

WHEREAS, the Fort Peck Tribal Executive Board is the duly elected body representing the Assiniboine and Sioux Tribes of the Fort Peck Reservation and is empowered to act on behalf of the Tribes. All actions shall be adherent to provisions set forth in the 1960 Constitution and By-Laws.

CHAIRMAN'S REPORT

- #27-1037-2014-08 Approve of Meeting Agenda. *9 for, 0 opposed, 3 absent.*
- #27-1038-2014-08 Approve of the August 11, 2014 Special Board meeting minutes. *9 for, 0 opposed, 3 absent.*
- #27-1039-2014-08 Approve of the Travel Resolution Log. *10 for, 0 opposed, 2 absent.*

CONSTITUTIONAL REFORM/RESOLUTIONS/LEGISLATIVE

- #27-1040-2014-08 **(Prepared Resolution)** Approve to amending Rules of Procedure in the Court of Appeals to state that all documents filed shall be filed with the original and three copies. *10 for, 0 opposed, 2 absent.*
- #27-1041-2014-08 **(Prepared Resolution)** Authorize Mr. A.T. "Rusty" Stafne, Tribal Chairman, or his officially designated alternate, to endorse the Memorandum of Understanding between the Fort Peck Assiniboine and Sioux Tribes and the City of Poplar Public Works Department for Cooperation in the Development of Infrastructure Within Tract 5 of the Old Poplar Airport Redevelopment Site on behalf of the Fort Peck Tribes. *9 for, 0 opposed, 3 absent.*

EDUCATION

- #27-1042-2014-08 **(Prepared Resolution)** Approve of a grant application for the Fort Peck Community College for the Socially Disadvantaged Farmers and Ranchers and Veteran Families and Ranchers Program, also referred to the "2501" Program. *9 for, 0 opposed, 3 absent.*

ECONOMIC DEVELOPMENT

No motions made in this committee.

FINANCE

- #27-1043-2014-08 Re-affirm Tribal Resolution #26-2602-2013-07 to be for the repairs of the Brockton and Frazer fire trucks and to direct the Finance Chair to locate the funds. *9 for, 0 opposed, 3 absent.*
- #27-1044-2014-08 **(Prepared Resolution)** Authorize to retain Falmouth Institute to prepare the FY2015 and FY2016 Indirect Costs Proposal and authorize the Chairman to sign the agreement documents. *9 for, 0 opposed, 3 absent.*

LAND

- #27-1045-2014-08** Approve action of having the Bureau of Indian Affairs proceed with placing land described as: Allotment 2613, surface only, S1/2NE1/4, Sec. 11, W1/2NE1/4, NW1/4, Sec. 12, all in T31N, R42E, PMM, containing 320.00 acres, more or less, previously known as the estate of Arthur J. Stocklin (Dykstra) into Trust Status on behalf of the Assiniboine and Sioux Tribes. **10 for, 0 opposed, 2 absent.**
- #27-1046-2014-08** Approve of a homesite lease for Troy Blount for land described as NW1/4SW1/4NE1/4NW1/4, Sec. 21-27-47 TR5057 for 2.5 acres for 25 years; Approve Homesite lease for Larry Wetsit; Approve of Enrolled Member Business Lease for Verle Follette/House of Prayer: 18-23 Sec. 7, T27N, R51E, Lots 9 & 10, Blk. 6
10 for, 0 opposed, 2 absent.
- #27-1047-2014-08** **(Prepared Resolution)** Amend the motion to approve of the Tribal Transportation Program (TTP) request for overtime for construction related employees, permanent and seasonal during September 2014; to include names and exact cost estimates. **9 for, 1 opposed, 2 absent.**
- #27-1048-2014-08** Assist elders and youth from the west end to attend the American Indian Institute Traditional Circle of Indian Elders, Aug. 20-24, 2014 at Akwesasne Territory, New York cultural trip with expenses to come out of the Language and Cultural grant. **9 for, 1 not voting, 2 absent.**
- #27-1049-2014-08** **(Prepared Resolution)** Authorize the ASRWSS to send out thank you letters to the Tribes Congressional Delegation consisting of Representative Steve Daines (R-Mont.), Senator John Walsh (D-Mont.) and Senator Jon Tester (D-Mont.) for their success in adding to the Senate Appropriation Committee and House of Representatives FY2015 Energy and Water Development Appropriations Bill and for the Tribal Chairman to sign the letters along with the Dry Prairie Rural Water Chairman. **10 for, 0 opposed, 2 absent.**
- #27-1050-2014-08** Approve of Enrolled Member Renewal lease for Youpee Brothers, Jana Nygard (4 tracts) and Richard Kirn (4 tracts).
9 for, 1 not voting, 2 absent.
- #27-1051-2014-08** **(Prepared Resolution)** Authorize the Tribal Water Rights Office request to authorize the Joint Funding Agreement (JFA) with the United States Department of the Interior, U.S. Geological Survey (USGS) for the FY 2013-2014, in the amount of \$3,810.00 with the tribes contribution \$2,140.00 and USGAS \$1,670.00 with appropriate consultation of the Tribal Executive Board.
10 for, 0 opposed, 2 absent.
- #27-1052-2014-08** **(Prepared Resolution)** Authorize the Fort Peck Tribes Water Resources Office to submit the application requesting for N3420 Special Funds, in the amount of \$100,000.00 and authorize the Chairman to sign; and, the Tribal Water Resource Office will concur with the Tribal Council on a final modification of

N3420 Scope of Work, Work Plan and Budget.
10 for, 0 opposed, 2 absent.

#27-1053-2014-08 **(Prepared Resolution)** Authorize the Land Buy Back Officer Program to pay Elk River Law Office legal invoice #16131 for the period July 3, 2014 through July 28, 2014 in the amount of \$4,870.78.
10 for, 2 absent.

#27-1054-2014-08 Declare Interest to request appraisal for Tract No. 3415, surface only, A full interest in an to the N1/2SE1/4, Sec. 21, T30N, R45E, Principal Meridian, Montana, containing 80.00 acres more or less.
10 for, 0 opposed, 2 absent.

#27-1055-2014-08 Declare Interest to request an appraisal for Negotiated Sale to the Fort Peck Tribes Re: Tract No. 5155, surface only, A full interest in Lot 4, Block 6, First Addition to Poplar Townsite, Sec. 7, T17N, R51E, Principal Meridian, Montana, containing .161 acres more or less.
10 for, 2 absent.

#27-1056-2014-08 Authorize Deputy CEO, Susie Perry, to loan Tribal Credit Department \$35,000. Perry will put together a repayment plan and repayment terms. *9 for, 1 opposed, 2 absent.*

#27-1057-2014-08 Approve Chairman A.T. Stafne to sign the prepared letter to Martin Jennings, Program Officer, Northwest Area Foundation Program requesting NAFs financial assistance to help build the \$21.85 million dollar Poplar Wellness Center Project, Poplar, Montana.
8 for 2 opposed, 2 absent.

OIL & GAS

#27-1058-2014-08 **(Prepared Resolution)** Approve of the Surface Use Terms and Conditions, described herein, including the compensation offered by Wolf Exploration LP and authorize the Tribal Chairman/Vice-Chairwoman to execute any and all surface agreements, letters, assignments, rights of ways and revocable permits for the surface use in the listed townships for the benefit of Wolf Exploration LP.
9 for, 0 opposed, 3 absent.

#27-1059-2014-08 **(Prepared Resolution)** Authorize the submission of a grant proposal to the IEED Energy and Mineral Development Program (EMDP), for the acquisition of 3D seismic over approximately 62 square miles in the area of the southeast corner of the Fort Peck Reservation and authorize the Chairman to execute any necessary letters and/or documents associated with the grant application or the implementation of the foregoing resolution and the Minerals Dept. will be responsible for the grant management and monitoring activities.
9 for, 0 opposed, 3 absent.

#27-1060-2014-08 **(Prepared Resolution)** Approve the Right of way lease to Agri Industries for the above described tribal tract T5100 and the legal description stated in the attached ROW application, at a compensation of \$25 per rod for a term of 20 years and authorize the Chairman to

execute any necessary letters/documents to carry out the foregoing resolution. *9 for, 0 opposed, 3 absent.*

#27-1061-2014-08 **(Prepared Resolution)** Approve to consent to leasing the fractionated Tribal interests in the tracts described as Allotment #M2628 Sec. 36, T31N, R43E, and Allotment #2734 Sec. 7, T30N, R45E, and authorize the Chairman to sign/execute any letters, agreements, and/or documents necessary to carry out the foregoing resolution. *9 for, 0 opposed, 3 absent.*

#27-1062-2014-08 Authorize Ryan Rusche, In-House Legal Counsel review the Memorandum of Understanding with the following companies: Aero Resolutions LLC; Triad Project Corp; and Mynizaga for a refinery plant at Fort Peck, and request a Written Proposal of a Stated position from each company. *8 for, 1 opposed, 1 not voting, 2 absent.*

LAW & JUSTICE

#27-1063-2014-08 Approve the Tribal Courts Contract No. A10AV00051 in the amount of \$495,567 that is the same funding allocation as FY2014. *10 for, 0 opposed, 2 absent.*

#27-1064-2014-08 Authorize Attorney and Judicial Specialist Rene Martell to work on a zero tolerance drug testing policy where all tribal employees including the Tribal Executive Board undergo drug testing. *10 for, 0 opposed, 2 absent.*

#27-1065-2014-08 **(Prepared Resolution)** The Fort Peck Tribal Executive Board incorporates and/or adopts 17 CCOJ 139, Hand-Held electronic communication device use. *10 for, 0 opposed, 2 absent.*

#27-1066-2014-08 **(Prepared Resolution)** The Tribal Executive Board approve adopting 17-CCOJ 116-A – with amended language about the time period the driver has to remediate too dark window tint. *10 for, 0 opposed, 2 absent.*

#27-1067-2014-08 Approve to publish the drug hot line in the news media. *10 for, 0 opposed, 2 absent.*

#27-1068-2014-08 Approve of a 30 working day temporary extension for Tristan Ward as Administrative Assistant at the Tribal Police Department. *10 for, 0 opposed, 2 absent.*

HEALTH & HUMAN SERVICES

#27-1069-2014-08 **(Prepared Resolution)** Approve of the renewal contracts for Dr. Todd Steinmetz-dentist as volunteer for dental work and paid oversight for the HPDP dental department, Dr. Mike Uphues a.k.a. Caduseus Medical Group, Dr. Roman Hendrickson-Geriatrics, Dr. Linda Warrant-Pediatrics, Martin Smith-Nutritionist, Georgia Traux-Dental Hygienist, Michelle Posselt-Dental Hygienist, Loveland Consulting, Duane Jeanotte-Consulting, Kermit Smith-Medical Consultant, Lisa Miller-Counselor, and two volunteer contracts for Dr. David Welton-

Dentist and Dr. Sunnshine Welton-Dentist, and two new contracts for Toni Montez-Dental Hygienist and Jennifer Tolman. *11 for, 1 absent.*

- #27-1070-2014-08** **(Prepared Resolution)** Authorize Dani Walking Eagle, Derrick Grey Bull, Mandee Buckles, Heavynn Onstad, and Adrian Alexander to work for HPDP PCA Program as temporary, part-time employees as of August 14, 2014. *11 for, 1 absent.*
- #27-1071-2014-08** Approve of signing the Memorandum of Understanding (MOU) with the State of Montana Department of Public Health & Human Services for LIHEAP funding for FY2015 and authorize the Chairman/Vice-Chairman to sign any necessary documents. *11 for, 1 absent.*
- #27-1072-2014-08** **(Prepared Resolution)** Authorize Ruth Moore be added to the check signer list at the bank for Tribal Credit. *11 for, 1 absent.*
- #27-1073-2014-08** **(Prepared Resolution)** Authorize the HPDP Program to utilize the trailer house, corral, and barn located at 5373 BIA A&S owned by the Fort Peck Tribes to Lisa Miller and approve the rental agreement, drafted by Ryan Rusche, Tribal In-House Legal Counsel and authorize the Chairman/Vice-Chairwoman to sign any necessary documents. *8 for, 2 opposed, 1 not voting, 1 absent.*

VETERANS/ELDERS & YOUTH

- #27-1074-2014-08** Approve of Non-Base funding to the following P.L. 93-638 contract: A12AV00155 – Scholarships - \$4,883.00 – FY13; \$5,013.00 – FY14 = \$9,896.00. *11 for, 1 absent.*
- #27-1075-2014-08** **(Prepared Resolution)** Authorize the submission of a pre-application for JCVF for the Verne E. Gibbs Health Care Facility in Poplar, Montana and authorize the Chairman to sign the pre-application forms. *11 for, 1 absent.*
- #27-1076-2014-08** **(Prepared Resolution)** Authorize the submission of a P.L. proposal to Fort Peck Agency for a project to replace flooring and doors at the Juvenile Detention Facility for the approximate amount of \$46,000. *11 for, 1 absent.*
- #27-1077-2014-08** **(Prepared Resolution)** Approve of up to \$15,000 for an ALTA Survey for the Phase III building site as required; and, authorizes the accounting department allow expenditure of up to \$15,000 for the services from program account 6105, line item 5061 for NMTC ALTA Survey required for title purposes; and, requires the funds to be reimbursed from funds upon completion of the NMTC transaction; and, authorizes the Chairman to sign the agreement for the ALTA III Survey with Mr. Pete Olson, Licensed Surveyor. *11 for, 1 absent.*
- #27-1078-2014-08** **(Prepared Resolution)** Authorize Vernetta Perry to access the following accounts at Independence Bank. 338810 – Law & Justice Debit card account and 360524 for the Tribal Health Debit Card Account. *11 for, 1 absent.*

#27-1079-2014-08 **(Prepared Resolution)** Authorize Paula Rankin access to Account #273973, Oil Trust Account, Account #1031023, General Funds Savings, Account #502545, Account Payable, and Account #502707, Payroll Account, Account #502715 Per Capita Account, Account #351177 Special 75, and access to CDARS. **11 for, 1 absent.**

UNFINISHED BUSINESS

#27-1080-2014-08 Approve to pay Poplar Indian Days Celebration Committee \$375.00 for the use of their popcorn machine borrowed and used 5 years ago. **11 for, 1 absent.**

#27-1081-2014-08 Approve the draft prepared resolution and draft letter of support prepared by the In-House attorney that states plaintiff class members involved in the Keeps Eagle case will be awarded the remaining \$380 million settlement funds and authorizes the Fort Peck Tribal Chairman to sign the letter of support and prepared resolution. **10 for, 0 opposed, 2 absent.**

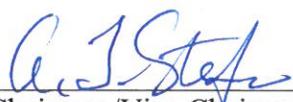
NEW BUSINESS

No business to be taken care of.

ADJOURNMENT

CERTIFICATION

I, the undersigned Secretary/Accountant of the Tribal Executive Board of the Assiniboine and Sioux Tribes of the Fort Peck Indian Reservation, hereby certify that the Tribal Executive Board is composed of 12 voting members of whom **11** constituting a quorum were present at a **Regular** meeting duly convened this **25th** day of **August, 2014** and that the foregoing resolution was duly adopted at such meeting by the affirmative vote of **11** for.



Chairman/Vice Chairman
Fort Peck Tribal Executive Board



Secretary Accountant