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

#28-1645-2017-03 Approve of the Meeting Agenda.

#28-1646-2017-03 Approve of the February 27, 2017 Regular Board meeting minutes.

#28-1647-2017-03 Approve of the Travel Resolution Log.

CONSTITUTIONAL REFORM/RESOLUTIONS/LEGISLATIVE

No motions from this committee.

EDUCATION

#28-1648-2017-03 Authorizes the Tribal attorney to make the necessary changes to the Education Board Constitution and By-Laws; and she would have on-site consultation with the Education Board.

#28-1649-2017-03 Approve the process and collaborative work arrangement with FPHA to develop the individual bid packages for the units to be repaired utilizing the procurement guidelines and contractual format including award of the project to be contractor; and hereby approve payment of the contractor from the Tribes central finance system upon receipt from FPHA of approval for payment.

ECONOMIC DEVELOPMENT

No motions from this committee.
Resolution #28-1683-2017-03
Special Board Meeting
March 13, 2017
12 Present

FINANCE

#28-1650-2017-03 Approve of a Tribal Credit employee Trust Loan.


#28-1651-2017-03 Authorize DES to apply for an Emergency Management Performance Grant, and commit $43,642.83 as the Tribal match for the Emergency Management Performance Grant program.


#28-1652-2017-03 Authorize submission of the grant application to the Montana Department of Transportation in the amount of $378,115.00 for operation under the Section 5311 and TRANSADE; The Tribal Chairman or Vice-Chairman is authorized to sign all documents pertaining to the grant.


#28-1653-2017-03 Approve payment of the legal invoices of $54,542.67 for legal invoices for various accounts for December 2016 and January 2017.


LAND

#28-1654-2017-03 Declares Interest for appraisals for the following: Allotment No. M-102: Nancy Brown, deceased: minerals only: An undivided 1/8448 interest, in the W 1/2, Sec. 33, T29N, R50E, Principal Meridian, Montana, containing 320.00 acres, more or less. (243 co-owners); Allotment No. M-298: His Cloud Eagle Ear, deceased: minerals only, an undivided 1/528 interest in the W 1/2, Sec. 32, T29N, R50E, Principal Meridian, Montana, containing 320.00 acres, more or less. (188 co-owners); Allotment No. M-433-B: Edward Iron Bear, deceased: minerals only, an undivided 3/320 interest in the S 1/2, Sec. 29, T29N, R49E, Principal Meridian, Montana, containing 320.00 acres, more or less. No lease on property. (70 co-owners).


#28-1655-2017-03 Authorizes the Chairman sign the Quality Assurance Program Plan for the OEP Pesticide Program, on behalf of the Fort Peck Tribes.
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#28-1656-2017-03 Approve of Enrolled Member Renewal leases for Richard Kirn, Susan Schagunn and Jo Ellen Grandchamp.


#28-1657-2017-03 Approve of an Enrolled Member New Homesite Lease for Jo Ellen Grandchamp; Approve of Non-Enrolled Member Renewal lease for Kelly Toavs; Approve of Cancellation leases for Dale Grandchamp and Morris Tattoo; Dale Grandchamp – Lease No. 2309-17 23.20 acres of Irrigated Hay land in Sec. 11-26-45 Lease No. 2310-17 21.80 acres of Irrigated Hay land and 4.90 acres of Pasture in Sec. 35 & 36-30-46, Morris Tattoo Lease No. 3875-20-160.00 acres Pasture in Sec. 35 & 36-30-46.


#28-1658-2017-03 Approve of the Water Resources Office and the FPWUA request under Task 5 to apply for the Department of Natural Resource Conservation (DNRC) Renewable Resource Grant (RRG) Planning Grant in the amount of $15,000.00 to be used in the rehabilitation of the Pump Intake Automatic Moss Removal and authorizes the Fort Peck Tribal Chairman to sign all documents.


#28-1659-2017-03 Approve of the Natural Resources Program’s request to add Allotment No. T3818, described as the NW¼ SW¼ NE¼ of Sec. 29, T27 N, R44E, containing 10 acres more or less; and, Allotment No. T26026, described as the NE¼ SW¼ NE¼ of Sec. 29, T27N, R44E, containing 10.0 acres more or less to the grazing permit for Range Unit 18, each allotment with a stocking rate of 10 AUMs, at $16.00 per AUM.


#28-1660-2017-03 Approve Natural Resources recommendation to add Lot 1 of Section 6, T29N, R54E, PMM, containing 40.0 acres, more or less, to Range Unit 83, at a stocking rate of 10 AUMs, at $18.40 per AUM, subject to change based on an appraisal of the rental rates.


#28-1661-2017-03 Approve to lease the N¼ NE¼ NW¼ Sec. 15, T28N, R51E, PMM, containing 20 acres, more or less, to Noah Strauser at a rate of $19.20 per
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acre, due to this tract being contiguous to farmland leased by Noah Strauser.

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

#28-1662-2017-03  Approve to purchase land owned by Maureen Haber, fee property described as the E½ of Section 34, T. 29 N., R. 46 E., containing 320 acres, more or less, at the appraised price of $450.00 an acre, or total purchase of $144,000.00.

**Roll call vote:** Headdress-yes, Christian-absent, Rattling Thunder-no, Stafne-yes, Buckles-yes, Chapman-yes, Shields-absent, Summers-absent, Gourneau-no, Bauer-no, Hopkins-no, Crow Belt-yes.  **5 for, 4 opposed (TRT, EB, RG, PH), 3 not voting (TC, AS, SS)**

#28-1663-2017-03  Approve of Frank DeMarrias land sale (surface and minerals) for the amount of $902.14; contingent upon the approval of Fort Peck Agency Superintendent Howard Bemer.


#28-1664-2017-03  Authorize an easement for Jack Stensland for land described as W½ of the NW¼ Sec. 20, T30N, R49E, PMM, 80 acres more or less.

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

#28-1665-2017-03  Authorize personal administrative leave for the following Tribal Executive Board members: Lonnie Headdress-March 3, 9 & 10, 2017 (Thursday & Friday); Roxanne Gourneau-March 8, 2017 (Wednesday); Pearl Hopkins-March 6, 2017 (Monday); Terry Rattling Thunder-March 3, 2017 (Friday).


#28-1666-2017-03  The Assiniboine and Sioux Tribes authorizes the Chairman to execute a contract modification with Beaver Creek Archaeology of Bismarck, North Dakota, for cultural resource surveys and final reporting along 304 miles of branch lines east of the Poplar River as far as the Big Muddy River and north to the Reservation Boundary for a cost of $42,785 with the expectation that the cultural resource surveys, final reports and approvals will be completed before the start of the 2018 construction season.

**Roll call vote:** Headdress-yes, Christian-absent, Rattling Thunder-yes, Stafne-yes, Buckles-yes, Chapman-not voting, Shields-yes, Summers-yes, Gourneau-yes, Bauer-no, Hopkins-yes, Crow Belt-yes.  **9 for, 1 opposed (EB), 1 not voting (MC), 1 absent (TC)**

**OIL & GAS**

No motions from this committee.
LAW & JUSTICE

#28-1667-2017-03 The Fort Peck Tribal Executive Board declare(s) interest for appraisals in the 14 Poplar School District housing apartments.

Roll call vote: Headdress-yes, Christian-absent, Rattling Thunder-yes, Staffe-no, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Gourneau-yes, Bauer-yes, Hopkins-no, Crow Belt-no. 7 for, 3 opposed (GS, PH, LCB), 1 absent (TC)

#28-1668-2017-03 (Prepared Resolution) Approve the Branch of Corrections recommendation to promote Milo Jackson, Franklin Joe, James Magnan, Jason Savior, Boy Youngman, Sunshine Eagleman, Frank Red Eagle III as Correctional Officers on a permanent basis, and allow these individuals to keep their continual years of service with the Branch of Corrections.


#28-1669-2017-03 (Prepared Resolution) Request the Bureau of Indian Affairs to modify the P.L. 93-638 Law Enforcement Contract to allow for tribal detention guards hired under the contract to attend the Montana State Law Enforcement Academy for detention guard certification in lieu of certifications at the Bureau of Indian Affairs Academy.

Roll call vote: Headdress-yes, Christian-yes, Rattling Thunder-yes, Staffe-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Gourneau-yes, Bauer-yes, Hopkins-yes, Crow Belt-yes. 9 for, 1 opposed (PH), 1 not voting (RG), 1 absent (TC)

#28-1670-2017-03 Support Fort Worth Operating (FWOC) 45 day extension for Stone Turtle Explanatory Unit drilling commitment.

Roll call vote: Headdress-yes, Christian-absent, Rattling Thunder-no, Staffe-yes, Buckles-yes, Chapman-yes, Shields-no, Summers-yes, Gourneau-not voting, Bauer-yes, Hopkins-yes, Crow Belt-yes. 8 for, 2 opposed (TRT, AS), 1 not voting (RG), 1 absent (TC)

#28-1671-2017-03 (Prepared Resolution) Authorize the following to sign documents for USDA-NRCS and USDA-FSA: Floyd Azure, Chairman, Fort Peck Tribal Executive Board; Charles Headdress, Vice-Chairman, Fort Peck Tribal Executive Board; Jackie Weeks, Operations Manager, Fort Peck Tribes; Myrna Walking Eagle, Natural Resources Officer, Fort Peck Tribes; David Madison, Manager, Fort Peck Tribes Farm and Ranch; Robert Magnan, Fish and Game Department.


HEALTH & HUMAN SERVICES

#28-1672-2017-03 Approve the Red Bird Woman Center applying for the “Tribal Victim Service Programs responding to Victims of Crime and Violence Against Women” grant, authorizing Chairman Floyd Azure to sign grant documents as Point of Contact and further authorize Juanita Cantrell as the Alternate Point of Contract; the Fort Peck Tribes will meet the 5% match.
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#28-1673-2017-03 Approve Foster Home License for (3) Renewals Regular/Emergency or Kinship License and (1) New for Regular/Emergency or Kinship License.


VETERANS/ELDERS & YOUTH

#28-1674-2017-03 Replace Loretta Bearcub and advertise the new Enrollment Committee Member.

Roll call vote: Headdress-yes, Christian-absent, Rattling Thunder-yes, Stafne-yes, Buckles-yes, Chapman-yes, Shields-yes, Summers-yes, Gourneau-no, Bauer-yes, Hopkins-yes, Crow Belt-yes. 10 for, 1 opposed (RG), 1 absent (TC)

#28-1675-2017-03 Approve of the Enrollment Committee’s recommendation that the Enrollment Committee met to consider enrollment applications, requests for blood degree changes, name changes, and relinquishments, and recommend the following: 6 Group 4, Full Membership; 4 Name Changes; 4 Relinquishments; 15 Group 5 – Associate Members, 2 Blood Degree Changes, and 1 Ineligible.


#28-1676-2017-03 The Fort Peck Tribes and DOI IEED, through their solicitor and the Fort Peck Tribes have negotiated to settle the Tribe’s appeal; and the parties have agreed to a settlement agreement that provides: The IEED agrees to pay to the Tribes $50,000 in the form of a one-time award to conduct either a feasibility study for a CO2 pipeline for the Tribes’ proposed East Poplar Unit flood or to obtain professional consulting services for plugging and abandoning of forgotten wells; DEMD agrees to provide non-monetary technical support for a business plan for one year to support the Tribes’ “Operation Take-Over” of existing production of Fort Peck for well plugging liability; DEM agrees to notify the tribes, for one year, of any funding opportunities for uniform commercial code development.


#28-1677-2017-03 The Fort Peck Tribal Executive Board hereby adopts and approves the Fort Peck Tribal Health Insurance Policy; and will review implementation of the TSHIP policy after 180 days of implementation and make any necessary revisions for improvement of the policy.

Resolution #28-1683-2017-03

Accept Ms. Whitley’s charitable donation of $1,500 to the Fort Peck Tribes Red Bird Woman’s Center (RBWC) in recognition of the Sonosky, Chambers, Sachse, Endreson & Perry law firm’s 40th anniversary; also send a Thank You letter to Ms. Whitley’s.


#28-1679-2017-03

Authorize to distribute of one (1) beef – half (1/2) a beef to the Wolf Point Food Bank, and half (1/2) a beef to Culbertson Food Bank; 1 lb. pkgs. Hamburger; One (1) beef to each Senior Citizen feeding sites, half (1/2) a beef to each site; 5 lbs. pkgs. Hamburger; One (1) beef – J all – 5 lbs. pkgs. Hamburger, One (1) beef – half (1/2) a beef to the Lord’s Table (Danny Lindsey); half (1/2) a beef to the New Life Mission; 5 lb. pkgs. Hamburger; given by the Fort Peck Tribal Ranch and paid for the processing fees.


UNFINISHED BUSINESS

#28-1680-2017-03

Authorize the contract with NADC to continue with the Wellness Center


#28-1681-2017-03

(Prepared Resolution) The mission of the James E. Shanley Tribal Library encompasses the provision of library services to tribal members; and the Tribes desire these services be offered in the most effective and efficient manner possible. The James E. Shanley Tribal Library is approved to submit the above-mentioned proposal to the Institute of Museum and Library Services.


#28-1682-2017-03

(Prepared Resolution) The Fort Peck Tribal Executive Board that provision of care to non-beneficiaries by the Tribes’ Dialysis Program will not result in the denial or diminution of care to eligible Indians and Section 813 is satisfied with respect to the Dialysis Program. According, the Dialysis Program is authorized to provide care to non-beneficiaries pursuant to the Contract; and the Tribal Health Director or his or her designee is authorized and directed to limit or eliminate access to such health services by non-beneficiaries should provision of such services diminish the provision of health care services to beneficiaries of the Indian Health Service.

NEW BUSINESS

#28-1683-2017-03  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 13 constituting a quorum were present at a Special meeting duly convened this 13th day of March 2017 and that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 12 for.

[Signature]
Secretary/Accountant

[Signature]
Chairman/Vice Chairman

Fort Peck Tribal Executive Board