoman V. Judy Brugh*
Community Thanksgiving Dinner on Friday. Dec. 7 Community Board Elections deadline of Dec. 30th, 11/17-Mocassin Making Classes, 2-day Conference centered on improving Justice Services at the 4Bears Casino Event Center.

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- C. West Segment** - *Councilwoman Sherry Turner-Lone Fight*
11/17 – Turkey distribution from 3-6, Food Pantry Trunk on the 26th, Community Meeting on the 27th, Special thanks to the Mandaree Newsletter staff & the Veteran's, Jan 22nd, new School Opening.

IX. OFFICER REPORTS:

- A. Chief Executive Officer Report*** – *Scott Satermo, CEO*

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- 1) **Executive Orders***

Motion: Councilman Fred Fox moved to ratify Executive Action 2021-32:

NOW, THEREFORE, BE IT RESOLVED that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action process, directs that all Tribal employees who plan to travel on behalf of the Tribe be fully vaccinated for



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

COVID-19 and provide such proof to the Tribe before being allowed to travel on behalf of the Tribe. Travelling on behalf of the Tribe without being fully vaccinated for COVID-19 is strictly prohibited and may result in disciplinary action, up to and including termination.

Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Fred Fox moved to ratify Executive Action 2021-33:

NOW THEREFORE BE IT RESOLVED, That the Tribal Business Council hereby authorizes and approves extension of the communications consulting contract described above between the Three Affiliated Tribes and Pyramid Communications, Inc. until December 31, 2021.

Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Cory Spotted Bear moved to ratify Executive Action 2021-34:

NOW THEREFORE BE IT RESOLVED, That the Tribal Business Council hereby authorizes and approves the Independent Contract Services Agreement Between the Three Affiliated tribes and Hawkvision Ecotherapy and Consulting, LLC.

Councilman Fred Fox seconded the motion.



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Vote: 6- Ayes. 1- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Cory Spotted Bear moved to ratify Executive Action 2021-35:

NOW THEREFORE BE IT RESOLVED, That the Tribal Business Council hereby authorizes and approves a 90-day extension of the Consultant Contract Between the Three Affiliated Tribes and Joshua Seil, PA-C, extending it from September 30, 2021 until December 29, 2021.

Councilwoman V. Judy Brugh seconded the motion.

Vote: 6- Ayes. 1- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Fred Fox moved to ratify Executive Action 2021-36:

WHEREAS, The removal of asbestos from the old White Shield High School is necessary; and

WHEREAS, The White Shield segment attempted to obtain three quotes for such work but were unable to obtain such quotes due to the complexity, scope, and special nature of the work; and

WHEREAS, One company, Total Control, was able to provide a written quote for \$348,225.00; and

WHEREAS, Waiver of the three quote requirement is necessary.

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council hereby waives the written quote requirement for this single matter.

BE IT FURTHER RESOLVED, That the Tribal Business Council hereby authorizes Chairman Fox, subject to legal review, to execute a contract with Total Control.



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

BE IT FINALLY RESOLVED, That the Tribal Chairman is authorized to take such action as is necessary to carry out the terms and intent of this Executive Action.

Councilman Cory Spotted Bear seconded the motion.

- Vote: 6- Ayes. 1- Not Present. Motion carried.
- Chairman Mark N. Fox – Aye
 - Councilman Cory Spotted Bear – Aye
 - Councilman Fred Fox – Aye
 - Councilman Mervin Packineau – Not Present
 - Councilwoman Monica Mayer – Aye
 - Councilwoman V. Judy Brugh – Aye
 - Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Cory Spotted Bear moved to ratify Executive Action 2021-37:

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through its Executive Action procedure, hereby amends Executive Action 2021-24 and authorizes and approves an increased amount from \$315,511 to \$337,136 for changes made to construction as evidenced by change orders 1 and 2, to be paid to Silver Fox Pipeline and Facility Services; and

BE IT FINALLY RESOLVED that the Tribal Business Council authorizes the North East Segment Representative to execute said Change Orders and other pertinent paperwork necessary to effectuate the intent and purposes of this Executive Action.

Councilman Fred Fox seconded the motion.

- Vote: 6- Ayes. 1- Not Present. Motion carried.
- Chairman Mark N. Fox – Aye
 - Councilman Cory Spotted Bear – Aye
 - Councilman Fred Fox – Aye
 - Councilman Mervin Packineau – Not Present
 - Councilwoman Monica Mayer – Aye
 - Councilwoman V. Judy Brugh – Aye
 - Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Cory Spotted Bear moved to ratify Executive Action 2021-38:



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

WHEREAS, The Small Loans Department has indicated that an application has been made by Frederick W. Fox, Sr. for a loan and that he meets the Tribal criteria for a personal loan of \$6,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action procedure, authorizes and approves Frederick W. Fox Sr. for a personal loan for \$6,000.00.

Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Abstained
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Fred Fox moved to ratify Executive Action 2021-39:

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action procedure, authorizes and approves a \$2500 contribution to the Marine Corps League ND-Dakota Leathernecks Detachment #1419, such contribution to come from the Chairman's budget.

Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Cory Spotted Bear moved to ratify Executive Action 2021-40:

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through its Executive Action procedure, approves notification to the public and the posting and enforcement of "No Hunting" on the property allocated for the Twin Buttes Buffalo Pasture, in Twin Buttes, ND



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

during the upcoming deer gun season, dated November 1, 2021 to December 1, 2021; and

BE IT FINALLY RESOLVED, that the Tribal Chairman is authorized to execute the Notification and to take all further action necessary to implement this Executive Action.

Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Cory Spotted Bear moved to ratify Executive Action 2021-41:

WHEREAS, The Fairground Project has been expanded to include additional facilities; and

WHEREAS, A change order in the amount of \$9,122,294.00 is necessary to approve the expansion of the Fairground project under the terms of the agreement with Woodstone; and

WHEREAS, The cost of the change order shall come from the Special Projects budget; and

WHEREAS, Legal counsel for the Tribe has reviewed the change order and finds it appropriate; and

WHEREAS, The staff of the Twin Buttes segment has reviewed the change order and finds the costs appropriate; and

WHEREAS, Approval of the change order is necessary.

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council hereby approves the change order.

BE IT FURTHER RESOLVED, That the Tribal Business Council hereby authorizes Councilman Spotted Bear to execute the change order.

BE IT FINALLY RESOLVED, That the Tribal Chairman is authorized to take such action as is necessary to carry out the terms and intent of this Executive Action.

Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman Monica Mayer moved to ratify Executive Action 2021-42:

NOW, THEREFORE, BE IT RESOLVED that the Three Affiliated Tribes, through the Executive Action process, approves and authorizes a Professional Services Agreement with Moss Adams LLP, which contains a limited waiver of sovereign immunity. The Agreement provides for (1) \$11,000 to \$13,000 in fees for the audit related to the Third Party Administrator funding fees, requests and select financial statement line items and (2) \$30,000 in fees for the Claims Audit; and

BE IT FINALLY RESOLVED that the supervising attorney of the Legal Department of the Tribes is authorized to execute said Agreement and other pertinent paperwork to effectuate the intent and purposes of this Executive Action.

Councilman Cory Spotted Bear seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

FTR: #2021-43 skipped

Motion: Councilman Fred Fox moved to ratify Executive Action 2021-44:

WHEREAS, The Small Loans Department has indicated that an application has been made by Lawrence Baker for a loan, that its policies and procedures have been followed, and that Lawrence Baker meets the Tribal criteria for a personal loan of \$15,000.00.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action procedure and



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

based upon the information presented above, authorizes and approves Lawrence Baker for a personal loan for \$ 15,000.00.

Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Cory Spotted Bear moved to ratify Executive Action 2021-45:

WHEREAS, The Tribal Business Council previously approved a contract with YBC, LLC for the purpose of constructing fences for the Twin Buttes Segment; and

WHEREAS, The Twin Buttes Segment requires additional work from YBC, LLC ; and

WHEREAS, An addendum to the original contract is necessary for the new work; and

WHEREAS, Approval of that addendum is necessary.

NOW THEREFORE BE IT RESOLVED, That the addendum is approved.

BE IT FURTHER RESOLVED, That the Councilman Spotted Bear is authorized to execute the addendum.

BE IT FINALLY RESOLVED, That the Tribal Chairman is authorized to take all necessary action to implement this Executive Action.

Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

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



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Motion: Councilwoman V. Judy Brugh moved to approve resolution no 21-232-FWF entitled “Approval of 33 (Thirty-Three) Applicants for Enrollment into the Three Affiliated Tribes.” Councilman Cory Spotted Bear seconded the motion.

Vote: 6- Ayes. 1- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

TAT_20211116-1317_01d7daec4705c4f8

3) **Tax Department Report*** – *Cynthia Monteau, Tax Commission Director*
Report submitted for the record. FY2021 (10/1/21-10/31/21) October Monthly Collections Report: \$26,241,153.00 YTD in collections.

Motion: Councilman Fred Fox moved to approve the following Business Licenses:

- **Prairie Lawn and Home, LLC** - Alyssa VanWangoner - New - Landscaping FBIR
- **Extreme Underground HDD, LLC** - Danny Hailer - New - Drilling - FBIR
- **Nishu Consulting, LLC** - Thomas J. Plenty Chief Sr. - New Consulting - FBIR

Councilman Cory Spotted Bear seconded the motion.

Vote: 5- Ayes. 1- Not Voting. 1- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Not Voting

Motion: Councilman Cory Spotted Bear moved to approve the 3rd reading of the Business License Code. Councilwoman V. Judy Brugh seconded the motion.



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Not Voting

X. UNFINISHED BUSINESS

A. South Segment – Dennis Huber^[NRC]

Item deferred.

B. Home Site Lease Modification Resolution ^[NRC]

Item deferred.

C. Building Code 3rd Reading – Dennis Fox, Construction Mgmt.

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 20-233-FWF entitled “*Enacting the MHA Nation Building Code*” subject to Legal review. Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Not Voting

Discussion: Jan. 1st effective date.

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

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

TAT_20211116-1337_01d7daef150c575c

A. Loan Request - Ronelle Bruce

Trying to pay on her mobile home in Bismarck, with 2 years to pay it off the remaining \$26,205.16.



Motion: Councilwoman V. Judy Brugh moved to approve Ronelle Bruce mortgage subject to Loans policies & procedures.

Vote: 6- Ayes. 1- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Councilwoman Sherry Turner-Lone Fight seconded the motion.

TAT_20211116-1337_01d7daef150c575c

B. Home Remodel Loan - Richard Mayer

Motion: Councilman Fred Fox moved to approve Home Loan subject to Loans Policy & recommendations.

Vote: 5- Ayes. 1- Not Voting. 1- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Not Voting

Councilwoman V. Judy Brugh seconded the motion.

TAT_20211116-1337_01d7daef150c575c

C. FBHA Grant Support Resolution – Coby Rabbithead, Acting Director

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 20-234-FWF entitled “*Approving Fort Berthold Housing Authority’s Submission for and Administration of Indian Housing Block Grant-American Rescue Plan.*” subject to Legal review. Councilwoman V. Judy Brugh seconded the motion.

Vote: 5- Ayes. 1- Not Voting. 1- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Not Voting

XII. HEALTH & HUMAN SERVICES COMMITTEE - Councilwoman Monica Mayer,
Chair

TAT_20211116-1352_01d7daf1300259b0

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

Motion: Councilman Fred Fox moved to approve Yasmin Blackman RN Contract.
Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve Sign-On
Bonus for LPN's & Registered Nurses. Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman Monica Mayer moved to approve Pediatric Behavioral
Health Access Grant. Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Seeking a database software to merge their various data systems. Recommended further research. Dr. Anita Martin provided a brief Covid-19 report. Current active positives is at 40 cases.

B. Tribal Health Update* - Jared Eagle, Health Administrator

Item deferred.

C. Life & Limb* [HIPAA SENSITIVE] – Trudy Old Crane, Interim Director

Motion: Councilman Fred Fox moved to approve Life & Limb requests:

- G.L.D. [XXXXXX] to be placed on Life & Limb program.
- R.E.H. [XXXXXX], to be placed on Life & Limb program.
- W.W.O. [XXXXXX] to be placed on Life & Limb program.
- J.F. [XXXXXX], to be placed on Life & Limb program.
- M.T.F. [XXXXXX] to be placed on Life & Limb program.
- H.D. [XXXXXX] to be placed on Life & Limb program.
- S.W.B. [XXXXXX] to be placed on Life & Limb program.
- M.F. [XXXXXX] to be placed on Life & Limb program.
- A.Y.B. [XXXXXX] to be placed on Life & Limb program.

Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Fred Fox moved to approve the following financial requests:

- C.A. [XXXXXX] assistance to pay for dental costs \$4,397.90.
- D.H. [XXXXXX] assistance to pay for dental costs \$8,540.00.
- R.J.H. [XXXXXX] assistance to pay for dental costs. \$840.00
- R.P.M. [XXXXXX] assistance to pay for medical costs. \$10,850.12



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

- [XXXXXX] assistance to pay for dental costs. \$3,074.00
- P.J.W.O. [XXXXXX] assistance to pay for Alcohol treatment costs. \$1,618.00
- C.D. [XXXXXX] assistance to pay for medical costs. \$7,181.00
- D.Y.W. [XXXXXX] assistance to pay for dental costs. \$1,482.24
- N.F.H. [XXXXXX] assistance to pay for dental costs. \$547.68
- I.F. [XXXXXX] assistance to pay for dental costs. \$5,031.80
- R.E. [XXXXXX] assistance to pay for dental costs. \$4,067.00
- D.C. [XXXXXX] assistance to pay for denture costs. \$928.00
- C.M. [XXXXXX] assistance to pay for medical costs. \$1,807.84

at 50% or elder as policy. Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

D. Good Road Recovery Center (GRRC) Update*- Dr. Joy Froelich

Item deferred.

TAT_20211116-1342_01d7daefc8229a2c

E. Circle of Life – Nellie Boyd, Director

Rebecca Bird Bear presented for the Director. Federal Carry-over funds could be utilized for the renovation but not new construction. Jared Eagle joined the discussion on options for an interim location such as the Behavioral Health area of EMHC or the old nursing home. Recommended further discussion in Health Committee.

TAT_20211116-1417_01d7daf4b1fee43a

F. Lewis Vigen Medical Bill

Boon not covering recent services at Trinity from off reservation. \$10,790.14 is going into collections.

Motion: Councilwoman Monica Mayer directed EMHC to negotiate bill down, with remainder covered by Boon. Councilwoman V. Judy Brugh seconded the motion.

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



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

TAT_20211116-1442_01d7daf8323252a6

G. Social Services Budget Increase Request – *Nicole Poitra, LSW, Director*

Discussion budget increase to address additional duties covering juvenile guardianship & temporary custody expansion. Would need additional staff to do back-ground checks & home inspections.

Motion: Councilwoman V. Judy Brugh moved to approve the presented budget increase. Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Not Voting

H. Tribal Insurance Charity Yesslith

Item deferred.

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

TAT_20211116-1422_01d7daf5650f50b4

A. Tribal Court Report* - *Elizabeth Yellow Bird & David Christenson, Chief Judge*

Update provided on progress on work on the tribal code. Recommended that there be a work session soon and deadline established to bring the code to TBC for approval. Court to work with Big Fire Law who already has a draft. Recommended a work session.

Motion: Councilwoman V. Judy Brugh moved to approve a 3-month contract extension for Judge Mary Seaworth subject to Legal review. Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

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

TAT_20211116-1447_01d7daf8e62b0be0

B. TAT Law Enforcement Report* - Marty Foote, Acting Chief of Police

Report submitted for the record. Two Officers graduated from the IPA: Officer Torres and Officer Whirlwind Soldier. They are both in the FTO phase and should be done in 4 weeks. Had two Officers graduate from K9 school and return back to patrol. We now have three K9's that are on patrol. Completed our active shooter training with Drug Enforcement and Game and Fish. Training was completed over three days. We had our yearly training with the Assistant United States Attorney about updates and we asked questions about why some cases were not prosecuted. SRO proposal (Reviewing proposal written up by Amy Morsette). Set up meeting with Assistant United States Attorney with Councilwoman Brugh (Judicial Chairwoman) and her staff.

TAT_20211116-1457_01d7dafa4dfb4e8c

C. Public Safety Division of Drug Enforcement Report* – Gerald White, Jr., Chief
Report submitted for the record. Overdose Report.

D. Request for School Resource Officer (SRO)

Motion: Councilman Fred Fox move to forward to the next Executive Committee and Budget meeting Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

XIV. CULTURAL COMMITTEE – Councilwoman Sherry Turner-Lone Fight, Chair

No Items

XV. EDUCATION COMMITTEE – Councilwoman Monica Mayer, Chair



No Items

XVI. NATURAL RESOURCES COMMITTEE – *Councilman Cory Spotted Bear, Chair*

TAT_20211116-1507_01d7dafbb434ceb6

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

Motion: Councilman Fred Fox moved to approve resolution no. 20-235-FWF entitled “*November 2021 Home Site leases and Utility Corridor.*” Councilman Cory Spotted Bear seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Aye

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

Item deferred.

TAT_20211116-1507_01d7dafbb434ceb6

C. 2021-2026 Allocation of Range Units for the Grazing of Livestock Resolution

Motion: Councilman Fred Fox moved to approve resolution no. 21-236-FWF entitled “*2021-2026 Allocation of Range Units for the Grazing of Livestock on the Fort Berthold Indian Reservation*” subject to Legal review. Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: Enforcement reinforced language, no subleasing. Allocation Meeting possibly the Dec. 15th

TAT_20211116-1537_01d7daffea264cb2

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



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Motion: Councilwoman V. Judy Brugh moved to approve resolution no. 21-237-FWF entitled “*Consent to Certain Right(s) of Way across Tribal land*” [FBRW-Reba Foote Connection]. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Voting
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve resolution no. 21-238-FWF entitled “*Consent to Certain Right(s) of Way across Tribal land*” [FBRW-Mandaree Replacement Area]. Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Voting
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman V. Judy Brugh moved to approve Micro-Comm Inc. SCADA system Contract (\$484,277.00.) Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Not Voting
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

E. ND Highway 73 Safety Project – Roger White Owl



Item deferred.

XVII. ENERGY COMMITTEE – Councilman Fred Fox, Chair

TAT_20211116-1542_01d7db009d26c792

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

34 rigs in the state with one on the reservation State oil price 75, WTI at 80. Travis Hallam Paul Grady provided an update the Onsite Check List. Kenny Lyson requested a position to address renewable energy.

B. ROW's*–Paul Grady & Harriette Clah

Item deferred.

TAT_20211116-1547_01d7db01503a17d2

C. Flare Analysis – Jessica Bluestone

Report submitted for the record. 130 wells in total including intersecting fee. Discrepancy in gas produced and gas flared. Councilwoman Monica Mayer would like to see the tribe doing a better job at capturing the flared gas or developing ways to heat homes with it.

FTR: Councilman Cory Spotted Bear left the meeting.

XVIII. EXECUTIVE COMMITTEE – Chairman Mark N. Fox

TAT_20211116-1557_01d7db02b810d230

A. Ratification of 11/2/2021 Executive Committee Actions.

1) Feed Program Budget(\$250K)

Total amount budget to date would be \$500,000 assistance to the cattle operators.

Motion: Councilman Fred Fox moved to ratify approval of the Feed Program Budget(\$250K). Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Not Present

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman V. Judy Brugh – Aye

Councilwoman Sherry Turner-Lone Fight – Aye

2) Braun/Mandaree School Change Order



Motion: Councilwoman Sherry Turner-Lone Fight moved to ratify approval of the Braun/Mandaree School Change Order. Councilman Fred Fox seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

3) Veterans Twin Homes Contract – Lexmark Homes

Motion: Councilman Fred Fox moved to ratify approval of the Contract with Lexmark Homes to purchase Veterans Twin Homes from East Segment & Chairman’s funding. Councilwoman V. Judy Brugh seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

5) Burton A&E Mandaree

Motion: Councilwoman Sherry Turner-Lone Fight moved to ratify approval of the Burton A&E Contract for Master Plan Development. Councilwoman V. Judy Brugh seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

6) Innovative Justice Systems Funding



Motion: Councilwoman V. Judy Brugh moved to ratify approval of the Innovative Justice Systems Conference funding. Councilman Fred Fox seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

7) McClean County Law Enforcement Payment.

Motion: Councilman Fred Fox moved to ratify approval of the McClean County Law Enforcement Payment. Councilwoman V. Judy Brugh seconded the motion

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

TAT_20211116-1557_01d7db02b810d230

B. Ratification of 11/15/2021 Executive Committee Actions.

1) West Segment Development Authority Funding

Motion: Councilwoman Sherry Turner-Lone Fight moved to ratify approval of the West Segment Development Corporation Authority at \$500K(WSDC). Councilwoman V. Judy Brugh seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye



Councilwoman Sherry Turner-Lone Fight – Aye

2) Norma Flying Horse Payment Issue

Motion: Councilman Fred Fox moved to ratify approval of the Norma Flying Horse Payment of \$2000 subject to Legal settlement documentation. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 4- Ayes. 1- Abstention. 2- Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Abstained
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

3) Vance Gillette Contract

Motion: Councilwoman Sherry Turner-Lone Fight moved to ratify approval of the Vance Gillette Contract for elder wills subject to Legal review. Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

4) Lanny Real Bird Contract Renewal

Motion: Councilwoman Sherry Turner-Lone Fight moved to ratify renewal of the Lanny Real Bird Contract subject to Legal review. Councilwoman V. Judy Brugh seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye



Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

5) Bruce Gilbertson/North Segment Contract

Motion: Councilwoman Monica Mayer moved to ratify approval of the Bruce Gilbertson Contract with North Segment. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

6) Baker Home Mortgage

Cheryl Belcourt requested \$45K Small Loan to help brother Tom Baker secure a residence. Current policy has a cap of \$30K.

Motion: Councilman Fred Fox moved to approve Cheryl Belcourt for a \$30,000 small loan subject to Loans Policy and recommendations.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Councilwoman Monica Mayer seconded the motion.

7) Candie Burr Business Loan

Motion: Councilman Fred Fox moved to approve the Candie Burr business loan subject to Loans policies & recommendations.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present



Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Councilwoman Sherry Turner-Lone Fight seconded the motion.

8) MHA Recovery Services Organizational Chart

Motion: Councilwoman Sherry Turner-Lone Fight moved to ratify MHA Recovery Services Organizational Chart subject to discussed amendments. Councilman Fred Fox seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

9) MHA Recovery Services LAC Contract

Motion: Councilwoman Sherry Turner-Lone Fight moved to ratify approval of the Sharon Cooper, MHA Recovery Services LAC Contract Legal review & salary negotiation. Councilwoman Monica Mayer seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

10) MHA Recovery Services Salary Modifications (2)

Motion: Councilwoman Monica Mayer moved to ratify approval of the MHA Recovery Services Salary Modifications (Gretchen Schuchard & Stephanie Isaak). Councilwoman Sherry Turner-Lone Fight seconded the motion.



Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

11) EOC/ Wellspring Purchase Order

Motion: Councilman Fred Fox moved to ratify approval of the EOC/ Wellspring Purchase Order. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

12) Meyer Contracting Payment

Motion: Councilman Fred Fox moved to ratify approval of the Meyer Contracting Payment from South Segment funds. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

13) Tribal Health - CDC ATSR Advisory Committee/GPTCHB Nomination (Councilman Fox)

Motion: Councilwoman Sherry Turner-Lone Fight moved to ratify approval of the nomination of Councilman Fred Fox as Alternate to the CDC ATSR



Advisory Committee/GPTCHB. Councilwoman Monica Mayer seconded the motion.

Vote: 5- Ayes. 1- Abstention. 2- Not Present. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Abstained
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

14) CHAP Grant Acceptance

Motion: Councilman Fred Fox moved to ratify approval of the CHAP Grant Acceptance. Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

FTR: Resolution entitled “Accepting grant funding available through the FY2022/2023 Indian Health Service, Community Health Aide Program: Tribal Assessment & Planning.” Assigned number 21-252-FWF

15) Russell Pederson Contract

Motion: Councilwoman Monica Mayer moved to ratify approval of the RDPEDERSON, LLC Consultant Contract with EMHC subject to Legal review. Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye



16) KDU Building CCC Contract for Pre-Construction

Motion: Councilwoman Monica Mayer moved to ratify approval of the KDU Building Consolidated Construction Company Inc. (CCC) Contract for Pre-Construction Services. Councilman Fred Fox seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

17) Insurance - CBIZ Services Agreement.

Motion: Councilwoman Monica Mayer moved to ratify approval of the CBIZ Services Agreement subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

18) Insurance - Dental & Vision Coverage for Members

Motion: Councilman Fred Fox moved to ratify approval of the Dental & Vision Coverage for Members subject to Legal review. Councilwoman Monica Mayer seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye



Councilwoman Sherry Turner-Lone Fight – Aye

19) M.J. Medical Match Request(\$500/Office)

Motion: Councilwoman Monica Mayer moved to approve M.J. [XXXXXX] for financial assistance at \$500/Segment Office & the Chairman’s Office. Councilwoman V. Judy Brugh seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

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C. Emergency Operations Center (EOC)

1) CDBG Resolution

Motion: Councilman Fred Fox moved to approve resolution no. 20-239-FWF entitled “*Authority for the MHA Emergency Operations Center to Seek on Behalf of MHA Nation the Community Development Block Grant Program for Indian Tribes and Alaska Native Villages for Fiscal Year 2021*” subject to Legal review. Councilwoman Monica Mayer seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

2) BRIC Resolution

Motion: Councilman Fred Fox moved to approve resolution no. 20-240-FWF entitled “*Authority for the MHA Emergency Operations Center to Seek on Behalf of MHA Nation the Building Resilient Infrastructure and Communities (BRIC) for Fiscal Year 2021*” subject to Legal review. Councilwoman Monica Mayer seconded the motion.



Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

XIX. NEW BUSINESS – Tribal Councilman Add Ons

- A. Chairman Mark N. Fox- *Reserved***
- B. Chairman Mark N. Fox – *Reserved***
- C. Councilman Cory Spotted Bear - *Reserved***
- D. Councilman Cory Spotted Bear – *Reserved***

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E. Councilman Fred W. Fox – Contracts: Fire Fighting & Home Health

Motion: Councilman Fred Fox moved to approve the presented firefighting contract to be paid from East Segment funds subject to Legal review.
Councilwoman Monica Mayer seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilman Fred Fox moved to approve the Morning Star Home Health Contract renewal Councilwoman Monica Mayer seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

- F. Councilman Fred W. Fox – Wesley Wilson Home Loan (See Closed Session)**
- G. Councilman Mervin Packineau – *Reserved***



H. Councilman Mervin Packineau – Reserved

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**I. Councilwoman Monica Mayer – Shell Creek Mercantile A&E
Preconstruction/Construction.**

Bidding completed. \$195,115 for demolition & construction.

Motion: Councilwoman Monica Mayer moved to approve Shell Creek Mercantile A&E Preconstruction/construction Contract. Councilman Fred Fox seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman Monica Mayer moved to approve the Dr. Hurley Contract Chiropractic Contract with North Segment. Councilman Fred Fox seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman Monica Mayer moved to approve North Segment Community Center Pre-design Contract with DSGW subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

Councilwoman Sherry Turner-Lone Fight – Aye

Motion: Councilwoman Monica Mayer moved to approve the Tru Hale Photography Contract Elder Project Contract subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

Discussion: Contract to be expanded to include the entire reservations' elders with funding from the General Fund.

Motion: Councilwoman Monica Mayer moved to approve HA Thompson Contract with North Segment (\$118,740/annual from North Segment funding. Councilman Fred Fox seconded the motion.

Vote: 5- Ayes. 2- Not Present. Motion carried.
Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Not Present
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Not Present
Councilwoman Monica Mayer – Aye
Councilwoman V. Judy Brugh – Aye
Councilwoman Sherry Turner-Lone Fight – Aye

- J. Councilwoman Monica Mayer – *Reserved*
- K. Councilwoman V. Judy Brugh – *Reserved*
- L. Councilwoman V. Judy Brugh – *Reserved*
- M. Councilwoman Sherry Turner-Lone Fight – **Enrollment Issue (Closed Session)**
- N. Councilwoman Sherry Turner-Lone Fight – *Reserved*

XX. LEGAL DEPARTMENT – Tyra Wilkinson, MHA Supervising Attorney

No Items.

XXI. CLOSED SESSION:

- A. Human Resources (HR)* – Melissa Brady, Director
- B. Legal – John Fredericks



- TERO Ordinance
- Employee Vaccine Mandate
- Land Purchase
- C. Land Sale West Segment – Land Sale Transaction ^[NRC] 2
- D. TERO License ^[Energy] – Clarine DeGroot & Martina McKinney
- E. Quince Baker ^[Executive]
- F. Water Sales – Verdell Thunderhorse
- G. Verna Baker
- H. Enrollment – Sevant Taft
 - 1) Disenrollment Resolution.
 - 21-241-FWF “Disenrollment of Winter Shon Lowery, an adult.”
 - 21-242-FWF “Disenrollment of Trent Alan Lowery, an adult.”
 - 21-243-FWF “Disenrollment of K.R.M., a minor.”
 - 21-244-FWF “Disenrollment of Raeann Michelle Shoat, an adult.”
 - 21-245-FWF “Disenrollment of Trevon Rico Ulan Shoat, an adult.”
 - 21-246-FWF “Disenrollment of D.E.E.S., a minor.”
 - 21-247-FWF “Disenrollment of Leslie Renee Black Hawk, an adult.”
 - 21-248-FWF “Disenrollment of K.D.C., a minor.”
 - 21-249-FWF “Disenrollment of J.D.C., a minor.”
 - Enrollment Ordinance Amendment - John Fredericks
- I. Scott Wilson Mortgage

XXII. ADJOURNMENT:

Motion: Councilman Fred Fox moved to adjourn the meeting. Councilwoman Sherry Turner-Lone Fight seconded the motion. Meeting adjourned at 6:37 PM.



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
NOVEMBER 16th 2021 MINUTES
[CLOSED SESSION CONTENT EXCLUDED]

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, 6 were present at the Regular Meeting thereof duly called, notice, convened and held on the 16th of December meeting by the affirmative vote of 6 members; 0 members opposed; 0 members abstained; 1 Members not voting.

Chairman (X) Voting () Not Voting

Dated this 16th day of December, 2021

ATTEST:

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

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