



THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
REGULAR MEETING
FEBRUARY 1st, 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 12:18 PM.

II. ROLL CALL:

Present: Councilwoman Monica Mayer, Councilman Cory Spotted Bear, Councilman Mervin Packineau, Chairman Mark N. Fox, Councilman Robert White, Councilwoman Sherry Turner-Lone Fight, & Councilman Fred Fox. *Quorum established.*

III. OPENING PRAYER:

Carol Enno

IV. APPROVAL OF AGENDA:

Motion: Councilman Robert White moved to approve the agenda. Councilman Cory Spotted Bear seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye

Councilman Robert White – Aye

V. APPROVAL OF MINUTES:

- **January 10th, 2024 Regular Meeting Minutes.**

Motion: Councilman Robert White moved to approve the January 10th, 2024 Regular Meeting Minutes subject to minor corrections. Councilman Cory Spotted Bear seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

VI. SPECIAL GUESTS & ELDERS:

EXECUTIVE COMMITTEE REPORTS

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

Provided a report on recent activities and upcoming events. January included meetings with oil companies, development, hydrogen project, N.D. Congressman Kelly Armstrong tour of the Good Road Recovery Center in Bismarck & meeting, MHA Systems meeting & update, President Haviar, Salt River Pima/Maricopa meeting, Makes Cents Fundraising Golf Tournament raised between \$20K-30K for the MHA Cancer Fund to develop hospice facilities. United Tribes Board meeting is tomorrow February 2nd, 2024 with a training & dinner. Investments meetings coming up. UND repatriation is coming up as well. Around February 28nd, 2024 the Ice Warrior Plunge will be held for the 8th year. Last year there were 94 jumpers and they raised almost \$100,000.00. Chairman Fox stated he wants to beat that. Chairman Fox expressed his condolences for all that are going through hard times, lost loved ones.

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

Item deferred.

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

Giving condolences to families to who lost loved ones in White Shield. White Shield is hosting the new boys' basketball district tournament, Parshall, White Shield, garrison, Washburn, Wilton, Central Mclean, & New Salem in the 3rd week in February

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

Item deferred.

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A. CFO Report – *Whitney Bell*

Expenditure Report completed in Executive Committee. Mr. Bell stated that the budget needs to be finalized after all adjustments are made. Councilman Mervin Packineau asked that the CFO notify the TBC when the next Budget Meeting is scheduled. Mr. Bell was advised to get the audit meetings scheduled. He also said in the first week of March 2024 the audit will be done.



Motion: Councilman Mervin Packineau moved to approved resolution no. 24-029-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 50,000,000.00*” subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

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B. Mortgage Program – Val Mayer, Credit Manager

Motion: Councilman Robert White moved to approve the presented home mortgage application subject to Loans policies & recommendations. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

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

FTR: Chairman Mark N. Fox stepped out of the meeting & Councilman Cory Spotted Bear assumed the Chair.

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

Motion: Councilman Mervin Packineau moved to approve Group A(9): small loans subject to loans recommendations & policies. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

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



Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Discussion: Cory Yellowbird added.

D. Four Bears Casino Report* – *Spencer Wilkinson & Pat Packineau [See Closed Session]*

XI. SEGMENT UPDATES:

A. North Segment – *Councilwoman Monica Mayer*

Item deferred.

B. Four Bears Segment – *Councilman Robert White*

This weekend hosting our local college men and women's basketball Saturday 5:00 and 7:00 & Sunday starting at 11:00 at the Johnny Bird Hall. The Storm will be playing Sisseton Wahpeton. 2nd Annual Community Valentines Day Dinner on Feb. 10th from 2-6pm. \$50 for a couple, 25 for singles, \$15 for kids. February 17th is the Water Buster Mourners Feed. February 24th-25th Spring Rummage Sale. March 28th and 29th Easter Spring Pow-wow. April 13th will be the Four Bears Warbonnet Parade. June Noah Dahlman 3-Day Basketball Camp. Volleyball camp in May & Middle School Basketball Camp. Weight room is finished in the Community Center.

C. West Segment - *Councilwoman Sherry Turner-Lone Fight*

Expressed her condolences to the mourners. Thank you to Four Bears Segment for helping during hard weather. The Jump house is opening tonight and serving food for kids with the proceeds go back to community. There will be a Valentines Day Bingo on February 13th, 2024. Every Sunday is the Hidatsa Celebration Bingo at 2 pm. With proceeds going back to community pantry. All projects are on schedule due to the beautiful weather. Parents night is this Friday. Feb 28th Community Updates at 6:00pm. Congratulations to tribal members who are playing basketball and signing to the colleges.

XII. OFFICER REPORTS:

A. Chief Executive Officer Report* – *Stella Berquist, CEO*

1) **Executive Orders***

Motion: Councilman Robert White moved to ratify EA 2024-02:



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NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action procedure, authorizes and approves an exception to Resolution No. 14-185-KH and the TAT Mortgage Program policies and procedures in granting Whitney Bell, the CFO, and the Tribal Vice-Chairman authority to execute any and all purchase and closing documents, including the Third Party Deposit, for the purchase of the residential home located in Las Vegas, Nevada on behalf of Mark Fox, the borrower; and BE IT FINALLY RESOLVED, that the Chicago Title of Nevada, Inc. shall be the closing company for the purchase of the residential home.

Councilman Fred Fox seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilman Robert White moved to ratify EA 2024-03:

WHEREAS, The Tribe has negotiated a purchase of 1911 N. 11th Street, Bismarck, NO legally described as Lot 7, Tibesar's 1st Addition to the City of Bismarck; and WHEREAS, The purchase amount is \$540,000; and

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council authorizes, subject to the property properly appraising, the purchase of 1911 N. 11th Street, Bismarck, ND and authorizes the Tribal Chairman to execute all documents necessary to purchase the property.

Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye



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Motion: Councilman Robert White moved to ratify EA 2024-04:

WHEREAS, The Small Loans Department has indicated that an application has been made by Milton Beston for a loan, that its policies and procedures have been followed, and that Milton Beston meets the Tribal criteria For a personal loan of \$ 5,000.00. NOW,

THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action procedure and based upon the information presented above, authorizes and approves the following one loan listed below in the amount of \$ 5,000.00.

Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilman Robert White moved to ratify.

WHEREAS, The Chairman has brought forward for approval a financial request in the amount of \$2,000.00 to assist with payment for needed medical assessments for two minor children, H.F. and M.F., of MHA Nation enrolled member Shadd Fredericks. This will be a reimbursement to Mr. Fredericks for his payment for services received from Dr. Sarah L. Sander, Center for Behavior and Learning at 13911 Ridgedale Drive, Ste. 135, Minnetonka, Minnesota.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action procedure, authorizes and approves a payment of \$2,000 from Tribal funds to Shadd Fredericks for the purposes stated above.

Councilwoman Sherry Turner-Lone Fight seconded the motion. EA 2024-05

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye



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Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilman Robert White moved to ratify EA 2024-06:

WHEREAS, The Four Bears Segment is bringing forward a Service Contract with JG Builders, LLC, for approval at this time. This Service Contract is for needed repairs/renovations for the Employee Break Room located at the Johnny Bird Veterans Memorial Building for workplace safety.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, through the Executive Action procedure, authorizes and approves the Service Contract between the Three Affiliated Tribes and JG Builders, LLC., not to exceed \$10,000.00. Funds are to be drawn from the Four Bears Segment Budget.

Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

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

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 24-028-FWF entitled “*Approval of 23 (Twenty-Three) Applicants for Enrollment into the Three Affiliated Tribes.*” subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. Motion carried.

Chairman Mark N. Fox – Aye
Councilman Cory Spotted Bear – Aye
Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye



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

Discussion: Total enrolled tribal members is now 17,389.

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- 3) **Tax Department Report*** - *Stephanie Hall-Thomas, Interim Tax Director*
Submitted report for the record.

Motion: Councilman Robert White moved to approve Business Licenses:

- **IBA Drilling Company, Inc.** - Chris Iba - Glendive MT - Renewal - Deep Well Anode round Bed Installation, Ground Loop Heat Exchanger Installation.
- **Chief Oilfield Services, LLC** - Ramiro Tony Damian - Dickinson ND - Renewal - Oilfield Services.
- **Quale Trucking** - Scott Quale - New Town ND - Renewal - For purchase of water for residential/farm use.
- **Sioux Sisters Catering** - Paige E. Young Wolf Michelle R. Drapeau New Town ND New Food Catering

Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

Motion: Councilman Robert White moved to approve Alcohol Licenses:

- **Legion Bar** - David Siira - New Town ND - Renewal, - Tribal Retail License - Beer - Tribal Retail License – Liquor.

Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

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- 4) **Emergency Operations Center Report*** – *Emily Sitting Bear, Director*
Submitted Report for the record. Past January Projects Completed: January 10th - EOC Director attended DHS Tribal Homeland Security Advisory Council Meeting in Washington, DC to present as Co-Chair of the MMIP Subcommittee the Final Findings and Recommendations Report to the DHS Secretary and Tribal Affairs. January 16th -EOC Director attended virtual DHS Tribal Affairs Quarterly Meeting. January 22nd-26th -EOC Director attended Phase 1 Basic Trailing Course Training with SAR K9 Dierks in Edisto Island, South Carolina. Director and K9 passed the Phase 1 Evaluation to certify as a Phase 1 Wilderness Trailing K9 Team. January 30th -Submitted RFP for Mural Artwork Project in the EOC/FM Building to Legal for review. January 31st -Grants Specialist/Public Affairs Specialist and Admin Assistant are overseeing a FBIR/MHA Nation First Responder Historical Photo Collection Project in anticipation of the new EOC and FM Facility Grand Opening in June 2024. February Current and Upcoming Projects: February 1st - EOC Director attended Tribal Business Council to present monthly report. February 2nd - EOC and Fire Management leadership will complete the Interior Final Inspection Check-Off for the new EOC and FM Facility. February 5th -9th - EOC Director will be attending virtual EMI K0449 Training. February 12th -16th - EOC and FM tentative plans to move into new facility. February 27th -EOC will be providing planning and resource support for the MHA Nation Ice Warrior Plunge event. February 27th -EOC will set up a booth at the MHA TERO Job Fair. The EOC is continuing one of assigned 2023 department goals of creating FBIR's Actionable Mass Care Response Plan. This project is expected to be completed by August 2024. This Plan will address Shelters, Food & Water Distribution, Communications, Route Clearance, Debris Management. Emergency Supply Caches, Integration of NGO's/Nonprofits NOADs/Mutual-Aid Agencies, Just-In-Time Training Materials for Volunteers and Assigned Tribal Staff, etc.

XIII. UNFINISHED BUSINESS:

A. Lease Compliance Office Staffing Request³ [NRC]

Deferred back to Committee.

B. FBRW Director Approval of Engineering Consultant Specific Authorizations³



Addressed.

C. Mervin Packineau – Northeast Segment Land Exchange

Item deferred.

D. Northern Arizona University Scholarship³ – James Mossett

Item deferred to Executive Committee.

E. MHA Rodeo Association [MP Add-On] – Jim Baker

Item deferred to Executive Committee.

COMMITTEES OF THE TRIBAL BUSINESS COUNCIL

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

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A. Ratification of 1/30/2024 Executive Committee Actions:

- **UND Timeout Pow-Wow Sponsorship.**
- **RES Sponsorship.**
- **Indian Relay Race.**
- **United Natives Donation.**
- **Unity Sponsorship.**
- **Indian Gaming Association Membership Dues.**
- **Superbowl Sponsorship.**
- **Rusty Gillette Contract Renewal.**
- **North East Segment-Physical Therapy EIN Number.**
- **North Segment - HA Thompson Contract Amendment.**
- **North Segment - ETS/Energy Tech System Invoice Payment.**
- **North Segment - 1st AAA Construction Contract.**
- **West Segment – CTS Contract.**
- **West Segment – Elder Home Purchase.**
- **Woman’s Bronc Riding School Sponsorships & Segment Contributions.**
- **Four Bears Spring Pow-Wow Sponsorship.**
- **Public Safety Administrator Authority Over Probations.**
- **DEA Server Purchase.**
- **UND Sexual Violence Prevention Survey Project**
- **ND Health Department Diabetes Data.**
- **SDPI University of SD Evaluation Contract MOA BAA.**
- **Ruth Heinart Contract Amendment.**
- **Hawkvision Contract.**



- **Staff Educational Leave Approval.**
- **Sober Living Singing Classes Contract**
- **Gasper Contract**
- **TAT Organizational Chart Amendment.** (Enrollment & Housing Services)

Motion: Councilman Fred Fox moved to ratify the 1/30/2024 Executive Committee Actions. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

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B. Resolutions:

1) Parshall Community Center – Community Building - Pow-Wow Grounds A&E Contract Amendment.

Motion: Councilman Cory Spotted Bear moved to approved resolution no. 24-030-FWF entitled “*Parshall Community Center – Community Building - Pow-Wow Grounds A&E Contract Amendment*” subject to Legal review. Councilman Mervin Packineau seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

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2) East Segment Fire Coverage

Motion: Councilman Cory Spotted Bear moved to approved resolution no. 24-031-FWF entitled “*Approval of establishment of the White Shield Fire Protection District, to be recognized by the MHA Nation and certified under North Dakota Century Code Chapter 18-10 to allow for mill levies, enhanced training opportunities, and coordination with neighboring Fire Protection Districts.*”



subject to Legal review. Councilman Mervin Packineau seconded the motion.

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

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

3) New Town Property Purchase

Item deferred.

4) Regenerative Medicine Contract with RML

Motion: Councilman Cory Spotted Bear moved to approve resolution no. 24-032-FWF entitled “*Approval of Contract with RML Architects for Regenerative Health Center*” Councilman Robert White seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

5) Parks and Reserve Pre-Design Contract

Motion: Councilman Cory Spotted Bear moved to approved resolution no. 24-033-FWF entitled “*MHA Tribal Park Visitor Center Project Preliminary Planning Phase Proposal*” subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

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6) HVAC Maintenance Contract Approval/Trane

Motion: Councilman Robert White moved to approved resolution no. 24-034-FWF entitled “*HVAC Maintenance Contract /Trane*” subject to Legal review. Councilman Fred Fox seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

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7) Healing Hearts Expansion Pre-design (RML).

Motion: Councilman Robert White moved to approved resolution no. 24-035-FWF entitled “*Healing Hearts Expansion Pre-design (RML)*” subject to Legal review. Councilman Cory Spotted Bear seconded the motion.

Vote: 7- Ayes. 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 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

Item deferred.

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



Item deferred.

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*

- 1) North Segment – Bill Mason
- 2) East Segment - Bernard Tom Pfliger
- 3) East Segment - Buffalo Rock Feed Yard
- 4) East Segment - Louis Simenson

Motion: Councilman Robert White moved to approved resolution no. 24-036-FWF entitled “2024 Agricultural Leases for February 2024” [Bill Mason, Bernard Tom Pfliger, Buffalo Rock Feed Yard & Louis Simenson] subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

C. Public Works Administration - Joe Silveria, Administrator

1) Dennis Howling Wolf & Ernest Stone Amending ROW Resolution

Motion: Councilwoman Monica Mayer moved to approved resolution no. 24-037-FWF entitled “Dennis Howling Wolf & Ernest Stone Amending” subject to



Legal review. Councilman Mervin Packineau seconded the motion.

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

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

2) Resolution authorizing FBRW to Submit Projects to the North Dakota Water Development Plan.

Motion: Councilman Robert White moved to approved resolution no. 24-038-FWF entitled “*FBRW to Submit Projects to the North Dakota Water Development Plan.*” subject to Legal review. Councilman Fred Fox seconded the motion.

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

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

3) Resolution Authorizing Funding for Necessary Improvements to Supply Water from Parshall to White Shield

Motion: Councilman Robert White moved to approved resolution no. 24-039-FWF entitled “*Authorizing Funding for Necessary Improvements to Supply Water from Parshall to White Shield*” subject to Legal review. Councilman Fred Fox seconded the motion.

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

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



4) Resolution Authorizing FBRW Director Approval of Engineering Specific Authorizations

Motion: Councilman Robert White moved to approved resolution no. 24-040-FWF entitled “*Authorizing FBRW Director Approval of Engineering Specific Authorizations*” subject to Legal review. Councilman Fred Fox seconded the motion.

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

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

5) Consent of Right of Way Resolution for Tribal Fee

Motion: Councilman Robert White moved to approved resolution no. 24-041-FWF entitled “*Consent of Right of Way Resolution for Tribal Fee*” [North Segment – Varlow Subdivision] subject to Legal review. Councilman Fred Fox seconded the motion.

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

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

6) Beautification Program to Purchase a Roll Off Semi-Truck

Motion: Councilman Fred Fox moved to approve the Beautification Program to purchase of a roll off semi-truck not to exceed \$300K. Councilman Robert White seconded the motion.

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

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



Councilman Fred Fox – Aye
Councilman Mervin Packineau – Aye
Councilwoman Monica Mayer – Aye
Councilwoman Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

7) Resolution Requesting \$750,000.00 in FY24 for Home Site Road Development for the Roads Department.

Resolution entitled: “Approval and Authorization of Tribal Roads Department Construction of Home Roads and Funding in the Amount of f \$750,000.00 from General Fund FY 2024 for such Purpose, Serving the Tribal Membership of the Three Affiliated Tribes within the Fort Berthold Indian Reservation.”

Item deferred.

8) Utilities Program Trucks Trade-Ins (5)

Motion: Councilman Robert White moved to approve Utilities Program Trucks Trade-Ins(5) that meet or exceed 100K miles. Councilman Fred Fox seconded the motion.

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

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

9) CMO Vehicle

Motion: Councilman Robert White moved to approve purchase of one vehicle for the DMO Office. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

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



Councilman Robert White – Aye

D. Land Sales:

1) Jeanette Coffey – Northeast Segment

Addressed

E. Tribal Fee Return to Trust - North East Segment

Item deferred.

F. Lynn Billadeau Land Exchange – East Segment

Item deferred.

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G. Modification of 21-236 FWF (grazing resolution) - Jesse Baker & Antoine Smith, Director

The modification is specifying a buffer zone to protect the Big Horn Sheep from domestic sheep. Only affects range units not penned animals.

Motion: Councilwoman Sherry Turner-Lone Fight moved to approved resolution no. 24-042-FWF entitled “*Modification of 21-236 FWF*” subject to Legal review. Councilman Fred Fox seconded the motion.

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

Chairman Mark N. Fox – Not Voting

Councilman Cory Spotted Bear – Aye

Councilman Fred Fox – Aye

Councilman Mervin Packineau – Aye

Councilwoman Monica Mayer – Aye

Councilwoman Sherry Turner-Lone Fight – Aye

Councilman Robert White – Aye

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H. Environmental – Edmund Baker, Director

1) Grant Units Prohibited from Habitation.

Seeking organizational assistance to put this housing grant to good use. Have housing units on slate in North Segment, Mandaree, Parshall, & Four Bears. All dependent on a year-to-year good performance coming from the Biden Administration and we are two years behind. Sitting on \$500K that got rolled over. The grant is from the Bipartisan Infrastructure under Brownfields abatement & remediation of homes to demolish or refresh units. Working FBHA As the Grant Administrator Mr. Baker is seeking approval for an oversight board.



Also need help with tightening up financial tracking. Noted that our TERO companies could meet qualifications of the rigorous requirements of the grants RFP. Issued \$300K in the first year and rolled over almost \$200K so we are sitting on about \$527K. It was noted that there has been no feedback FBHA. There have been funds expended but on the Federal side they do not see them. This is dangerous and we could lose it. We have a contractor and will be presenting the contract soon after Legal review. Councilman Robert White inquired about Segment Homes and Mr. Baker affirmed that technically yes, the funds can be used. Lenny Abrahams needs to draw down the funds. TBC advised Mr. Baker that Programs Analyst James Baker will investigate this issue. Councilwoman Monica Mayer noted that we need to do a better job on our grants management and recommended a Housing Committee.

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I. Request to I.H.S. to Return Lands in Four Bears Segment

Motion: Councilman Fred Fox moved to approve resolution no. 24-046-FWF entitled “Request to Indian Health Services to Return Land Within the Four Bears Segment.” Councilman Robert White seconded the motion.

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

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

XVII. ENERGY COMMITTEE: – Councilman Fred Fox, Chair

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

Item deferred.

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B. ROW's* - Paul Grady & Harriette Clah

1) Targa Lillian Pipeline Lake Setback Variance

Motion: Councilman Robert White moved to approved resolution no. 24-043-FWF entitled “Approval of Setback Variance Requested by Targa Badlands LLC for the Lillian Pipelines.” Councilwoman Monica Mayer seconded the motion.

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

Chairman Mark N. Fox – Not Voting



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

2) Targa Mandaree 4 Pipelines

Motion: Councilwoman Monica Mayer moved to approve resolution no. 24-044-FWF entitled “*Consent to Approval of a Right-of-Way across Tribal land (706A-A) for the Multi-use ROW Corridor (Mandaree 4 Pipelines) Project Submitted by Targa Badlands LLC.*” Councilman Robert White seconded the motion.

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

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

C. Basin Electric

Motion: Councilman Robert White moved to approve resolution no. 24-045-FWF entitled “*Amending Resolution No. 23-094-FWF*”. Councilman Mervin Packineau seconded the motion.

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

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

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

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A. Noah Dahlman Contract with Four Bears Segment

Youth basketball camps in June/July.



Motion: Councilman Robert White moved to approve Noah Dahlman Contract with Four Bears Segment subject to Legal review. Councilman Mervin Packineau seconded the motion.

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

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

XIX. JUDICIAL COMMITTEE: – Councilwoman Monica Mayer, Chair
A. Tribal Court Report* - Elizabeth Yellow Bird & David Christenson, Chief Judge

Item deferred.

B. TAT Law Enforcement Report – Nelson Heart Jr., Chief of Police

Item deferred.

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

XX. CULTURAL COMMITTEE: – Councilwoman Sherry Turner-Lone Fight, Chair
No items.

XXI. EDUCATION COMMITTEE: - Councilwoman Monica Mayer, Chair

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A. Headstart Contract - Kelly Bradfield, Director

RCC Staffing Solution USA Corp will provide teacher support to the Tribe at the Tribe's Headstart including assistance in the hiring and selection process. The Director also stated they need housing for these individuals and will be reaching out to the TBC. They are severely shorthanded.

Motion: Councilwoman Monica Mayer moved to approve RCC Staffing Solutions USA Service Agreement subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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



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

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B. Student Trip

Students from the New Town High School are here requesting financial assistance for their Senior Class trip to New York. The group has raised \$53K of \$85K. with \$32K to meet their goal.

Motion: Councilwoman Monica Mayer moved to approve \$30,000 sponsorship from General Fund and \$2000 from North Segment funds. Councilman Robert White seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

XXII. NEW BUSINESS – Tribal Councilman Add Ons

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A. Chairman Mark N. Fox – Staff Member Insurance

Motion: Councilman Cory Spotted Bear moved to approve a waiver for the staff members insurance effective today. Councilman Robert White seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye



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B. Chairman Mark N. Fox – Marine Warrior Society Request

Marine Warrior society request event request to match from segment-to-segment
Brenda White Bull is the point of contact.

Motion: Councilman Cory Spotted Bear moved to approve each segment and the Chairman’s Office to contribute to a max of \$1,500 total for the Marine Warrior Society. Councilman Robert White seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

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C. Councilman Cory Spotted Bear – Elder Medical Request

Medical bill for an elder in the amount of \$1,157.00. Councilman Cory Spotted Bear asked permission to pay this bill with Twin Buttes Segment funds.

Motion: Councilwoman Monica Mayer moved to approve payment of elder medical request from South Segment funds. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

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

D. Councilman Cory Spotted Bear – Reserved

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E. Councilman Fred W. Fox – 4Bears 8-Ball Classic

7K Request.

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve \$7K sponsorship for the youth portion of the 4Bears 8-Ball Classic. Councilman Fred



Fox seconded the motion.

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

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

F. Councilman Fred W. Fox – Contract

Motion: Councilman Robert White moved to approve Forrest Two Crow Contract. \$30K/6 months with East Segment subject to Legal review. Councilman Fred Fox seconded the motion.

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

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

G. Councilman Mervin Packineau – M.F. Loan Criteria

Item deferred.

H. Councilman Mervin Packineau – Rough Stock School Sponsorship – Blaine

Foote & Len Ashem

Requesting \$8,650 for any student under 18 years of age at the Healing Horse Ranch.

Motion: Councilwoman Sherry Turner-Lone Fight moved to approve Rough Stock School Sponsorship of \$8,650. Councilman Fred Fox seconded the motion.

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

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



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

- I. Councilwoman Monica Mayer – *Reserved*
- J. Councilwoman Monica Mayer – *Reserved*

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K. Councilwoman Sherry Turner-Lone Fight – Elder Home Purchases

Motion: Councilman Robert White moved to approved resolution no. 24-048-FWF entitled “*West Segment for V.S. & Elder Home Purchase*” subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

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

Motion: Councilman Robert White moved to approved resolution no. 24-049-FWF entitled “*West Segment for J.V & Elder Home Purchase*” subject to Legal review not to exceed \$150K. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

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

- L. Councilwoman Sherry Turner-Lone Fight - *Reserved*
- M. Councilman Robert White – *Reserved*
- N. Councilman Robert White – *Reserved*

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XXIII. LEGAL DEPARTMENT – Tyra Wilkinson, MHA Supervising Attorney

Motion: Councilman Fred Fox moved to approved resolution no. 24-047-FWF entitled



“Appointing the Delegates from the Three Affiliated Tribes to the Indian Gaming Association and Authorizing the Payment of the Indian Gaming Association Annual Dues.” Subject to Legal review. Councilwoman Sherry Turner-Lone Fight seconded the motion.

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

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

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Motion: Councilman Fred Fox moved to approve direct the Gaming Commission to implement and follow the amendment to the Compact and the Ordinance. Councilwoman Sherry Turner-Lone Fight seconded the motion.

Vote: 7- Ayes. 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 Sherry Turner-Lone Fight – Aye
Councilman Robert White – Aye

XXIV. CLOSED SESSION:

A. Human Resources (HR)* – Coulter Dixon, Interim Director

- 1) **Single Hires:**
- 2) **Transfers**
- 3) **Tribal Salary Modifications**
- 4) **Federal Salary Modification**
- 5) **Resignations:**
- 6) **Terminations:**
- 7) **Retirement/Years of Service**
- 8) **Other**

B. Legal* – John Fredericks

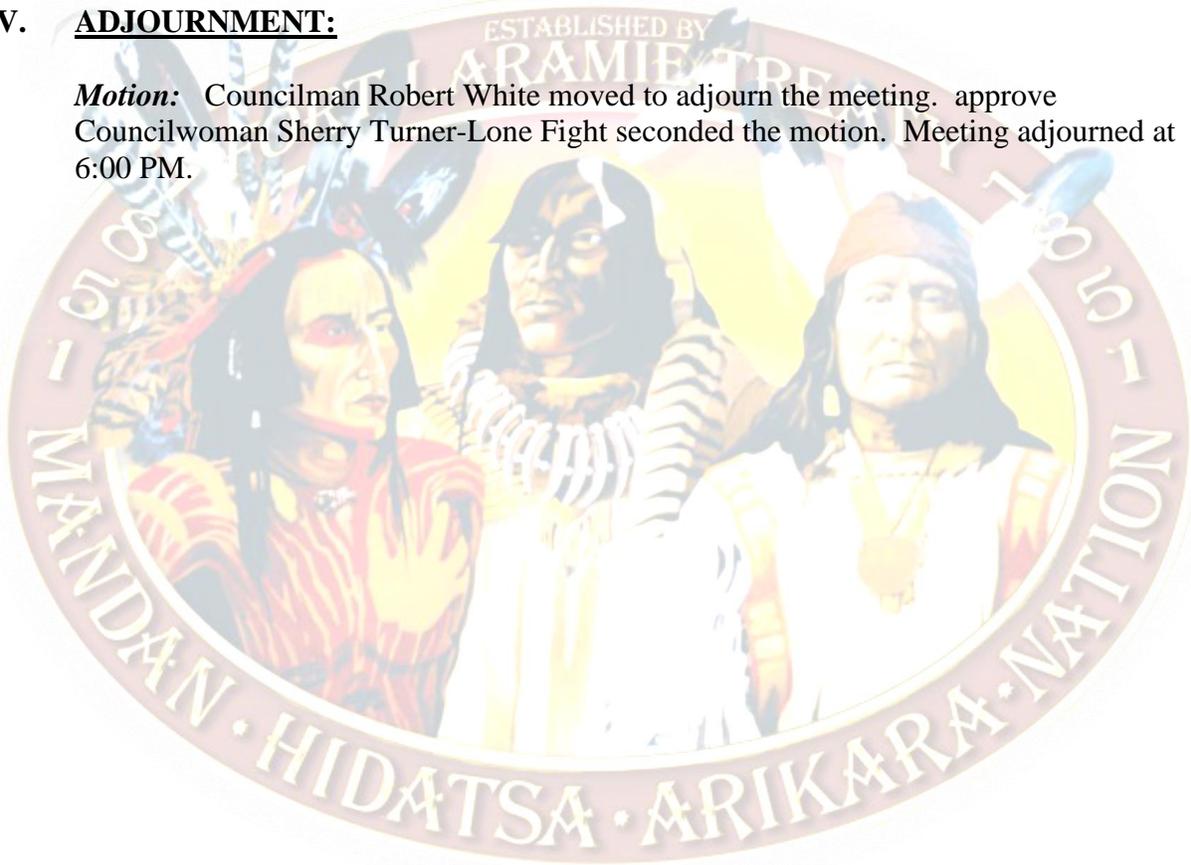
- 1) **Section 17 Business License Resolution**
- 2) **NDA – EERC Resolution**
- 3) **White Shield FBHA Board Appointment**



- C. Four Bears Casino Report* - *Spencer Wilkinson & Pat Packineau*
- D. Range Units - *Jesse Baker*
- E. Gas & Kind Proposal Update – *Jesse Fredericks*
- F. Basin Electric “Amending Resolution No. 23-094-FWF.” – *Jason Krueger*
- G. Appraisal Services for Purchase of a Day Care Center
- H. Boxing Sponsorship - *Thor Hale & Mr. Stanley*
- I. Operation control for Margo Brayburn Contract
- J. Waiver of Bureau of Indian Education Assessment

XXV. ADJOURNMENT:

Motion: Councilman Robert White moved to adjourn the meeting. approve Councilwoman Sherry Turner-Lone Fight seconded the motion. Meeting adjourned at 6:00 PM.





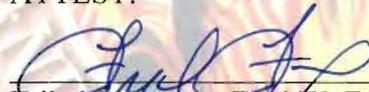
CERTIFICATION

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 7th of March, 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 7th day of March, 2024

ATTEST:



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



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