

**RESOLUTION #28-0309-2016-01
January 25, 2016**

**Regular Board Meeting
12 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

#28-0272-2016-01 Approve of the Meeting Agenda.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-not voting, Summers-absent, Bauer-yes, Gourneau-absent, Hopkins-yes, Crow Belt-yes. **9 for, 1 not voting, 2 absent (Christian, Gourneau)**

#28-0273-2016-01 Approve of the January 11, 2016 Special Board meeting minutes.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-absent, Summers, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Shields)**

#28-0274-2016-01 Approve of the Travel Resolution Log.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-absent, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian)**

CONSTITUTIONAL REFORM/RESOLUTIONS/LEGISLATIVE

No meeting due to the Special Board Meeting of January 11, 2016 and Martin Luther King Holiday, January 18, 2016.

EDUCATION

No meeting due to the Special Board Meeting of January 11, 2016 and Martin Luther King Holiday, January 18, 2016.

ECONOMIC DEVELOPMENT

#28-0275-2016-01 Authorize the Montana Office of Public Instruction to utilize the Fort Peck Tribes Assiniboine and Sioux Nations Seal of publication.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **12 for, 0 opposed.**

FINANCE

#28-0276-2016-01 Authorize Wahlenberg, Ritzman & Co., LLC, do the FY 2015 audit.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **12 for, 0 opposed.**

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#28-0277-2016-01 Authorize Tribal Credit Committee members Rene Fettig and Melissa Buckles as check signers for the Tribal Credit Department.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-not voting, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 0 opposed, 1 not voting (Buckles).**

#28-0278-2016-01 **(Prepared Resolution)** Ensure that the Tribes work to avoid any possible penalties or fines related to the ACA while the federal government and Congress consider providing relief for tribal employees. This work includes interaction with relevant federal agencies and others concerning compliance with ACA requirements; and to direct in-house Counsel and Sonosky, Chambers, Sachse, Endreson and Perry, LLP to work with the appropriate Tribal staff to initiate discussions with the relevant federal agencies regarding the resolution of any and all outstanding matters related compliance with the ACA.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **12 for, 0 opposed.**

LAND

#28-0279-2016-01 Approve of a letter to Mr. William Snell, Executive Director, Rocky Mountain Tribal Leaders Council regarding Connecting Kids to Coverage Outreach and Enrollment Grant (Cycle IV), CMS-1S0-16-001; improving access to health services for children of the Fort Peck Assiniboine and Sioux Tribes, is an important goal and a priority for our Tribes. Our Tribal Health Department will collaborate and coordinate outreach activities with our p0rogram staff, participate in trainings on Medicaid/CHIP benefits, eligibility and enrollment and re-determination procedures, and will actively market the informational and enrollment assistance program to tribal members.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **12 for, 0 opposed.**

#28-0280-2016-01 Authorize a 25-year lease with KVCK/Wolfrax Broadcasting for radio transmission tower site and related facilities for land described as E. 400 of Lot 10, Sec. 16 T27N, R47E, containing 12. 12 acres, more or less.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-no, Gourneau-yes, Hopkins-no, Crow Belt-yes. **10 for, 2 opposed (Bauer, Hopkins).**

#28-0281-2016-01 Approve Enrolled Member Renewal leases for Thomas Bracken, Linda M. Nielsen, and Dale Grandchamp.

Roll call vote: Councilman Headdress-yes, Christian-not voting, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-no, Gourneau-no, Hopkins-yes, Crow Belt-yes. **9 for, 1 not voting (Christian), 2 opposed (Bauer, Gourneau).**

#28-0282-2016-01 Approve of Enrolled Member New Lease for Dale Four Bear; Authorize Renewals Non-Enrolled leases for Perry and Susan Kegal and Kegel

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Brothers; Authorize Chuck and Jeri Johnson cancellation of Business Lease No. 1346-19; Authorize Business Lease for Kathleen Ventura for land described as Sec. 7, T27N, R51E, for Commercial Development #1 Lots 7 & 8 at the rental offer of \$50.00 for the term of 2016-2020.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **12 for, 0 opposed.**

#28-0283-2016-01 Approve to purchase land described as Jones Land, Roosevelt County, T30N, R49E, MPM, Section 33, E1/2.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **12 for, 0 opposed.**

#28-0284-2016-01 Approve to extend the Fort Peck Tribes Land Buy Back Agreement and employment for LBBP staff members for 90 days, January 29 to April 29, 2016.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **12 for, 0 opposed.**

#28-0285-2016-01 **(Prepared Resolution)** Authorize the Tribal Health Department to utilize identified tribal land for storage of their containers.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian).**

#28-0286-2016-01 Approve to purchase land from Mary Gourneau, Tract No. 2633-A, surface only, 1/1 interest in the N1/2NE1/4SW1/4, N1/2NW1/4SE1/4, Sec. 29, T27N, R46E, Principal Meridian, Montana, containing 40.00 acres, more or less at the appraisal of \$9,600.00.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-not voting, Hopkins-yes, Crow Belt-yes. **10 for, 1 not voting (Gourneau), 1 absent (Christian).**

OIL & GAS

#28-0287-2016-01 Authorize to pay the \$34.00 for the phone bill for the Minerals truck driver (Casey Wetsit), who went over and beyond work related.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian).**

#28-0288-2016-01 Accept the P.L. 93-P.L. 63-638 funding available from the BIA per Continuing Resolution #2-4 for FY2016.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian).**

LAW & JUSTICE

#28-0289-2016-01 Authorize cross-deputization for Jason J. Baker, Roosevelt County Sheriff's Office (RCSO) police officer.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian).**

#28-0290-2016-01 Authorize retroactive cross-deputization back to March 2015 for RSCO Officer Frederick Lee.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian).**

#28-0291-2016-01 The Tribal Executive Board recognizes that law enforcement officers that have been cross-deputized since the beginning of their employment remain cross-deputized until their employment is terminated with their specific agency.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-absent, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **10 for, 2 absent (Christian, Buckles).**

#28-0292-2016-01 Authorize the Department of Law and Justice enter into an MOU to assist Fort Belknap Law Enforcement to house one of their inmates at Adult Detention Center in-kind.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian).**

#28-0293-2016-01 Approve that the Fort Peck Tribes will create cross-deputization cards for all agencies across the reservation to be handled by the HR Department with their ID machine.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian).**

HEALTH & HUMAN SERVICES

#28-0294-2016-01 Approve Jonika Grandchamp, Carrie Martell, Chance Boyd, Ashley Vondall, and Colleen Romero to work for the HPDP PCA Program as temporary, part-time employees, as of January 12, 2016.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian).**

#28-0295-2016-01 Authorize the amendment of Title 6 – Criminal Procedures, Sec. 602 Probation (a) *Probation shall be no longer than the statutory penalty.*

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Roll call vote: Councilman Headdress-yes, Christian-not voting, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 not voting (Christian).**

#28-0296-2016-01 Authorize a contract with Scott Seifert as the Fort Peck Tribes Chief Tribal Prosecutor/Tribal SAUSA.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **12 for, 0 opposed.**

#28-0297-2016-01 **(Prepared Resolution)** Approve of Red Bird Woman Center's request to contract the legal assistance services of Terry Boyd Sr., to continue to provide vital legal assistance at the rate of \$3,000 a month, not to exceed March 31, 2016 or until grant funds are expended.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **12 for, 0 opposed.**

#28-0298-2016-01 **(Prepared Resolution)** Approve of Red Bird Woman Center's application to U.S. Department of Justice Office on Violence Against Women FY 16 Legal Assistance for Victims Grant Program in the amount of \$500,000 for 36 month project, and collaborate with Montana Legal Services Association, and designate Floyd Azure, Tribal Chairman as Primary Point of Contact and Coleen Clark, Program director as Secondary Point of Contact.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **12 for, 0 opposed.**

#28-0299-2016-01 Approve to purchase Larry Monson's 209 acres of fee land in the amount of \$221,650 with the funding to come out of the Land Buy Back Program fund.

Roll call vote: Councilman Headdress-absent, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Headdress)**

VETERANS/ELDERS & YOUTH

#28-0300-2016-01 Approve GSA Lease No. Gs-08PLMT14936 for 10,731 sq. ft. at \$177,536.50 annually.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **12 for, 0 opposed.**

#28-0301-2016-01 Approve to pay the Sonosky Law Firm invoices for November and 2 invoices for September in the amount of \$41,463.77 for legal services for various accounts for October and November 2015.

Roll call vote: Councilman Headdress-yes, Christian-yes, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **12 for, 0 opposed.**

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#28-0302-2016-01 **(Prepared Resolution)** Approve and authorize and re-affirm No. 12-2016 the selection of Lawrence Hamilton and Frances Weeks-Combs and recommended to the Fort Peck Tribal Executive Board that Lawrence Hamilton and Frances Weeks-Combs be seated as the Wolf Point Community Commissioners to the Fort Peck Housing Authority Board of Commissioners.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian).**

#28-0303-2016-01 Approve two (2) New Regular/Emergency License and three (3) Renewals for Regular/Emergency License for the Foster Home Licensing Program.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian).**

#28-0304-2016-01 Accept Roxanne Gourneau's resignation from the State Economic Development Board of Directors.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian).**

#28-0305-2016-01 Approve to seat Rodney Miller to the State Economic Development of Directors.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian).**

#28-0306-2016-01 Authorize Jim Swan to submit a grant to the Native Agriculture & Food Systems Initiative (NAFSI). Through the generous support of the Kellogg Foundation, First Nations plans to distribute up to 10 grant awards averaging \$30,000 each to support projects that aim to strengthen local food system control; increase access to local, healthy and traditional foods; and decrease food insecurity and food deserts, all with an emphasis on service Native American children and families.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **11 for, 1 absent (Christian).**

#28-0307-2016-01 Advertise the Workforce Investment Act Director position.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-absent, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **10 for, 2 absent (Christian, Chapman).**

#28-0308-2016-01 Rescind Resolution #288-2008-01 and authorize application of the allowable 3% rate for pass-through funds.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-absent, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. **10 for, 2 absent (Christian, Chapman).**

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#28-0309-2016-01 Approve the letter of support from the Office of the Secretary of State that Roosevelt County is planning to put satellite office in Poplar and authorize the Chairman to sign.

Roll call vote: Councilman Headdress-yes, Christian-absent, Rattling Thunder-yes, Grant-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Bauer-yes, Gourneau-yes, Hopkins-yes, Crow Belt-yes. *11 for, 1 absent (Christian).*

UNFINISHED BUSINESS

No Unfinished Business

NEW BUSINESS

No Unfinished Business

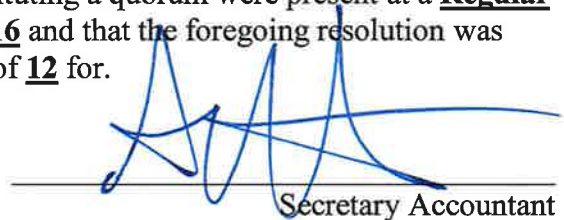
ADJOURNMENT

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 12 constituting a quorum were present at a **Regular** meeting duly convened this 25th day of **January, 2016** and that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 12 for.



Chairman/Vice Chairman
Fort Peck Tribal Executive Board



Secretary Accountant