

**RESOLUTION #27-1418-2014-12
December 8, 2014**

**Special Board Meeting
9 Present**

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

- #27-1378-2014-12** Approve of the Meeting Agenda.
7 for, 0 opposed, 5 absent.
- #27-1379-2014-12** Approve of the November 21, 2014 Special Board Meeting and the November 24, 2014 Regular Board meeting minutes.
7 for, 0 opposed, 5 absent.
- #27-1380-2014-12** Approve of the Travel Resolution Log.
9 for, 0 opposed, 3 absent.

CONSTITUTIONAL REFORM/RESOLUTIONS/LEGISLATIVE

- #27-1381-2014-12** Approve of a travel reimbursement to Nadine Hentges for travel to Las Vegas, NV.
9 for, 0 opposed, 3 absent.
- #27-1382-2014-12** Direct the Economic Development Office to start the process of obtaining a State certified liquor license for the new Fort Peck Tribal Casino.
7 for, 2 opposed, 3 absent.

EDUCATION

Committee meeting held, but no actions taken.

ECONOMIC DEVELOPMENT

- #27-1383-2014-12** Amended motion to accept the resignation letter from Tribal Gaming Director Jess Kirn and change the date effective to Dec. 11, 2014.
9 for, 0 opposed, 3 absent.
- #27-1384-2014-12** Amend Tribal Resolution #27-1305-2014-11 for another 30 working day temporary employment extension for Joilynn Loves Him effective November 26, 2014.
9 for, 0 opposed, 3 absent.
- #27-1385-2014-12** Request a loan in the amount of \$30 million from the Shakopee Tribe for the estimated construction costs of a new Fort Peck Tribal Casino project and to authorize the Chairman to sign the proposed "Chairman to Chairman" letter.
7 for, 2 opposed, 3 absent.
- #27-1386-2014-12** Advertise the naming and logo contest for the new Fort Peck Tribal Casino with 1st place being \$500, 2nd - \$300, and 3rd - \$200.
7 for, 2 opposed, 3 absent.
- #27-1387-2014-12** Allocate \$1.5 million from the Tribes \$10 million Economic Development funds for preconstruction planning services and contract with DSGW to perform the services and Economic Development funds to be replenished with the profits from the Tribal Casino.
6 for, 2 opposed, 1 not voting.

FINANCE

- #27-1388-2014-12 Direct the Tribal Planning Department to look into this request by Ron Fellows for a Celebrity game between former NFL players and the Fort Peck Tribal Council, staff, youth, etc. and also getting Shoni Shimmel to visit the Fort Peck Reservation and to work with those tribal programs as HPDP, Fort Peck Housing Youth Recreation, SAVT P, etc., who work with the tribal youth.
8 for, 0 opposed, 4 absent.
- #27-1389-2014-12 Rescind Tribal Resolution #26-2012-588??-03 and tribal resolution #27-2013-????-01 and to direct current director Ray Lamb to work with the Human Resources. *9 for, 0 opposed, 3 absent.*
- #27-1390-2014-12 Authorize the reclassification of the position as Director of Veterans' Affairs Program and establish an hourly rate of pay per Fort Peck Tribal salary schedule and to continue to work with the Human Resources office regarding this issue. *9 for, 0 opposed, 3 absent.*
- #27-1391-2014-12 **(Prepared Resolution)** Authorize the ICS Agreement with the Fort Peck Tribes. *7 for, 0 opposed, 5 absent.*
- #27-1392-2014-12 Allow First Interstate Bank to process a direct debit for the tribal retirement/pension fund. *8 for, 0 opposed, 4 absent.*
- #27-1393-2014-12 Approve another 30 working day temporary employment extension for Michael Redstone as the Acting Assistant Loan Manager at the Tribal Credit Department. *8 for, 0 opposed, 4 absent.*
- #27-1394-2014-12 Accept the offer of \$292,006 that is being offered in the lawsuit in the Indian Health Services.
5 for, 3 opposed, 4 absent.
- #27-1395-2014-12 Amend tribal resolution #28-1334-2014-11 to read, "Approve to enter into a contract with Jacobson Law Group to represent the 3 Fort Peck Tribes in closing the loan with the Shakopee Tribe Hotel/Casino project with both parties in agreement. *8 for, 1 opposed, 3 absent.*

LAND

- #27-1396-2014-12 Approve of Enrolled Member Renewals for Clyde Perry (4 tracts), Richard Smith (6 tracts), Gloria Urbaniak (1 tract), Donald Urbaniak, and Gary Grainger (1); Approve of Non-Indian Cancellation for John Ransom; Approve of Enrolled Member Homesite for James Summers; Approve Enrolled Member New Homesite for Susie Symington and Cami Shields; Approve Non-Enrolled New Homesite for Gina Mayer for 2-1/2 acres at \$100 a year; Approve Enrolled Member Renewals for Tracy Hentges (2) tracts. *9 for, 0 opposed, 3 absent.*
- #27-1397-2014-12 **(Prepared Resolution)** Approve the action of having the Bureau of Indian Affairs proceed with placing the described land as follows: NW1/4, NE1/4SW1/4, NW1/4SE1/4, Sec. 28, T 30, R49E, and E1/2NE1/4, Sec. 29, T30, R49E, Principal Meridian, Montana, containing 320.00 acre more or less. The property was formally known as the Michael and Glenna

Lockman property in trust status on behalf of the Assiniboine and Sioux Tribes to consolidate ownership for Economic Development.

9 for, 0 opposed, 3 absent.

#27-1398-2014-12 Authorize \$300 (out of the Meeting Expense Line Item) to the Fort Kipp Community Organization for a public meeting and for the Tribal Council to attend to discuss the new casino.

9 for, 0 opposed, 3 absent.

#27-1399-2014-12 Approve to amend the motion to include two star quilts, one to Cleo Hamilton family and one to Rose Lilley families.

9 for, 0 opposed, 3 absent.

OIL & GAS

#27-1400-2014-12 Approve of another 30 working day extension for Dr. Ken Ryan in the Economic Development Office. *9 for, 0 opposed, 3 absent.*

#27-1401-2014-12 **(Prepared Resolution)** Authorize OEP to submit a grant application in the amount of \$160,000 and request the Bureau of Indian Affairs approve this request and authorize the Chairman to sign the contract related documents on behalf of the Fort Peck Assiniboine and Sioux Tribes.

9 for, 0 opposed, 3 absent.

#27-1402-2014-12 **(Prepared Resolution)** Authorize of Office of Environmental Protection Office to submit an application to the Non Point Source Program, prepared by the Office of Environmental Protection for the purpose of implementing the Management Plan for Manning Lake Wildlife Refuge in the amount of \$75,000 with match requirement of 10% to be provided by the Office of Environmental Protection, and also authorize the Chairman to sign all grant related documents on behalf of the Tribes.

9 for, 0 opposed, 3 absent.

#27-1403-2014-12 Approve to advertise for an In-House Counsel for two weeks.

9 for, 0 opposed, 3 absent.

#27-1404-2014-12 Select John Summers to the TERO Review Board of Commissioners with Forrest Smith and Frank Smith as alternates.

8 for, 1 not voting, 3 absent.

LAW & JUSTICE

No committee reports.

HEALTH & HUMAN SERVICES

#27-1405-2014-12 **(Prepared Resolution)** Approve the grant permission for the HPDP Program to pay the motel expenses for the New Renaissance Group for the annual Christmas present give-away.

8 for, 0 opposed, 4 absent.

- #27-1406-2014-12** **(Prepared Resolution)** Authorize a minerals lease for Tract 121 to Wolf Exploration for a total amount of \$40,000 of which the Tribes will receive half of its interest and at the described terms and authorize the Chairman/Vice-Chairman to execute/sign any necessary letters, documents and/or agreements to carry out the foregoing resolution. *9 for, 0 opposed, 3 absent.*
- #27-1407-2014-12** **(Prepared Resolution)** Approve the payment of the legal Invoices in the amount of \$77,367.61 for legal invoices for various accounts for the above invoices. *9 for, 0 opposed, 3 absent.*
- #27-1408-2014-12** Approve the payment of legal invoices submitted by Meyer, Shaffer & Stephens, PLLP, for the period of October 1- November 7, 2014. *9 for, 0 opposed, 3 absent.*

VETERANS/ELDERS & YOUTH

- #27-1409-2014-12** **(Prepared Resolution)** Authorize and direct the Chairman to execute the proposed Water Service Agreement with Dry Prairie Water Authority and the United States of America, acting through the Secretary of the Interior and such others. *9 for, 0 opposed, 3 absent.*
- #27-1410-2014-12** Approve to give Congressman Zinke a tribal flag for him to hang in his office. *9 for, 0 opposed, 3 absent.*
- #27-1411-2014-12** Allow Curley Youpee the authority to use the cell phone with the GPS and data capabilities for his program. *8 for, 0 opposed, 4 absent.*

UNFINISHED BUSINESS

- #27-1412-2014-12** **(Prepared Resolution)** Authorize the Chairman to sign the agreement with Kadmas, Lee and Jackson (KLJ) for the Phase I On-Call Construction Staking for the Old Airport Redevelopment up to 120 hours, which will be invoiced to Shakopee under the \$750,000 Community Development Grant for the Wellness Center. *8 for, 0 opposed, 4 absent.*
- #27-1413-2014-12** **(Prepared Resolution)** Authorize the Chairman to sign the Kadmas, Lee and Jackson (KLJ) agreement for the Phase 1 SWPPP of the Old Airport Redevelopment for \$7,000.00, which will be invoiced to Shakopee under the \$750,000.00 Community Development Grant for the Wellness Center. *8 for, 0 opposed, 4 absent.*
- #27-1414-2014-12** Rescind Tribal Resolution #26-476-2012-03 regarding the Chairman's authority to terminate or discharge a program director, and reinstating the old policies and procedures of the Fort Peck Tribes *6 for, 3 opposed, 3 absent.*

NEW BUSINESS

- #27-1415-2014-12** Authorize our Washington attorneys to update our Washington DC attorneys to give an update on tax preparedness for businesses located on the reservation. *9 for, 0 opposed, 3 absent.*

**RESOLUTION #27-1418-2014-12
December 8, 2014**

**Special Board Meeting
9 Present**

- #27-1416-2014-12 Authorize the Christmas per caps be distributed on December 12, 2014.
8 for, 0 opposed, 4 absent.
- #27-1417-2014-12 Declare December 26, 2014 as a National Holiday, as declared by
President Obama. *9 for, 0 opposed, 3 absent.*
- #27-1418-2014-12 Reaffirm Res. #26-1562-2012-10 to put the Farm
and Ranch back under the Land Committee.
6 for, 3 opposed, 3 absent.

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 9 constituting a quorum were present at a **Special** meeting duly convened this **8th** day of **December, 2014** and that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 9 for.



Chairman/Vice Chairman
Fort Peck Tribal Executive Board


Secretary Accountant