



**I. CALL TO ORDER:**

Chairman Mark N. Fox called the meeting to order at 2:23PM.

**II. PRAYER:**

B.J. Brady Jr.

**III. ROLL CALL:**

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

**IV. APPROVAL OF AGENDA:**

**Motion:** Councilman Fred Fox moved to approve the agenda. Councilwoman Monica Mayer seconded the motion.

Vote: 5- Ayes. 2- 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 – Not Present  
Councilwoman Sherry Turner-Lone Fight – Aye

**FTR:** Councilwoman Monica Mayer to serve as Treasurer in Councilman Mervin Packineau absence.

**V. NEW BUSINESS:**

TAT\_20211227-1429\_01d7fb2e2469656e

**A. CARES Act Funds.**

Add Local Small Businesses to Expenditure Plan. Grant Legal authority to amend Expenditure Pan. Mortgage payments can be added also. John Fredericks added Construction & acquisition under Infrastructure. Councilman Cory Spotted Bear noted clinic construction should be added also.

**FTR:** Councilman Mervin Packineau joined the meeting & resumed duties as Treasurer.



**Motion:** Councilman Fred Fox moved to approve resolution no. 21-276-FWF entitled “*Authorizing The Expenditure of Coronavirus Aid, Relief, and Economic Security (CARES) Act Funds*” subject to Legal review. 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 – Aye  
Councilwoman Monica Mayer – Aye  
Councilwoman V. Judy Brugh – Not Present  
Councilwoman Sherry Turner-Lone Fight – Aye

**Discussion:** Expenditure plan subject to Legal review & authority for Expenditure Plan to be modified as needed.

TAT\_20211227-1504\_01d74b330c707600

#### **B. Greenhouse Project.**

Three phase economic project to address food insecurity. General Contractor narrowed down to one contractor through the bidding process.

**Motion:** Councilman Fred Fox moved to approve resolution no. 21-277-FWF entitled “*Authorizing Budget and Construction Contract for Greenhouse Project*” subject to Legal review. 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 – Aye  
Councilwoman Monica Mayer – Aye  
Councilwoman V. Judy Brugh – Not Present  
Councilwoman Sherry Turner-Lone Fight – Aye

TAT\_20211227-1509\_01d7fb33bf6c7ec0

#### **C. Boon Insurance Run Out. – Chairity Yessilth, Tribal Insurance**

Define Scope of responsible parties listed under Recitals. My HealthPass was referenced by Boon & paid up to 4<sup>th</sup> Qtr. and declining coverage for Patient



Advocacy (not provided contract directly with Tribe). Boon will be sending New BAA & Agreement. Sandra & Stephanie will be designated with Boon to answer questions In regards to claims. Boon will revise agreement regarding Appeals. Boon removed reference to ERISA for Run out agreement only in initial agreement (2016). Boon amending agreement to 3 months rather than 6 months. Tyra Wilkinson referenced according to ERICA there can't be commingling of accounts in initial agreement (2016). There is a nominal amount of interest the TPA received ex: \$500,000 in Pharmacy reserve receiving interest on. Agreement stipulates a March 31<sup>st</sup> Claim deadline to process. Currently about 33K claims at about \$14.9 million. Disagreement over Court of Applicable Jurisdiction in the negotiation of the Run Out Agreement. Boon is requesting the State of Texas as the court of applicable jurisdiction in the agreement. Audit of them is currently on-going.

**Motion:** Councilwoman Monica Mayer moved to approve the three agreements:

- Boon Administrative Services Inc. Business Associate Agreement.
- Claims Run-Out Services and Outstanding Claims Closeout Agreement.
- Certification of HIPAA Compliance.

subject to Legal review. 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 – Aye  
Councilwoman Monica Mayer – Aye  
Councilwoman V. Judy Brugh – Not Present  
Councilwoman Sherry Turner-Lone Fight – Aye

## **VI. ADJOURNMENT:**

**Motion:** Councilwoman Monica Mayer moved to adjourn the meeting. Councilwoman Sherry Turner-Lone Fight seconded the motion. Meeting adjourned at 3:37PM.



**CERTIFICATION**

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom (5) constitute a quorum, 5 were present at the Regular Meeting thereof duly called, notice, convened and held on the 13<sup>th</sup> of January, 2022; that the foregoing Minutes were amended and/or duly adopted at such meeting by the affirmative vote of 5 members; 0 members opposed; 0 members abstained; 0 Members not voting.

Chairman ( X ) Voting    ( ) Not Voting

Dated this 13<sup>th</sup> day of January, 2022

ATTEST:

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

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



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B.J. Brady Jr.

**III. ROLL CALL:**

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

**IV. APPROVAL OF AGENDA:**

**Motion:** Councilman Fred Fox moved to approve the agenda. Councilwoman Monica Mayer seconded the motion.

Vote: 5- Ayes. 2- 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 – Not Present

Councilwoman Sherry Turner-Lone Fight – Aye

**FTR:** Councilwoman Monica Mayer to serve as Treasurer in Councilman Mervin Packineau absence.

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

Chairman Mark N. Fox – Aye  
Councilman Cory Spotted Bear – Aye  
Councilman Fred Fox – Aye  
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**Discussion:** Expenditure plan subject to Legal review & authority for Expenditure Plan to be modified as needed.

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

Chairman Mark N. Fox – Aye  
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Councilman Cory Spotted Bear – Aye  
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## VI. ADJOURNMENT:

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**CERTIFICATION**

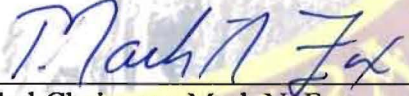
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom (5) constitute a quorum, 5 were present at the Regular Meeting thereof duly called, notice, convened and held on the 13<sup>th</sup> of January, 2022; that the foregoing Minutes were amended and/or duly adopted at such meeting by the affirmative vote of 5 members; 0 members opposed; 0 members abstained; 0 Members not voting.

Chairman ( X ) Voting ( ) Not Voting

Dated this 13<sup>th</sup> day of January, 2022

ATTEST:

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

  
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