



THREE AFFILIATED TRIBES  
TRIBAL BUSINESS COUNCIL  
REGULAR MEETING  
JANUARY 10<sup>th</sup>, 2024 MINUTES  
[CLOSED SESSION CONTENT EXCLUDED]

\*Standing Agenda Item

Superscript indicates times deferred (After 3-times returned to Committee)

**I. CALL TO ORDER:**

Chairman Mark N. Fox called the meeting to order at 12:31 PM.

**II. ROLL CALL:**

*Present:* Councilwomen Monica Mayer, Chairman Mark N. Fox, Councilman Robert White, Councilwomen Sherry Turner-Lone Fight & Councilman Fred Fox. (Councilman Mervin Packineau & Councilman Cory Spotted Bear (Not Present)). *Quorum established.*

**III. OPENING PRAYER:**

Keith Bear

**IV. APPROVAL OF AGENDA:**

*Motion:* Councilwomen Monica Mayer moved to approve the agenda. Councilman Robert White seconded the motion.

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

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

**V. APPROVAL OF MINUTES:**

- **December 7<sup>th</sup>, 2023 Regular Meeting Minutes.**

*Motion:* Councilman Fred Fox moved to approve the December 7<sup>th</sup>, 2023 Regular Meeting Minutes subject to minor corrections. Councilman Robert White seconded the motion.

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

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



**VI. SPECIAL GUESTS & ELDERS:**

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**A. Elders Board**

Gloria Fast Dog & Ramona Two Shields stated that the Museum Expansion Budget was previously presented but not recorded in the minutes. TBC reapproved the request for \$10,555,000.00. Councilman Fred Fox stated the resolution is 23-284-FWF and was awaiting Legal review. This will be the official document for the original action.

**Motion:** Councilman Fred Fox moved to reaffirm approval of resolution no. 23-284-FWF entitled “*Approval of Three Affiliated Tribes Museum Expansion Construction Budget*” Councilman Robert White seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Not Voting

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman Sherry Turner-Lone Fight – Aye

Councilman Robert White – Aye

**FTR:** Birthday honoring for Councilman Fred Fox with Tom Wells and Jason Morsette & Whirlwind Bull Yellow Bear sang the birthday song. Exchange of gifts.

EXECUTIVE COMMITTEE REPORTS

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**VII. CHAIRMAN’S REPORT - Chairman Mark N. Fox.**

Provided a report of recent activities and upcoming events. Congratulated all the Departments & organizations on their Christmas activities. 2,000 enrolled members living in Bismarck now. State reaching out to have meetings here. Investment & Development, GRRC Expansion with future goal of 64 beds in the facility, NAFSA, State Dept. Zoom Meeting, Midstream Investment Banker meetings over Food Security & Hunger for Change, Various meetings on the Regenerative Clinic, Makes Cents, Tours of the Interpretative. Tribal State Relations Committee and the Indian Affairs Commission both have conducted their meetings here in our new Chambers.

Spoke on gas capturing and may be in production in 6 months. Making investments for the tribe on and off Fort Berthold. Revenue is important for our next generations. Have a tour with Congressman Armstrong, they want to see what we have developed compared to Canada.



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

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

Councilman Fred Fox commended his staff for all the work they do. Informed the public that most of the minutes are posted online on the website. January 18<sup>th</sup>, 2024, the White Shield Segment will be having a Holiday party for the White Shield members that live in Bismarck.

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

**A. CFO Report – Whitney Bell**

Mr. Bell handed out the financial report to the Council. The Tribe is currently operating on a Continual Resolution. The budget meetings need to be set up and the final budget approved. He hopes to have the budget finished by the next TBC Meeting.

**Motion:** Councilman Fred Fox moved to approve resolution no. 24-001-FWF entitled “Directive to the Office of Trust Fund Management to Make Available for Draws by the Three Affiliated Tribes Interest Earnings from the Three Affiliated Tribes Economic Recovery Fund in the Amount of \$14,400,000.00” subject to Legal review. Councilwomen 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 – Not Voting

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman Sherry Turner-Lone Fight – Aye

Councilman Robert White – Aye

**Motion:** Councilman Fred Fox moved to approve resolution no. 24-002-FWF entitled “ Directive to the Office of Trust Fund Management to Make Available for Withdrawal the Amount of 1,416,000 by the Three Affiliated Tribes from the Three Affiliated Tribes Docket Accounts. ” subject to Legal review. Councilman Robert White seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Not Voting

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye



Councilwoman Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

Councilwomen Monica Mayer advised Mr. Bell that he needs to get out a financial report to the public. They need to know that the tribe is investing the money. A lot of negativity comes from the public not knowing the tribe's financial status.

**Motion:** Councilman Fred Fox moved to approve the D&T Contract through 2025 subject to Legal review. Councilman Robert White seconded the motion.

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

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

**B. Mortgage Program – Val Mayer, Credit Manager**

*Item deferred.*

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

**Motion:** Councilman Fred Fox moved to approve Group A (5) subject to Loans Policies & Recommendations. 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**Motion:** Councilman Fred Fox moved to approve Group B (1) subject to Loans Policies & Recommendations waiver of collateral requirements. 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**D. Four Bears Casino Report\*** – *Spencer Wilkinson & Pat Packineau*

*See Closed Session.*

**XI. SEGMENT UPDATES:**

**A. North Segment** – *Councilwoman Monica Mayer*  
Quarterly newsletter coming out this week.

**B. Four Bears Segment** – *Councilman Robert White*  
Councilman Robert White expressed his concern for those lost in addiction and in mourning. The Four Bears Segment has cleaned up the old Frucon site.

**C. West Segment** - *Councilwoman Sherry Turner-Lone Fight*  
Councilwomen Sherry Turner-Lone Fight expressed her condolences to the mourners. She also wished everyone a Happy New Year. Let people know that it will be cold and if they don't have a ride call the community center and they would take them to school.

**XII. OFFICER REPORTS:**

**A. Chief Executive Officer Report\*** – *Stella Berquist, CEO*  
1) **Executive Orders\***

**Motion:** Councilman Fred Fox moved to ratify Executive Action no. 2023-064:

WHEREAS, The MHA Data Management Program has brought forward a request for approval of transfer of Tyson Alkire from MHA Transportation Administration to the MHA Data Management Program as Data/Compliance Specialist. He applied for the Data/Compliance Specialist position, which would have a rate of pay of \$49.61/hour, and there will be no interruption of leave or benefits.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action procedure, authorizes and approves the transfer of Tyson Alkire from MHA Transportation Administration to the MHA Data Management Program in the position of Data/Compliance Specialist, with a rate of pay of \$49.61 /hour and no interruption



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of leave or benefits. The transfer is effective December 11, 2023 .

Councilman Robert White seconded the motion.

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

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

**Motion:** Councilman Fred Fox moved to ratify Executive Action no. 2023-065:

WHEREAS, White Shield Segment is in need of additional housing for its enrolled veterans and elders, and, to that end, a contract with Lexmark Homes, LLC, for construction of Twin Homes for Veterans (or "Project"), was approved through the Tribal Business Council on November 16, 2021; and  
WHEREAS, There is a need for a Change Order #1 for the Project in the amount of \$148,898.00 to cover additional costs in making the units ADA compliant, among other things.

NOW, THEREFORE, BE IT RESOLVED, That, through Executive Action procedure, the Tribal Business Council of the Three Affiliated Tribes hereby approves the above-referenced Change Order #1 with Lexmark Homes LLC, which covers an increase in costs of \$148,898.00 for the above-referenced Project; and

BE IT FURTHER RESOLVED, That, through Executive Action procedure, the Tribal Business Council of the Three Affiliated Tribes hereby approves the appropriation and expenditure of \$148,898.00 from the FY 2024 budget for White Shield Segment and approves the payments therefore in accordance with the terms of the Change Order # I; and

BE IT FINALLY RESOLVED, That the Tribal Chairman and White Shield Segment Representative are hereby authorized to execute necessary documents and take such other further action necessary to carry out the terms and intent of this Executive Action.

Councilman Robert White seconded the motion.

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

Chairman Mark N. Fox – Aye  
Councilman Cory Spotted Bear – Not Voting  
Councilman Fred Fox – Aye



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Councilman Mervin Packineau – Not Present  
Councilwoman Monica Mayer – Aye  
Councilwoman Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**Motion:** Councilman Fred Fox moved to ratify Executive Action no. 2023-066:

WHEREAS, White Shield East Segment Representative has requested authorization to provide a one-time incentive in reasonable amounts to the White Shield East Segment employees.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action procedure, authorizes and approves the White Shield Segment to provide a one-time gross net incentive to its employees to be distributed in the amount of \$300.00. An employee list will be presented hereto. The total amount authorized for this one-time incentive shall be Forty-six thousand five hundred red dollars (\$45,500.00), which will be drawn from the FY2024 White Shield Segment Budget.

Councilman Robert White seconded the motion.

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

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

**Motion:** Councilman Robert White moved to ratify Executive Action no. 2023-067:

WHEREAS, The Chairman has requested authorization to provide a one-time incentive in a reasonable amount to the Chairman's Office employees.

NOW, THEREFORE, BE IT RESOLVED, that the Three Affiliated Tribes, through its Executive Action procedure, authorizes and approves a one-time gross net incentive to the Chairman's Office employees, to be distributed in the amount of \$300.00 to each employee. An itemized list of the employees is presented hereto. The total amount authorized for this one-time incentive shall be \$15,000, which will be drawn from the FY2024 Chairman's Budget.

Councilman Fred Fox seconded the motion.

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



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

*FTR: Executive Action 2023-068 to be addressed in Closed Session Legal Report*

**Motion:** Councilman Robert White moved to ratify Executive Action no. 2023-069:

WHEREAS, The Treasurer has requested authorization to provide a one-time incentive in a reasonable amount to the Programs under his authority.  
NOW, THEREFORE, BE IT RESOLVED, that the Three Affiliated Tribes, through its Executive Action procedure, authorizes and approves a one-time gross net incentive to the Programs under the Treasurer's Authority per TBC approved Organizational Chart, to be distributed in the amount of \$300.00 to each employee. An itemized list of the employees is presented hereto. The total amount authorized for this one-time incentive shall be \$20,100 which will be drawn from the FY2024 Program Budget.

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 – Not Voting  
Councilman Fred Fox – Aye  
Councilman Mervin Packineau – Not Present  
Councilwoman Monica Mayer – Aye  
Councilwoman Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**Motion:** Councilman Robert White moved to ratify Executive Action no. 2023-070:

WHEREAS, The Casey Family Program's mission is to safely reduce the need for foster care and to demonstrate how every child can have a safe and permanent family through support of effective investments in children and families, and with partners that share the same vision for success; and  
WHEREAS, The Casey Family Program has made available a grant in the amount of \$50,000.00 (or the "Grant") to the Tribes (or the "Grantee"), for the period of





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November 27, 2023 through December 31, 2023, for provision of comprehensive services to support the well-being of youth who have entered or are at risk of entering the child welfare system on the Fort Berthold Indian Reservation; and WHEREAS, To award the Grant, the execution of the Grant agreement, Contract No. 231068, by the Grantee has to occur on or before January 1, 2024. NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action procedure, authorizes the execution of the Casey Family Program Grant agreement, Contract No. 231068, and accepts the Grant in the amount of \$50,000; and BE IT FINALLY RESOLVED, that the Tribal Chairman is authorized to execute the aforementioned Grant agreement and take such other actions as necessary to effectuate the terms and intent of this Executive Action.

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 – Not Voting  
Councilman Fred Fox – Aye  
Councilman Mervin Packineau – Not Present  
Councilwoman Monica Mayer – Aye  
Councilwoman Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**Motion:** Councilwomen Sherry Turner-Lone Fight moved to ratify Executive Action no. 2024-001:

WHEREAS, The Tribe owns property in Las Vegas and use of the property requires an understanding of the power lines and electric transmission; and WHEREAS, KSE Electric, LLC has proposed to perform the work necessary for use of the property; and

WHEREAS, The work in question shall not exceed \$10,000.

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council authorizes the Chairman, subject to legal review, to execute a contract for the above referenced work.

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 Robert White seconded the motion.

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

Chairman Mark N. Fox – Aye



Councilman Cory Spotted Bear – Not Voting  
Councilman Fred Fox – Aye  
Councilman Mervin Packineau – Not Present  
Councilwoman Monica Mayer – Aye  
Councilwoman Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**A. Enrollment\***

**Motion:** Councilman Fred Fox moved to approve resolution no. 24-003-FWF entitled “*Approval of 26 (Twenty-Six) Applicants for Enrollment into the Three Affiliated Tribes.*” subject to Legal review. Councilman Robert White seconded the motion.

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

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

**Discussion:** With today’s approvals there are 17,374 total living MHA enrolled members.

**B. Tax Department Report\*** - Stephanie Hall-Thomas, Interim Tax Director Report submitted for the record.

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

- **J & J Rental LLC** - Shane Johnson - New Town ND - Renewal - Trucking Services/Oilfield Services.
- **Garcia's Kitchen** - Eddie Garcia Hilarion & Garcia - New Town ND - Renewal Hispanic Fast Food.
- **Q's Kitchen** - Suzanne Styren - Watford City - ND - Renewal - Food Truck
- **S & D Services LLC** - Dale Little Soldier - New Town ND - Renewal Oil Field Services.
- **Legion Bar** - David Siira & Russell Deserley - New Town ND - Renewal - Restaurant, Liquor & Beer Sales.
- **High Plains Transport Inc.** - Stan Headings - New Town ND - Renewal - Water Hauling.



- **EOG Resources Inc.** - Tracy Opp Denver CO - Renewal Oil & Gas Development.
- **PetroShale (US), Inc.** - Kevin Funk- Denver CO - New Exploration, Development, and Sale of Oil and Natural Gas.
- **Running Horse, LLC** -Tesha Jo Fredericks, Cody Paul Fredericks, Paul Tell Fredericks - New Town ND - Renewal - Oilfield Services Trucking, Construction, Flowback & Pumping etc.
- **Baker Consulting, LLC** - Jason Baker - Mandaree ND - Renewal - Oilfield Services.
- **Mann Energy Services** - Melaney Joan Mann - Bismarck ND - Renewal Oilfield Services - Crude and Water Transport.
- **Little River Construction LLC** - Kenneth L Fredricks - Halliday ND -Renewal Oilfield Services - Dirt Construction.

Councilman Robert White seconded the motion.

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

Chairman Mark N. Fox – Aye

Councilman Cory Spotted Bear – Not Voting

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Aye

Councilwoman Sherry Turner-Lone Fight – Aye

Councilman Robert White – Aye

**C. Emergency Operations Center Report\*** – *Emily Sitting Bear, Director*

*Item deferred.*

**XIII. UNFINISHED BUSINESS:**

**A. Lease Compliance Office Staffing Request<sup>2</sup> [NRC]**

*Item deferred.*

**B. Tribal Parks<sup>2</sup>** – *Mary Fredericks & Park Ranger Ethan White Calfe*

21,000 acre park with secure COI land next to the buffalo project. Future MOU and collaborations to expand and develop trails. Three-pronged trail plan. Advisory Board has been created with connection to the Interpretive Center & Tourism and others. Park Vision Statement provided developed by the Advisory Board. RFP is currently published for Visitors Center development. Park Ranger Ethan White Calfe discussed a recent public survey to report on interests for park activities. Developing Park policies. Marketing plans include cross country skiing on the Little Missouri led



by the Park Ranger. Developing a Visitor Information Station at the entrance. Numerous agencies have contacted the Park to request use of the park space.

**FTR:** Councilman Cory Spotted Bear joined the meeting at 1:49PM.

**Motion:** Councilwomen Monica Mayer moved approve with pre-design /development \$750K. Councilwomen Sherry Turner-Lone Fight seconded the motion.

*Motion rescinded.*

Councilwomen Monica Mayer asked that they renegotiate the concept and bring them in for more information in committee.

*Item deferred.*

**C. Property Management<sup>2</sup> - Tribal Real Estate Inventory Resolution**

Marcy Yellow Bird presented. She talked about the Sub-Department in Natural Resources. This department will oversee properties outside of FBIR. They are currently making an inventory list to see where the properties are. They are trying to develop this internally.

**Motion:** Councilman Cory Spotted Bear moved to approve resolution no. 24-004-FWF entitled “Tribal Real Estate Inventory” 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

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Not Present

Councilwoman Monica Mayer – Not Voting

Councilwoman Sherry Turner-Lone Fight – Aye

Councilman Robert White – Aye

**D. Fire Management Org Chart Amendment<sup>2</sup> – Marle Baker, Director**

*Item deferred back to NRC.*

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

**XIV. EXECUTIVE COMMITTEE:** – Chairman Mark N. Fox, Chair

**A. Ratification of 12/8/2023 Executive Committee Actions:**



- **Pyramid Contract**
- **NAFSA Membership Dues**
- **Assisted Living Assistance Policy (Special Needs 55+ Elders 60+)**
- **Funeral Assistance**
- **World Class Invitational Sponsorship**
- **East Segment/John Bearstail Contract Renewal**
- **East Segment/Jackie Whitecalfe Contract Renewal**
- **East Segment/Frank Whitecalfe Contract Renewal**
- **East Segment/Jessica Whitecalfe Contract Renewal**
- **East Segment/John Mahoney Contract Renewal**
- **East Segment/Marilyn Youngbird Contract**
- **East Segment/Tony Lonefight Contract**
- **North Segment/Cedar Tree Native Law LLC Contract**
- **West Segment Vehicle Purchases (2)**
- **West Segment /Obsidian Construction, LLC Contract**
- **Four Bears Housing Development Budget**
- **Animal Control Base Wage**
- **Shelby Stein Educational Leave Approval**
- **KAT Native Reach App and GHTV**
- **Connie Ebach FNP Contract Renewal**
- **Medical Partners (Nurse and Allied Health Coverage)**
- **One Chart Link Partner Agreement Approval**
- **Sober Living Van Trade-In and Vehicle Purchase Request**
- **Health Insurance - CIBZ Renewal.**
- **Health Insurance - Client Termination Criteria.**
- **Health Insurance - Approval for Renewal of New Self-Insured Plan.**
- **Cataract Surgery – EP**
- **Eye Surgery – AHD**
- **Grants and Donations Life and Limb**
- **A&E Contract – Regenerative Medicine**
- **Regenerative Medicine Susan Fredericks Contract**
- **Medical Services of ND for Physical Therapy Services.**
- **Solid Waste Laborer Wage Request**
- **Gooseneck Trailer Purchase**
- **Garbage Trucks/Compactor Trade**

**Motion:** Councilman Robert White moved to ratify the presented 1/8/2024 Executive Committee actions. Councilwomen 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**B. Resolutions:**

**1) NDDOT Release of Highway ROW/Spiritual Center**

**Motion:** Councilman Robert White moved to approve resolution no. 24-006-FWF entitled “*Request to Release a Portion of NDDOT BIA Right of Way #FBHWY00007 for the Spiritual Center.*” Councilwomen 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**2) Purchase of 240 Mineral Acres**

**Motion:** Councilman Robert White moved to approve resolution no. 24-005-FWF entitled “*Authorizing Purchase of Mineral Interests*” 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**3) Basin Electric Cooperative Project & TERO Waiver**

**Motion:** Councilman Robert White moved to approve resolution no. 24-007-FWF entitled “*Approving Increased Compensation for Basin Electric Easement*”



*and Authorizing the Chairman to Negotiate Terms and Conditions”*  
Councilwomen 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**4) Amending Resolution 8-128-VJB and Approving A Settlement Agreement with EOG Resources and Lime Rock Resources**

**Motion:** Councilman Fred Fox moved to approve resolution no. 24-008-FWF entitled “*Amending Resolution 08-128-VJB and Approving A Settlement Agreement with EOG Resources and Lime Rock Resources*” Councilman Robert White 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**5) South Segment Elk Pasture Resolution**

**Motion:** Councilman Fred Fox moved to approve resolution no. 24-009-FWF entitled “*Amending Resolution 21-197-FWF for the South Segment Elk Pasture*” Councilman Robert White 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye



**6) Coffey Land Purchase**

**Motion:** Councilman Robert White moved to approve resolution no. 24-010-FWF entitled “*Jeanette Coffey Land Purchase*” subject to Legal review. Councilwomen 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**7) North Segment Split Mall RFP**

**Motion:** Councilwomen Monica Mayer moved to approve resolution no. 24-011-FWF entitled “*Approval of the Agreement between the Three Affiliated Tribes and Damberg Scott Gerzina Wagner Architects, Inc. (dba: DSGW Architects, Inc.) for the North Segment Split Mall*” Councilwomen 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**8) 3<sup>rd</sup> Reading of the Tribal Criminal Code**

**Motion:** Councilman Cory Spotted Bear moved to approve resolution no. 24-012-FWF entitled “*Title III - Criminal Code*” 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  
Councilman Cory Spotted Bear – Aye  
Councilman Fred Fox – Aye





Councilman Mervin Packineau – Not Present  
Councilwoman Monica Mayer – Aye  
Councilwoman Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Not Voting

#### 9) KDU Disposal Fees Resolution

**Motion:** Councilman Cory Spotted Bear moved to approve resolution no. 24-013-FWF entitled "Approval of Waiver of the 1% Tribal Solid Waste Disposal Fee on the Kidney Dialysis Unit Construction Project, Consolidated Construction Company, Inc. - Contractor." 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Not Voting

#### 10) BIE Assessment Waiver Resolution and Letters for Mandaree School and Twin Buttes School

**Motion:** Councilwomen Sherry Turner-Lone Fight moved to approve resolution no. 24-014-FWF entitled "Waiver of Bureau of Indian Education Assessment for School Years 2023-2024 and 2024-2025 – Mandaree." 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Not Voting

**Motion:** Councilman Cory Spotted Bear moved to approve resolution no. 24-015-FWF entitled "Waiver of Bureau of Indian Education Assessment for School Years 2023-2024 and 2024-2025 – Twin Buttes." Councilwomen 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 – Aye  
Councilman Mervin Packineau – Not Present  
Councilwoman Monica Mayer – Aye  
Councilwoman Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Not Voting

**11) Emergency Response Resources Acquisition Approval (Budget Increase)**

**Motion:** Councilman Robert White moved to approve resolution no. 24-016-FWF entitled “*Emergency Response Resources Acquisition Approval (Budget Increase)*” subject to Legal review. 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**XV. HEALTH & HUMAN SERVICES COMMITTEE: - Councilwoman Monica Mayer, Chair**

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

Bridgette Peters will begin to see patients in Twin Buttes. Twice a month Dental Services. Walk Ins and Scheduled patients.

Dr. Martin gave an update on Covid guidelines. There is no longer a need to have positive home tests confirmed at EMHC. Currently, TAT employees with a positive at home COVID-19 test are required to have a doctor's note in order to claim sick leave per Payroll policy. Any employee with a positive COVID test will be out of work for a minimum of 5 days. Return to work is based on symptom improvement. At the end of the pandemic, EMHC closed all its testing sites. After testing positive, people are still required to isolate and minimize exposure to others. Requiring employees who are COVID positive to come to EMHC and the field clinics for a confirmatory test is unnecessary and increases the risk of exposure to vulnerable patients and the clinic staff. Considering the prevalence and length of illness, I am requesting that employees be required to obtain a note only if their symptoms or leave



extends past 5 days. EMHC and the field clinics will continue to see any patient requesting an appointment for their symptoms. As Public Health Authority CMO, I am requesting that TAT employees with positive at home tests no longer be required to obtain a confirmatory test at the clinic to use their sick leave. This does not negate an employee's direct supervisor requiring a doctor's note.

**Motion:** Councilwomen Monica Mayer moved to approve that TAT employees with positive at home tests no longer be required to obtain a confirmatory test at the clinic to use their sick leave. Councilman Cory Spotted Bear seconded the motion.

**Discussion:** if shown symptoms they should go to the clinic. Trial policy period of 60-days.

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

**1) Essential Staffing/Skeletal Staffing Policy**

MHA Health Programs Essential Staffing/Skeletal Staffing Policy  
Rates changed as requested during Executive Committee.

**Motion:** Councilman Robert White moved to approve the Essential Staffing/Skeletal Staffing policy. Councilwomen 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**2) Name Change Cedar Healing Lodge for the Circle of Life**

**Motion:** Councilwomen Monica Mayer moved to approve the naming of the new building that will house the Circle of Life Program and be called the Cedar Healing Lodge. 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 Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**C. Life & Limb\*** - Felicia Lone Bear Jimenez, Director

*Item deferred.*

**D. Good Road Recovery Center (GRRC) Update\***- Dr. Joy Froelich, Executive Director

*Item deferred.*

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

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

*Item deferred.*

**B. Agriculture Leases\***

**Motion:** Councilman Fred Fox moved to approve resolution no. 24-017-FWF entitled “2024 Ag Leases (6)” [Anthony Vitko, Blaine C. Fox, Donovan Dixon, Kansas Johnson, Nancy Vitko, Tevin Dixon] subject to Legal review. Councilwomen Monica Mayer seconded the motion.

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

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

**C. Fort Berthold Rural Water (FBRW) Update\*** - Joe Silveria, Administrator

**1) FBRW Director Approval of Engineering Consultant Specific Authorizations<sup>2</sup>**

*Item deferred.*

**2) Organizational Charts**

**Motion:** Councilwomen Monica Mayer moved to approve the presented organizational charts for:



- Construction Management
- Beautification
- Utilities
- MHA DOT
- TAT Roads
- TAT Solid Waste

Councilwomen Sherry Turner-Lone Fight seconded the motion.

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

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

### 3) Pay Loader Purchase

*Addressed in Executive Committee.*

### 4) Authority to Suspend Service Policy

This was previously approved in 2008.

**Motion:** Councilwomen Monica Mayer moved to approve dept authority to enforce the Suspend Service Policy without TBC approval. Councilman Robert White seconded the motion.

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

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

### 5) Materials Purchase

**Motion:** Councilman Robert White moved to approve authorizing materials



purchased from grant funding (est. \$415,609) Councilwomen Monica Mayer seconded the motion.

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

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

***FTR:** Mr. Silveria asked which department is going to handle Notice of Intents. Lisa Lone Fight stated their Department has been doing it for a few years. Councilwomen Monica Mayer stated that this should be worked out another time. The tribe is funding three tank projects. These tanks are in Mandaree, Twin Buttes and White Shield. These are tribally funded. Mr. Silveria stated he would like to get the bids process going. TBC advised him to move forward with it.*

**D. Land Exchange:**

**1) Mervin Packineau – Northeast Segment**

*Item deferred.*

**E. Land Sales:**

**1) CORAL DR LLC – North Segment**

***Motion:** Councilwomen Monica Mayer moved to approve resolution no. 24-018-FWF entitled “Coral DR, LLC and Tennant Related Company Trusts Property Purchase – North Segment.” & earnest money. Councilman Fred Fox seconded the motion.*

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

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

*Discussion:* Requesting Earnest Money 45/25 for the 2 tracks

**F. Hidatsa Hills Access**



**Motion:** Councilwomen Monica Mayer moved to approve resolution no. 24-019-FWF entitled “Request to U.S. Army Corps of Engineers to Return Certain Lands Near the Hidatsa Hills Project.” Councilman Cory Spotted Bear seconded the motion.

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

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

**B. Northern Arizona University Scholarship – James Mossett**

*Item deferred.*

**C. Game & Fish - Antoine Fettig, Director**

*Item deferred.*

**D. Range Riders – Jesse Baker, Director**

*See Closed Session*

**XVII. ENERGY COMMITTEE: – Councilman Fred Fox, Chair**

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

*Item deferred.*

**FTR:** The Energy Department presented Councilman Fred Fox with a Pendleton in recognition of his birthday.

**B. ROW’s\* - Paul Grady & Harriette Clah**

**1) Enerplus - Clinton - Shavano Flowlines, Fiber Optics and Associated Appurtenances Project Resolution**

**Motion:** Councilman Fred Fox moved to approve resolution no. 24-020-FWF entitled "Consent to Approval of a Right-of-Way across Tribal land for the Clinton-Shavano Flowlines, Fiber Optics, and Associated Appurtenances Submitted by Enerplus Resources (USA) Corporation." Councilman Robert



White seconded the motion.

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

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

## 2) Fox Ridge Resolution

**Motion:** Councilman Fred Fox moved to approve resolution no. 24-021-FWF entitled “Fox Ridge Project Resolution” subject to Legal review. Councilman Robert White seconded the motion.

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

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

## XVIII. ECONOMIC DEVELOPMENT COMMITTEE: – *Councilman Robert White, Chair*

*No Items*

## XIX. JUDICIAL COMMITTEE: – *Councilwoman Monica Mayer, Chair*

**A. Tribal Court Report\*** - *Elizabeth Yellow Bird & David Christenson, Chief Judge*  
Report submitted for the record. There are currently seven vacancies in the department. They held a strategic planning meeting back in October of 2023. The Court has hired 3 staff this month, the Wellness Coach, and 2 clerks. The Court has 5 vacancies, two adult probation positions, 1 Wellness Recovery Coach, 1 receptionist and the Court is proposing a "peacemaker" position. The Wellness Court continues to be a priority, reports have been submitted with details regarding the status of the Wellness Court participants, its activities and information about events. A new coordinator and Recovery Coach are in place. The Wellness Case Manager position is currently being advertised. A clerk salary matrix has been completed and approved. The Justice Commission met on Friday October 13<sup>th</sup>, 2023, and will continue meetings quarterly. The Court continues to look for another judge; we received





suggestions of where to advertise the position from Justice Commission members. The Court is still waiting on a new larger vehicle. The Court in general, fee ls encouraged about the code, and is now wondering what the status is of the code. There was a discussion regarding hiring more clerks because it is anticipated the Court will need more staff due to the additions to the code; this led to the new salary matrix and more staffing.

## B. Organizational Chart

**Motion:** Councilwomen Monica Mayer moved to approve the presented amended FBDC Organizational Chart. Councilman Robert White seconded the motion.

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

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

**C. TAT Law Enforcement Report** – *Nelson Heart Jr., Chief of Police*  
Submitted Report for the record.

**D. Public Safety Division of Drug Enforcement Report\*** - *Gerald White, Jr., Chief & Special Agent Dawn White*  
Report submitted for the record.

*Item deferred.*

**XX. CULTURAL COMMITTEE:** – *Councilwoman Sherry Turner-Lone Fight, Chair*

*No items.*

**XXI. EDUCATION COMMITTEE:** - *Councilwoman Monica Mayer, Chair*

### A. Lily Webster Request

Ms. Webster is enrolled Law School at the University of California. UCLA Law School LSAT. The amount request is \$3,200.00. TBC agreed to helping with 75% of the request and North Segment will help with the rest.

**Motion:** Councilwomen Monica Mayer moved to approve payment of 75% of the bill with the remainder of the bill to be paid by North Segment. Councilman Robert White seconded the motion.



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

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

**B. Michael Howling Wolf Education Request**

Renetta Howling Wolf presented for her brother. Currently doing residency in Santa Fe Masters in Fine Arts in May. Requesting \$4,470. Mike will be graduating in May of 2024. TBC approved for \$3,350. The rest will be paid by North Segment.

**Motion:** Councilwomen Monica Mayer moved to approve 75% (of \$4,470) from the General Fund. The remaining amount of the request to be paid out from North Segment. Councilman Fred Fox seconded the motion.

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

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

**XXII. 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*
- E. Councilman Fred W. Fox – *Reserved*
- F. Councilman Fred W. Fox – *Reserved*
- G. Councilman Mervin Packineau – MHA Rodeo Association – *Jim Baker*

*Item deferred.*

- H. Councilman Mervin Packineau – *Reserved*
- I. Councilwoman Monica Mayer – *Reserved*
- J. Councilwoman Monica Mayer – *Reserved*
- K. Councilwoman Sherry Turner-Lone Fight – **Contracts (3)**



### 1) John Mahoney Contract

**Motion:** Councilman Robert White moved to approve the John Mahoney Contract subject to Legal review. Councilwomen Monica Mayer seconded the motion.

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

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

### 2) Dr. Mortenson Contract

**Motion:** Councilman Robert White moved to approve Dr. Greg Mortenson Contract subject to Legal review. Councilwomen Monica Mayer seconded the motion.

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

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

### 3) Braun Contract

3<sup>rd</sup> Party Inspector. (Braun) \$288,324.00 community center.

**Motion:** Councilwomen Monica Mayer moved to approve Braun Contract subject to Legal review. Councilwomen Sherry Turner-Lone Fight seconded the motion.

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

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



Councilwoman Sherry Turner-Lone Fight – Aye  
Councilman Robert White – Aye

**L. Councilwoman Sherry Turner-Lone Fight – Medical Request** (See Closed Session)

**M. Councilman Robert White – Reserved**

**N. Councilman Robert White – Reserved**

**XXIII. LEGAL DEPARTMENT – Tyra Wilkinson, MHA Supervising Attorney**

*Item deferred.*

**XXIV. CLOSED SESSION:**

**A. Human Resources (HR)\* – Melissa P. Brady, Director**

- 1) LE Benefits Package Proposal
- 2) 401(K) RFP
- 3) Single Hires:
- 4) Hires With Multiple Applicants
- 5) Transfers
- 6) Federal Salary Modifications
- 7) IDC Salary Modifications
- 8) Resignations
- 9) Retirement/Years of Service
- 10) Terminations/Involuntary Resignations
- 11) Salary Corrections
- 12) Termination

**B. Legal\* – John Fredericks**

- 1) Hillary Tompkin Contract Amendment<sup>3</sup> [Executive]
- 2) Resolution for GRRC Cottage Budget
- 3) Alcohol Tax Agreement Resolution
- 4) Clean Hydrogen MOU
- 5) Hidatsa Hills

**C. Four Bears Casino Report\* - Spencer Wilkinson & Pat Packineau**

**D. Ratification of KDU Restitution Approval**

**E. HVAC Contract – Joseph Everett, Maintenance Director**

**F. Range Units - Jesse Baker, Director**

**G. RU 913/913A Clarification**

**H. Approval to Allocate to Gary Danks.**

**I. Victim Services- Sadie Young Bird, Director**

**J. Social Services – Nicole Poitra**

**K. M. B. Medical Bill Payment**



**XXV. ADJOURNMENT:**

***Motion:*** Councilwomen Monica Mayer moved to adjourn the meeting. Councilwomen Sherry Turner-Lone Fight seconded the motion. Meeting adjourned at 5:48 PM.





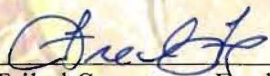
### CERTIFICATION


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, 7 were present at the Regular Meeting thereof duly called, notice, convened and held on the 1<sup>st</sup> of February, 2024; that the foregoing Minutes were amended and/or duly adopted at such meeting by the affirmative vote of 7 members; 0 members opposed; 0 members abstained; 0 Members not voting.

Chairman ( X ) Voting ( ) Not Voting

Dated this 1<sup>st</sup> day of February, 2024

ATTEST:

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

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