RESOLUTION #28-0420-2016-02
Regular Board Meeting
February 22, 2016
10 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

#28-0376-2016-02 Approve of the Meeting Agenda.


#28-0377-2016-02 Approve of the Special Regular Board meeting minutes.


#28-0378-2016-02 Approve of the Travel Resolution Log.


CONSTITUTIONAL REFORM/RESOLUTIONS/LEGISLATIVE
No motions made in this committee.

EDUCATION
No motions made in this committee.

ECONOMIC DEVELOPMENT

#28-0379-2016-02 (Prepared Resolution) The Fort Peck Tribes does hereby disclaim the Tribal inheritance of trust or restricted land from the Estate of Evelyn Esther Smith (Identification No. 206-A003302 as found in Probate No. P 0001 17487 IP as follows: All interests of less than five percent (5%) on 9 tracts of Fort Peck Reservation to Karen Dubois, niece of Evelyn Esther Smith, Decedent. That a copy of this Resolution shall be presented to Administrative Law Judge R.S. Chester, in the Office of Hearings and Appeals, Department of the Interior at his office at 2718 Montana Avenue, Suite 300, Billings, Montana 59101. That the Chairman and Secretary of the Fort Peck Tribal Executive Board are hereby authorized to sign this Resolution on behalf of the Fort Peck Tribal Executive Board.

Roll call vote: Headress-yes, Christian-yes, Rattling Thunder-yes, Stafne-yes, Buckles-absent, Chapman-yes, Shields-yes, Summers-absent, Gourneau-absent, Bauer-yes, Hopkins-yes, Crow Belt-yes. 9 for, 0 opposed, 3 absent (Buckles, Summers, Gourneau)

#28-0380-2016-02 Approve the request to create the Tribal Misc. Contribution Program #1008 with the line item #4044 which is the miscellaneous account with $75,000.00 be placed in it as a budget modification to come from the I.H.S. CSC $392,000.00 Settlement Funds.

Roll call vote: Headress-yes, Christian-yes, Rattling Thunder-yes, Stafne-yes, Buckles-absent, Chapman-yes, Shields-yes, Summers-absent, Gourneau-absent, Bauer-yes, Hopkins-yes, Crow Belt-yes. 9 for, 0 opposed, 3 absent (Buckles, Summers, Gourneau)
FINANCE

#28-0381-2016-02 Amend Resolution #28-0112-2015-12 to state Youth & Recreation Account.

Roll call vote: Headdress-yes, Christian-yes, Rattling Thunder-yes, Stafne-yes, Buckles-absent, Chapman-yes, Shields-yes, Summers-absent, Gourneau-absent, Bauer-yes, Hopkins-yes, Crow Belt-yes. 10 for, 0 opposed, 2 absent (Buckles, Summers)

#28-0382-2016-02 Rescind Resolution #26-1031-2012-06. (re: driver's license)

Roll call vote: Headdress-yes, Christian-yes, Rattling Thunder-yes, Stafne-yes, Buckles-absent, Chapman-yes, Shields 2 absent (Buckles, Summers)

#28-0383-2016-02 (Prepared Resolution) The Fort Peck Assiniboine and Sioux Tribes support the passage of H.R. 1101 and S. 1287, The Viral Hepatitis Testing Act of 2015, to improve Hepatitis B and C surveillance, education, and testing in Native communities; and we (Fort Peck Tribes) request the Senate Committee on Indian Affairs Committee to hold a legislative hearing to learn from Tribes about how important HCV testing and treatment is for Native people and to include funding specific for American Indian, Alaska Native, and Native Hawaiian, Hepatitis prevention projects and programs; Authorize Chairman Floyd Azure to sign the prepared letter to The Honorable John Barrasso, Chairman of the Senate Committee on Indian Affairs, Washington, DC, regarding the Fort Peck Assiniboine and Sioux Tribes request that the Senate Indian Affairs Committee to conduct and oversight hearing about access to Hepatitis C treatment for American Indians, Alaska Natives, and Native Hawaiians.

Roll call vote: Headdress-yes, Christian-yes, Rattling Thunder-yes, Stafne-yes, Buckles-absent, Chapman-yes, Shields-yes, Summers-absent, Gourneau-yes, Bauer-yes, Hopkins-yes, Crow Belt-yes. 10 for, 0 opposed, 2 absent (Buckles, Summers)

#28-0384-2016-02 Through the Chairman’s Office, authorize our In-House Counsel to draft a letter requesting a Congressional investigation into the Wolf Point Schools.


LAND

#28-0385-2016-02 Authorize the Chairman to send a letter to BNFS that the Fort Peck tribes are requesting that the BNFS keep open the Wolf Point train station, and that the Fort Peck Tribes congressional delegation be informed of BNSF plans.


#28-0386-2016-02 Authorize Homesite Lease Enrolled for Janie Archdale Richline and Janet Fourstar Mudgett.

Roll call vote: Headdress-yes, Christian-absent, Rattling Thunder-yes, Stafne-yes, Buckles-
RESOLUTION #28-0420-2016-02
Regular Board Meeting
February 22, 2016
10 Present

absent, Chapman-absent, Shields-yes, Summers-absent, Gourneau-yes, Bauer-yes, Hopkins-yes, Crow Belt-yes. 8 for, 0 opposed, 4 absent

#28-0386A-2016-02  Approve Business Lease Renewal lease for Lana Mikkelsen; Approve Modification regarding the Susan Check Estate and James T. Doney; Approve Non-Enrolled New Lease for John Rogenes; Approve to modify the lease agreement for Duane Nygaard for 320 acres; Approve Enrolled Member Business Lease for Heather Snell at the rental offer of $50 a year, Lots 14, 15 & 16, Block 1, Walking Eagle Addition, Poplar, MT.


#28-0387-2016-02  (Prepared Resolution) Approve the cancellation of Range Unit 49 and authorize the advertisement of Range Unit 49 for competitive in accordance to the Fort Peck Tribes’ Land Use Policy Section II.C.5.


OIL & GAS

#28-0388-2016-02  (Prepared Resolution) Request that the BIA through Authorized Officer of Stone Turtle FEU, in a manner deemed appropriate, allow for the date of commencement of operations for initial obligation well to be changed from April 18, 2016 to August 18, 2016, with no further requests for any other amendments, revisions, or changes to Unit Agreement and authorize Chairman to sign/executive any letters or documents and /or agreements necessary to carry out the action.


#28-0389-2016-02  Authorize Authorize Minerals Department to join the Northeastern Montana Minerals Association ($35.00 a year).


#28-0390-2016-02  Authorize to put Grace Pipe into the Commissioner position.

Roll call vote: Headdress-yes, Christian-absent, Rattling Thunder-no, Stafne-not voting, Buckles-absent, Chapman-yes, Shields-no, Summers-absent, Gourneau-no, Bauer-yes, Hopkins-yes, Crow Belt-no. 5 for, 4 opposed, 3 absent

LAW & JUSTICE

#28-0391-2016-02  Approve to hire Paul Doney as Housing Security Office at Wolf Point, MT, on a temporary basis for 60 days.

#28-0392-2016-02  Authorize the Fort Peck Fish and Game Department to accept the Tribal Management/ Development funding available in the amount of $198,190.00 from the Bureau of Indian Affairs, Fort Peck Agency.


#28-0393-2016-02  (Prepared Resolution) Approve to create a Judicial Conduct Commission and the Rules of Conduct of the Judicial Conduct Commission.


#28-0394-2016-02  (Prepared Resolution) Amend 2 CCOJ 308 to state that: (d) In responding to a judicial complaint, the Lawyer Judge or Chief Judge shall follow the procedures of the Judicial Conduct Commission set out in Appendix 7 of the Comprehensive Code of Justice.


#28-0395-2016-02  (Prepared Resolution) Authorize the agreement between the Fort Peck Tribal Court an Alcohol Monitoring Systems, Inc. for SCRAM units to monitor and track services to participants of the DUI Court and Tribal Probation Division.


HEALTH & HUMAN SERVICES

#28-0396-2016-02  (Prepared Resolution) Approve the Requisition #42688 made out to Side by Side Kim-12 Consulting Inc. for MPDG Consulting for September through November 2015 in the amount of $22,500.00.


#28-0397-2016-02  (Prepared Resolution) Authorize for the Fort Peck Tribal Health to apply for the “Rapid Response Grant” from the Montana Healthcare Foundation.


#28-0398-2016-02  Approve Training Nomination and Authorization form submitted by ICWA authorizing Edith Adams to pick up and transfer her grandchildren from DPHHS/CFS in Billings, MT. to Poplar, MT, for relative placement on Feb. 25 and Feb. 16; and authorize Ada Talks Different to pick up her niece and nephew from HDPPHS/CFS in Billings, MT, on March 2 and
RESOLUTION #28-0420-2016-02  
Regular Board Meeting  
February 22, 2016  
10 Present

3, 2016 and transport them back. She is relative placement. These two total separate costs of $518.90 each for the total of $1,037.80.

**Roll call vote:** Headdress-yes, Christian-absent, Rattling Thunder-yes, Stafne-yes, Buckles-absent, Chapman-yes, Shields-absent, Summers-absent, Gourneau-yes, Bauer-yes, Hopkins-yes, Crow Belt-yes. 9 for, 0 opposed, 3 absent

#28-0399-2016-02  
(Prepared Resolution) Approve of the Red Bird Woman Center request to move the SMART project to the Tribal Correction Facility as the Fort Peck Assiniboin & Sioux Tribes receive SORNA-SMART Substantially Implemented designation during the award 2014 SMART grant; and the Fort Peck Assiniboine & Sioux Tribes Tribal Executive Board approve f the Red Bird Woman Center request that overall supervision of the project be Captain of Police with daily oversight by the Director of the Tribal Corrections with Director of Red Bird Woman Center continue as grant manager, receive and generate semi-annual reports and write the new 2017 SMART grant.

**Roll call vote:** Headdress-yes, Christian-absent, Rattling Thunder-yes, Stafne-yes, Buckles-absent, Chapman-yes, Shields-absent, Summers-absent, Gourneau-yes, Bauer-yes, Hopkins-yes, Crow Belt-yes. 9 for, 0 opposed, 3 absent

#28-0400-2016-02  
(Prepared Resolution) Authorize the SAVTP Contract #A12AV01002 request to modify Sexual Abuse Victims Treatment Project Contract #A12AV01002 is requesting approve of modification to the FY2015 Statement of Work, Budget and Budget Narrative previously awarded to SAVTO by the Bureau of Indian Affairs using the FY15 carry over fund in the amount of $397,323.95.

**Roll call vote:** Headdress-yes, Christian-absent, Rattling Thunder-yes, Stafne-yes, Buckles-absent, Chapman-yes, Shields-absent, Summers-absent, Gourneau-yes, Bauer-yes, Hopkins-yes, Crow Belt-yes. 9 for, 0 opposed, 3 absent

#28-0401-2016-02  
(Prepared Resolution) Approve funding of $22.00 an hour for the Meth Project Social Worker position at the Meth Project Budget approved rate.

**Roll call vote:** Headdress-yes, Christian-absent, Rattling Thunder-yes, Stafne-yes, Buckles-absent, Chapman-yes, Shields-absent, Summers-absent, Gourneau-yes, Bauer-yes, Hopkins-yes, Crow Belt-yes. 9 for, 0 opposed, 3 absent

#28-0402-2016-02  
(Prepared Resolution) Approve to fund the Meth Project position of Family Case Coordinator at the Meth Project budget approved rate at $20.00 per hour.

**Roll call vote:** Headdress-yes, Christian-absent, Rattling Thunder-yes, Stafne-yes, Buckles-absent, Chapman-yes, Shields-absent, Summers-absent, Gourneau-yes, Bauer-yes, Hopkins-yes, Crow Belt-yes. 9 for, 0 opposed, 3 absent

#28-0403-2016-02  
(Prepared Resolution) Approve a contract between the Fort Peck Tribal Health Department and Kris Fourstar, Fort Peck Harm Reduction Program Manager with the final approval of the In-House Counsel.

**Roll call vote:** Headdress-yes, Christian-absent, Rattling Thunder-yes, Stafne-yes, Buckles-absent, Chapman-yes, Shields-absent, Summers-absent, Gourneau-yes, Bauer-yes, Hopkins-yes, Crow Belt-yes. 9 for, 0 opposed, 3 absent
RESOLUTION #28-0420-2016-02
Regular Board Meeting
February 22, 2016
10 Present

#28-0404-2016-02
Accept Julian Shields as Methamphetamine Treatment Program Development Coordinator for six months at $40.00 an hour who meets the advertised qualifications for the position with final approval from In-House Counsel.


#28-0405-2016-02
(Prepared Resolution) Approve of entering into a contract with Courage Crawford for consulting services as the Treatment Program Development Specialist under the Spotted Bull Recovery Resources Center on the Fort Peck Reservation for one year with final approval of In-House Counsel.


#28-0406-2016-02
(Prepared Resolution) Authorize a contract with Lori Becker, RDH and authorizes the Chairman/Vice-Chairman to sign any necessary documents.


#28-0407-2016-02
(Prepared Resolution) Authorize the HPDP Program to reimburse Dr. Justin Edwards for his travel to and from Montana in March 2016 and authorize the Chairman/Vice-Chairman to sign any necessary documents; and to include a honorarium of HPDP’s choosing.


#28-0408-2016-02
Declare interest to request an appraisal for 1/1 interest for 40 acres more or less from Carl Four Star Jr., for land described as surface only, Allotment No. 1603, Evangeline Redstone, deceased, for a full 1/1 interest in the SE1/4SW1/4, Sec. 5, T26N, R46E, Principal Meridian Montana, containing 40.00 acres, more or less. Property within irrigation project, but not leased


VETERANS/ELDERS & YOUTH

#28-0409-2016-02
(Prepared Resolution) Approve of providing Dr. Abraham a moving stipend in the amount of $1,500.00 and authorize the Chairman/Vice-Chairman to sign any necessary documents.

RESOLUTION #28-0420-2016-02

Regular Board Meeting
February 22, 2016
10 Present

#28-0410-2016-02 (Prepared Resolution) Approve to employ Miranda Cramling and Marina Starr as Clinical Support Associates for the HPDP Program and authorize the Chairman/Vice-Chairman to sign all necessary documents.


#28-0411-2016-02 (Prepared Resolution) Approve the MOU with the Montana Health Network, Inc. upon approval by the In-house Counsel and authorizes the Chairman/Vice-Chairman to sign the necessary documents.


#28-0412-2016-02 Authorize HPDP Program to pay $7,000 to Culbertson Plumbing, Poplar, MT, for purchase of two (2) special order temporary furnaces for emergency use in clinics and elder homes at $3,500 each x2. The $7,000 payment will be taken out of HPDP Dept. No. 8109-488109, Line Item No. 4044.


#28-0413-2016-02 Authorize the contribution of a buffalo to the organizers of the March 15-16, 2016 Fort Peck Methamphetamine Symposium; and authorizes the Fort Peck Fish and Game Department to harvest the buffalo.


#28-0414-2016-02 Approve to purchase the Bobcat Tool 5600 with accessories at the GSA price of $65,360.16 under the Phase 3 NMTC.


#28-0415-2016-02 Authorize the Fort Peck Tribe Head Start to continue their contract with the State for the downstairs offices at the Welfare (MT. Dept. of Labor & Industry).


#28-0416-2016-02 Approve to give a longevity raise, inclusive for Head Start employees: Cathy Wetsit, Joyce Simons, Viola Wood, Arlene Small and Elyse Young.

RESOLUTION #28-0420-2016-02
February 22, 2016

#28-0417-2016-02 (Prepared Resolution) Authorize the approval to submit the FY2015/2016 Work Plan, the Annual Performance Report, and a signed letter of support by the Tribal Chairman.


#28-0418-2016-02 Authorize a 30 day extension for Patrice Adams Iron Bear as Outreach Worker for the Veterans Affairs department.


UNFINISHED BUSINESS

#28-0419-2016-02 Declare interest in Allotment #2918-C (Russell Denny Sr.) land located 10 miles west of Reserve, MT, T33N, R54E (Sheridan) Section 17 & 20, Surface only in the NE1/4SW1/4, NW1/4SW1/4, sw1/4sw1/4, Sec. 17, NW1/4NW1/4, Sec. 20, 33, N., R., 54E, Principal Meridian, Montana, containing 160.00 acres, more or less. Individual own full 1/1 interest in the property.


NEW BUSINESS

#28-0420-2016-02 Approve of the Resolution Log.


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 10 constituting a quorum were present at a Regular meeting duly convened this 22nd day of February, 2016 and that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 10 for.

Secretary/Accountant

Chairman/Vice Chairman
Fort Peck Tribal Executive Board