RESOLUTION #28-1008-2011-08

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

#28-0962-2016-08 Approve of the Meeting


#28-0963-2016-08 Approve of the July 25, 2016 Regular Board meeting minutes and July 26, 2016 Recessed Regular Board meeting minutes.


#28-0964-2016-08 (Prepared Resolution) The HIP Director is requesting the amount of $43,500 for the Budget year 2017/2017. Therefore be it resolved that the Fort Peck Tribal Executive Board hereby authorizes the budget amendment in the amount of $43,500 for the HIP director position.


#28-0965-2016-08 Approve of the Travel Resolution Log.


CONSTITUTIONAL REFORM/RESOLUTIONS/LEGISLATIVE

#28-0966-2016-08 Approve to extend Larry Hamilton’s position as Patrol Officer until September 30, 2016 to complete gravel work on roads and to place Hamilton under Enterprise; only with the funding to come out of the general fund.


EDUCATION

Meeting held, no motions made.

ECONOMIC DEVELOPMENT

#28-0967-2016-08 Approve to pursue the development of a bike/walking path following the Missouri River.

RESOLUTION #28-1008-2011-08
August 8, 2016

Special Board Meeting
10 Present

#28-0968-2016-08
Authorize TERO to purchase two (2) 15-passenger vans through the TERO budgets.


#28-0969-2016-08
(Prepared Resolution) Authorize the Fort Peck Tribes P.L. 477 Program to have its own account set up.


#28-0970-2016-08
(Prepared Resolution) Authorize a one (1) year extension of loan 55780 at Independence Bank and have Integrated Solutions pay the interest due on loan and authorize the Chairman to sign all related loan documents to complete this extension.


FINANCE

#28-0971-2016-08
(Prepared Resolution) Approve of the FY2017 Community Services Block Grant Proposal and budget to receive grant funds of approximately $91,856 which will allow for the continuation of operation.


#28-0972-2016-08
(Prepared Resolution) Approve of the Part C funding of the Older American Act Program, for the period of April 1, 2017 through March 31, 20120 for approximately $49,980.00.


#28-0973-2016-08
(Prepared Resolution) Approve of the FY2017 Low-income Home Energy Assistance Program proposal and budget in the amount of $824,746.00.


LAND

#28-0974-2016-08
(Prepared Resolution) Authorize the Tribal Water Resource Office to submit the application requesting for N3420 Special Funds, in the amount of $75,000.00 and authorize the Chairman or Vice-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.

2
RESOLUTION #28-1008-2011-08
Special Board Meeting
August 8, 2016
10 Present


/#28-0975-2016-08
Approve Enrolled Member New Homestite leases for Shirley Flynn, James D. Summers, Robin White Hawk, and Fort Peck Housing Authority; Approve Non-Enrolled Member Renewal lease for Colt Ferguson, Kris Beck Treasure, Wilber Reid, Brandon Reddig, Dave Twitchell and Shawn Sibley; Approve Enrolled Member New Homestite Leases for Linda Melbourne for the term of 16-40 for land described at Lot 3, Blk. 1, Airport 3rd Addition, Poplar, MT, located in the S1/2SE1/2 Section 6-27-51 at the annual rental offer of $12.00; Georgia Johnson for the term of 16-40 for land described as Lot 2, Blk. 2, located in the NE1/4 of Section 7-27-51 at the annual rental offer of $12.00; James Welch for the term of 16-40 for land described as Lot 13 and the East 25 ft. of Lot 121, Blk. 48, 1st Addition Wolf Point in Section 22-27-47 at the annual rental offer of $18.00, Verdis Grey Bull, for the term of 16-40 for land described as Lots 3 & 4, Blk. 19, Walking Eagle Addition, Poplar, MT, located in Section 7-27-51 at the annual rental offer of $18.00; Approve Enrolled Member Renewal leases for James D. Holen and John D. Anderson; Approve Non-Enrolled Member Renewal leases for Tefre Farm & Ranch Inc. Brian Halverson and Brown Farms of Mt.


/#28-0976-2016-08


/#28-0977-2016-08
Authorize Chairman Azure to sign the prepared letter from the U.S. Department of Health and Human Services Office of Inspector General Re: Mandatory Grant Disclosure.


/#28-0978-2016-08
Approve the purchase of a stove for the Summer Feeding Program in the amount of $8,130.31, to come out of Account 1341 Line Item 6030.


/#28-0979-2016-08
Rescind Resolution No. #27-0756-2016-06 regarding Karl Eder; Approve of Non-Enrolled Member Homestite Lease for Catherine B. Eder for the term of 160-20 for land described as the Old Government Quarters #25, West Blvd., Poplar, at the annual rate of $24.00.

RESOLUTION #28-1008-2011-08  
Special Board Meeting  
August 8, 2016  
10 Present

#28-0980-2016-08  
Declare interest for appraisal in Sec. 8, T27N, R48E, E1/2SE1/4 60 ft. corridor.


#28-0980A-2016-08  
(Prepared Resolution) Bring up for discussion at the August 8, 2016 Special Board Meeting, the prepared resolution that authorizes the Bureau of Indian Affairs, Fort Peck Agency to advertise for lease tracts that the Tribes own less than a 100% interest in, and award leases to the highest bidder; and that the Fort Peck Tribal Executive Board authorizes the Bureau of Indian Affairs, Fort Peck Agency to grant consent on behalf of the Tribes to leases of lands that the Tribes own an interest of less than a 100% percent.

Roll call vote: Headdress-absent, Christian-absent, Rattling Thunder-yes, Stafne-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-absent, Gourneau-absent, Bauer-no, Hopkins-no, Crow Belt-yes. 5 for, 2 opposed (EB, PH), 1 not voting (AS), 4 absent (LH, TC, SS, RG)

OIL & GAS

#28-0981-2016-08  
Authorize to give Dr. Ryan the authorization to email the list of 9 things people should know about the Fort Peck Tribes and the Fort Peck Indian Reservation to Jack McNeil of Indian Country Today.


#28-0982-2016-08  
Authorize the Chairman to sign a prepared letter to James B. Corney, stating that we lack adequate funding which has resulted in scarce policing of reservation and inadequate funding for Tribal Courts, which are needed to address the increase in crimes and backlog of convictions.


#28-0983-2016-08  
Authorize a 30 day notice to quit on the house of Doctor’s Row, owned by the Fort Peck Tribes.


#28-0984-2016-08  
(Prepared Resolution) Approve the proposed participation arrangement from FWOC upon review and approval by the Tribes’ In-House legal counsel of the participation agreement in concurrence with the Minerals Department, approve of a budget amendment to one (1) of the Minerals Department Accounts 1651 or 1652 (whichever the Tribal CFO recommends) in the amount of $350k to come from the reserves of excess revenues generate by the Minerals Department for the sole purpose of reinvesting in oil and gas opportunities on the reservation.

RESOLUTION #28-1008-2011-08  
Special Board Meeting  
August 8, 2016  
10 Present

LAW & JUSTICE

#28-0985-2016-08  Approve payment of $3,000 to Karen Browning, with funding to come out of Corrections.


#28-0986-2016-08  Approve to accept three Fort Expedition vehicles to be transferred: one (1) to P.L. 93-638 Scholarships Contract A12AV00155, one (1) to P.L. 93-638 ICWA Grant A12AV00414, and one (1) to P.L. 93-638 HIP Contract A12AV0100034 from BIA to become property of the Fort Peck Tribes.


HEALTH & HUMAN SERVICES

#28-0987-2016-08  (Prepared Letter) Authorize Tribal Chairman Azure to sign the Fort Peck Tribes DES prepared letter to Montana Governor Steve Bullock requesting financial assistance in the amount of $87,500.


#28-0988-2016-08  (Prepared Resolution) Approve the Tribal Health Education Program to pay the replacement phone bill received from Nemont Telephone Cooperative.


#28-0989-2016-08  (Prepared Resolution) Approve that there is no interest of the Tribal Executive Board at this time and that the program can continue to move forward.

Roll call vote: Headdress-absent, Christian-absent, Rattling Thunder-yes, Stafne-yes, Buckles-yes, Chapman-no, Shields-not voting, Summers-absent, Gourneau-absent, Bauer-yes, Hopkins-yes, Crow Belt-yes. 6 for, 1 opposed (MC), 1 not voting (AS), 4 absent (LH, TC, SS, RG)

#28-0990-2016-08  (Prepared Resolution) Approve to reaffirm the following resolutions and the resolutions remain effective on the original date of passage: #28-0158-2015-12, #28-0394-2016-02, #28-0702-2016-05, #28-0769-2016-06, #28-0943-2016-07, #28-0295-2016-01, #28-0465-2016-03, #28-0703-2016-05, #28-0770-2016-06, #28-0393-2016-02, #28-0475-2016-03, #28-0762-2016-06, #28-0945-2016-07.


#28-0991-2016-08  Approve the construct the parking lot at the Red Bird Woman Center in Wolf Point, to be added to the IRR/TTP inventory list.
RESOLUTION #28-1008-2011-08
August 8, 2016


#28-0992-2016-08  (Prepared Resolution) Accept all funding the BIA can secure for accomplishing the plugging and abandoning jobs for the Charles Track 1 well and the Hall 1-29 well should be the first wells on the list to be plugged including the reclamation of the well sites to be done at the later date once the well bores have been properly plugged.


VETERANS/ELDERS & YOUTH

#28-0993-2016-08 Approve to advertise the vacant Sioux Tribal Enrollment Committee member position for two (2) weeks.


#28-0994-2016-08 Authorize the Correctional Officers Loren Eagle and William Pritchard be hired as permanent employees. Both served their appointment of 90 days.


#28-0995-2016-08  (Prepared Letter) The Fort Peck Tribes is requesting the assistance on behalf of the Fort Peck Indian Rodeo from the Washington Redskins Original Americans Foundation; and authorizes Chairman Azure to sign the prepared letter and resolution.


#28-0996-2016-08  (Prepared Resolution) Authorize the HIP Director’s Plan of Action. The HIP Director is reporting that $283,432.92 is left in the Construction line item which will be utilized for L. Bearcub in the amount of $130,000; R. Ogle for $35,000; D. Strauser for $38,432.92 will be utilized for Salary, Health Insurance and Administration costs.


#28-0997-2016-08  (Prepared Resolution) Approve the Enrollment Committee recommendation for enrollment: Fourteen (14) Group 4, Full Membership, Seven (7) Name Changes, Five (5) Relinquishments, Twelve (12) Group 5, Associate Members, Five (5) Blood Degree Changes, Three (3) Ineligibles.

RESOLUTION #28-1008-2011-08

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#28-0998-2016-08
Authorize the Youth Recreation Program to pay for round trip air travel expenses for two (2) coaches from Billings, MT to participate in the 406 Academy Basketball Camp on the Fort Peck Reservation.


#28-0999-2016-08
(Prepared Resolution) Approve the submission of a proposal to Fort Peck Agency for $43,518 for re-landscaping 26,000 sq. ft. and installing sprinkler system and drains at 500 Medicine Bear Road.


#28-1000-2016-08
Approve to keep the Pool open for two (2) more weeks until August 18, 2016 and approve to authorize a budget adjustment transfer of $4,000 out of Youth Recreation Program Line Item 107 into Swimming Pool Line Item 1015 (this funding will cover salaries).


#28-1001-2016-08
Approve to raise Non-Indian fishing license from $10.00 to $25.00, and to include an “optional” $25.00 recreation permit as part of the license. These harvest limits cannot be exceeded, even if the angler possesses both tribal and state licenses, and fishes on and/or off the reservation on the same day.


28-1002-2016-08
Authorize the Fish and Game Commission’s recommendation to the TEB, to mirror the State of Montana’s daily possession limits: Burgot (Ling) – 5 daily and in possession; Channel Catfish-10 daily and 20 in possession, Northern Pike-10 daily and in possession, Paddlefish-1 per season and in possession, Sauger/Walleye-5 daily and 5 in possession, Pallid Sturgeon-0 (all waters are closed to fishing for Pallid Sturgeon), Shoeliner Sturgeon-5 daily and in possession; These harvest limits cannot be exceeded, even if the angler possesses both tribal and state licenses, and fishes on and/or off the reservation on the same day.


#28-1003-2016-08
(Prepared Resolution) Authorize one (1) NEW License; two (2) RENEWAL licenses and one (1) BIA only licenses for the Foster Home Licensing Program.


#28-1004-2016-08
Authorize Chairman Azure to sign the “Permission to Access Tribal lands for DC Resistivity Surveying” form.
RESOLUTION #28-1008-2011-08  
Special Board Meeting  
August 8, 2016  
10 Present  

8 for, 4 absent (LH, TC, SS, RG)

#28-1005-2016-08  
(Prepared Resolution) Authorize HPDP to enter into a lease agreement with the Poplar School District and Jeff Richardson of Wolf Point, MT, and all costs that may be associated with but not limited to telecommunications, land line communications wireless hook-ups, utilities, sewer and water, and any improvements and/or construction necessary and also authorizes the Chairman/Vice-Chairman to sign all necessary documents.

8 for, 4 absent (LH, TC, SS, RG)

**UNFINISHED BUSINESS**

#28-1006-2016-08  
Authorize the Fish & Game Director to set FY2016 Bird hunting seasons, limits and license fees.

8 for, 4 absent (LH, TC, SS, RG)

#28-1007-2016-08  
Approve hiring five temporary game Wardens and use revenues generated from past hunting seasons to pay for the wages of those Game Wardens.

8 for, 4 absent (LH, TC, SS, RG)

**NEW BUSINESS**

#28-1008-2016-08  
Approve of the Resolution Log.

8 for, 4 absent (LH, TC, SS, RG)

**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 Special meeting duly convened this 8th day of August, 2016 and that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 10 for.

[Signature]

Secretary/Accountant

Chairman/Vice Chairman  
Fort Peck Tribal Executive Board