TRIBAL COUNCIL OF THE NORTHERN CHEYENNE TRIBE NORTHERN CHEYENNE RESERVATION LAME DEER, MONTANA

REGULAR SESSION

MINUTES

February 20, 2017

SWEARING IN CEREMONY FOR NEWLY ELECTED LAME DEER DISTRICT REPRESENTATIVE, VERNON SMALL.

CALL TO ORDER: President Killsback called the meeting to order at 10:30 a.m.

INVOCATION:

Don "Pork Chops" Shoulderblade

ROLL CALL:

	PRESENT	ABSENT	EXCUSED
Debra Charette	X		LACOBED
Sheldon King	X	l.	
Ernest Littlemouth, Sr.	X	ř-ji	
Joe Fox, Jr.	X	19	
Benji Headswift	X	h.	
Merlin Sioux	and Wind X meets		
Waylon Rogers	X	- B	
Willie Rowland	X	7.208	
Vernon Small	X	1200	
Dana Eaglefeathers	X	15-33	
Conrad Fisher, Vice President	X	#12 San 24	
L. Jace Killsback, President	X	All Con	

Quorum Established

ANNOUNCEMENTS

President Killsback-The agenda committee and functions are to set the agenda in how we're including or excluding items on the agenda.

Benji Headswift-It was per the Council's request to put it on the agenda. Vernon wanted justification for that. We decided to have a working session with Vernon. We want to afford the Council an opportunity to work on it.

President Killsback-Did you guys actually schedule a working session?

Vice President Fisher-I believe we wanted to see if the Council would accommodate the reintroduction of Rosette Law Firm. The two issues of importance were there was no cap on the

agreement and there was no starting and ending date on the agreement. The Council hasn't taken action on it, even though we wanted it to be on the agenda.

Melissa Lonebear-Was there a request submitted? If there was a request, I didn't get it.

Dana Eaglefeathers-We keep putting things off for a working session and since I've been on, we have not had one. I think we should entertain everything on the Council floor. To me it seems to be an excuse, all these working sessions have gotten us nowhere so far.

President Killsback-If you guys could, establish policies, also mutual understanding and respect on the agenda.

Theresa McMakin-We brought the students down, we wanted to see the process of Mr. Small being inaugurated into his seat.

Introductions of NCTS students.

President Killsback-On March 1st, it will be 100 days of my administration. Our new PR person is Curtis Elkshoulder, Jr. We'll also start livestreaming our Council meetings. There's some possible scheduling that needs to occur. Those need to occur and get done. We are looking at wrapping up this month. If we can get the agenda meeting before then. I attended a CDC Tribal Consultation in Atlanta this week. We were able to meet with the Acting Director of CDC, we are asking that they have work experience in Indian country. That set aside is guaranteed to tribes. We don't know where that will go with the Trump administration. We do have a tribal member that also attended the consultation on behalf of the Tribe.

Sheldon King-We attended a transportation planning meeting in Billings, on Wednesday. Then we went to Helena to testify for Busby School, myself, Theresa, Victoria, and Norma Bixby, we testified to try to get some retirement money for our teachers. Hopefully it will help our students.

Dana Eaglefeathers-It clicked when you were talking about our youth. I and Ernest went down to Winnebago. One of the things we went for was a youth prevention center. It gets the families all involved with addictions. They've invited us back down. We told them we'd try to make it back down there. The other one is the casino. Their gaming manager is willing to come here and wouldn't charge us anything for that. They said they'd be willing to help with the financing with the casino at the dam. I think we, as a Council and Administration, should take that bull by the horns. Right now, our people are the ones that are suffering. Especially if we have emergencies or death. We also, we went down to Phoenix, for Ecommerce, us that went thought it was a really good conference in generating revenue. They generate really good revenue for tribes. They're all taking advantage of it. We as a Council, it takes money to make money. I keep hearing stuff about Donald Trump. We're fighting amongst ourselves instead of doing things for our people.

AGENDA ADDITION-FISH &WILDLIFE MOA. Motion made by Benji Headswift. Second by Dana Eaglefeathers.

ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King	X		
Ernest Littlemouth, Sr.		X	
Joe Fox, Jr.		X	+
Benji Headswift		X	
Merlin Sioux		X	+
Waylon Rogers	X	- 21	
Willie Rowland		X	
Vernon Small	X	- 7	+
Dana Eaglefeathers	X		
Vice President Fisher	X		+

6 votes Yes	5 votes No	0 Abstentions	Motion Carried
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AGENDA ADDITION-ROSETTE LAW FIRM. Motion made by Dana Eaglefeathers. Second by Waylon Rogers.

ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King	X		
Ernest Littlemouth, Sr.	X		
Joe Fox, Jr.		X	
Benji Headswift		X	
Merlin Sioux	X		+
Waylon Rogers	X		
Willie Rowland		X	
Vernon Small	X	- 21	+
Dana Eaglefeathers	X		
Vice President Fisher	X		

8 votes Yes	3 votes No	0 Abstentions	Motion Comical
		o Abstentions	Motion Carried

HEADSTART UPDATE-NOT PRESENT

President Killsback-We are exempt from the hiring freeze

AMENDMENT OF THE SPECIAL ELECTION SWEARING IN DATE-BENJI HEADSWIFT

A RESOLUTION OF NORTHERN CHEYENNE TRIBAL COUNCIL AMENDING THE SPECIAL ELECTION DATE FOR SWEARING IN OF VERNON SMALL, SUCCESSFUL 2017 TRIBAL ELECTION CANDIDATE. Motion made by Benji Headswift. Second by Dana Eaglefeathers

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King	X		
Ernest Littlemouth, Sr.	X		
Joe Fox, Jr.	X		
Benji Headswift	X		+
Merlin Sioux	X		
Waylon Rogers	X		
Willie Rowland	X		+
Vernon Small	X		+
Dana Eaglefeathers	X		
Vice President Fisher	X		

11 votes Yes	0 votes No	0 Abstentions	Motion Carried
			Motion Carried

PROMULGATING AND SEATING VERNON SMALL-BENJI HEADSWIFT

AN ORDINANCE OF THE NORTHERN CHEYENNE TRIBAL COUNCIL PROMULGATING AND SEATING THE DULY ELECTED OFFICER OF THE NORTHERN CHEYENNE TRIBE. Motion made by Benji Headswift. Second by Merlin Sioux.

ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King	X		
Ernest Littlemouth, Sr.	X		
Joe Fox, Jr.	X		
Benji Headswift	X		
Merlin Sioux	X		+
Waylon Rogers	X		
Willie Rowland	X		+
Vernon Small	X		
Dana Eaglefeathers	X		+
Vice President Fisher	X		+

4.4			
11 votes Yes	0 votes No	0 Abstentions	Motion Carried

QUORUM REQUIREMENT RESTORATION-BENJI HEADSWIFT

RESOLUTION CONFIRMING THE QUORUM REQUIREMENT WITH 11 TRIBAL COUNCILMEMBERS. Motion made by Benji Headswift. Second by Willie Rowland.

NO	ABSTAIN
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Ernest Littlemouth, Sr.	X	
Joe Fox, Jr.	X	
Benji Headswift	X	
Merlin Sioux	X	
Waylon Rogers	X	
Willie Rowland	X	
Vernon Small	X	
Dana Eaglefeathers	X	
Vice President Fisher	X	

44 . 44			
11 votes Yes	0 votes No	0 Abstentions	Motion Carried
A 10		- 110010110110	iviolidii Carried

AGENDA ADDITION-DISTRICT UPDATES. Motion made by Benji Headswift. Second by Vernon Small.

ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King	X		
Ernest Littlemouth, Sr.	X		
Joe Fox, Jr.	X		
Benji Headswift	X		
Merlin Sioux	X		
Waylon Rogers	X		
Willie Rowland	X		
Vernon Small	X		
Dana Eaglefeathers	X		
Vice President Fisher	X		

11 votes Yes	0 votes No	0 Abstentions	Motion Carried

LAME DEER DISTRICT UPDATE-AMANDA WHITESHIRT

Amanda Whiteshirt-I was the Vice Chair of the Lame Deer District, even through all the turmoil. I was appointed as Acting Chair until March 5th. I would like the Council to recognize our election. I want to thank you for helping out Lame Deer Morning Stars. We would like to unfreeze it and come to a compromise for a new election. I've done it on several occasions, now it's come to a standstill. We passed three motions last night. The first was to accept Vernon's resignation, the second was to approve the agenda and to put the Morning Star committee on for jackets. The third one was to have an election on March 5th. I do thank you for your time and I hope that you guys work together for the good of the people and not for your own personal agendas. I would like you to make a commitment for elections on March 5th, that you will recognize the elections.

President Killsback-For our Lame Deer District representatives, current Council does attend and give advice. There was a stalemate for so long, I look for leadership to hash this out. You have to allow district and community to dispute things on their own. I think what they're doing is commendable.

Vernon Small-I was elected in as Chair, I thought it was the right way. They asked me to be District Chair and then the funds froze. The seat opened up, I said if I get in, I'll have to resign. In the meantime, I was being asked to resign. Why am I asked to resign when nobody recognized me as District Chair? One reason for that was because I want them to hold a new election. Right now there's people hurting out there.

Benji Headswift-I encourage you to continue to move forward.

Sheldon King-Some of the elders can't hear, speak up.

Amanda Whiteshirt-We would at least like you to recognize that there will be elections on March 5th. I invited Clarice and she has been told. We'll also post it.

Max Guavera-Maybe it would be best if you got up to speak. Some of the stuff, I can't hear, for the elders please stand up and speak a little louder.

President Killsback-We just had a request here that we have the separate groups together, you're here so we can hear your take on it. So we can deal with this impasse. My office and the Vice President's office has stepped out. That needs to be hashed out internally.

Clarice Walksalong-On November 30th we were elected. We heard about them having an election. Kristina Quaempts was never recognized as district chair. I was informed I have a letter that stated she had no authority. We had our meeting and had our election. We had a quorum and submitted these minutes to you guys. We followed the plan of operations. We went with that because Georgia didn't want to be the Chairman anymore. Georgia was the Chairman that opened the meeting at the Headstart building. We were elected. We followed the plan of operation. I have a letter here stating that they didn't recognize her. I also have a letter here from Theresa Small resigning.

President Killsback-I see two people here that could meet on this and resolve this dispute for Lame Deer District. Even though I think you would have more support on the legal side if you go through the courts. We tried to uniform the district committee process in 2005. What I see is an opportunity to look at this March 5th date to have all groups attend and formalize and settle it there.

President Killsback-The Council has no charity, and hasn't had charity since October. I turned my travel into charity and that got wiped out. I would really ask you to take some leadership on this. We have to stay out of district business. That's my plea to really look at this and to bring a resolve to it. I don't want to get into this meeting here where we're discussing the merits. Can we all agree that March 5th will be a unified group with a unified election?

Clarice Walksalong-Why don't we take it to Court?

President Killsback-It should have been done already.

Amanda Whiteshirt-I would like to respond and say that I was one of the people that wrote the plan of operations. We had Theresa and the person from Muddy. She said that she would still remain the President until the court takes it back into the Tribe.

President Killsback-I'll leave it in your hands.

Vice President Fisher-I think it's important that the districts take a role in this responsibility. We shouldn't have to run to the courts, every time this comes up. As leaders in the community, this can be resolved internally. This is something that occurs in other districts. This has been going on. This isn't the first time. We need to have an internal process. The two of you are well respected leaders. I would strongly encourage you to resolve this internally.

HEADSTART UPDATE-NOT PRESENT

BIA SUPERINTENDENT UPDATE-NOT PRESENT

IHS UPDATE-NOT PRESENT

BUDGETS-TRIBAL TREASURER

A RESOLUTION OF THE NORTHERN CHEYENNE TRIBAL COUNCIL AUTHORIZING THE MODIFICATION AND OR ADOPTION OF CERTAIN BUDGETS FOR THE EXPENDITURE OF AVAILABLE FUNDS: 745-363. Motion made by Debbie Charette. Second by Waylon Rogers. ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King	X		
Ernest Littlemouth, Sr.	X		+
Joe Fox, Jr.	X		
Benji Headswift			ABSENT
Merlin Sioux	X		ABSERT
Waylon Rogers	X		+
Willie Rowland			ABSENT
Vernon Small	X		ADSENT
Dana Eaglefeathers	X		+
Vice President Fisher	X		

		A	
9 votes Yes	0 votes No	0 Abstentions	Maria Cara
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INJURY PREVENTION GRANT-EUGENE LITTLECOYOTE

Eugene Littlecoyote-It's a 3 year grant worth up to \$25,000 per year. What it will be used for is public service announcements.

A RESOLUTION OF THE NORTHERN CHEYENNE TRIBAL COUNCIL AUTHORIZING THE NORTHERN CHEYENNE TRIBAL BOARD OF HEALTH TO

SUBMIT AN APPLICATION FOR THE INJURY PREVENTION PROGRAM GRANT FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES. Motion made by Merlin Sioux. Second by Waylon Rogers.

ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King	X		
Ernest Littlemouth, Sr.	X		
Joe Fox, Jr.	X		
Benji Headswift	X		
Merlin Sioux	X		
Waylon Rogers	X		
Willie Rowland	X		
Vernon Small			ABSENT
Dana Eaglefeathers	X		ABSENT
Vice President Fisher	X		+

10 votes Yes	0 votes No	0 Abstentions	Motion Carried

SHAKOPEE GRANT REALLOCATION-EUGENE LITTLECOYOTE

President Killsback-The Board of Health-Shakopee Grant Award intended to renovate the old Thunderchild facility. The Shakopee are willing to shift directions and to develop a healing center. They are going to be large modular homes to house the recovery and behavioral health under one roof. The Shakopee are wanting to help the Northern Cheyenne Tribe realize all their goals.

Sheldon King-The reason they were modular, they don't allow new buildings to be built.

Dana Eaglefeathers-You said not brick or no mortar. Have you looked into a stick building?

President Killsback-We'll have to look at other resources. Shakopee said we just have to reallocate that \$40,000. It falls in line to have the third party billing.

Eugene Littlecoyote-The question was the location, the other is right here at the corner. The target is behind the lube center. In front of the office of public assistance.

A RESOLUTION OF THE NORTHERN CHEYENNE TRIBAL COUNCIL RE-ALLOCATING PREVIOUSLY AWARDED GRANT FUNDS FROM THE SHAKOPEE MDEWAKANTON SIOUX THAT HAD BEEN INTENDED TO RENOVATE THE OLD THUNDERCHILD TREATMENT FACILITY -- TO NOW BE USED TOWARD DEVELOPING THE NORTHERN CHEYENNE TRIBAL BOARD OF HEALTH'S (COUNSELING) HEALING CENTER. Motion made by Dana Eaglefeathers. Second by Benji Headswift.

	YES	NO	ABSTAIN
Debra Charette	X		

Sheldon King	X	1
Ernest Littlemouth, Sr.	X	
Joe Fox, Jr.	X	
Benji Headswift	X	
Merlin Sioux	X	
Waylon Rogers	X	
Willie Rowland	X	
Vernon Small	X	
Dana Eaglefeathers	X	
Vice President Fisher	X	

44			
11 votes Yes	0 votes No	0 Abstentions	Motion Carried
			Motion Carried

LUNCH BREAK @ RECONVENE @ 1:13 P.M.

President Killsback-Our best situation is to get our PR to get the information out to you what's being done. Maybe adopting that working session. I'm formalizing that with Sharon Small, we need to adopt those six economic development projects. I think we can better respond to you what we're doing with money. We're just now also figuring. We're in tune with bringing jobs here and addressing poverty and unemployment here.

Benji Heaswift-There are two aspects here, one is to have employment. We extended our hand out, with the business center here. It's small scale, 10 businesses. On the larger scale, what can the Tribal Council do to make money for our entire membership here? Ultimately, there's different aspects, you have to respect each. We have to create that understanding. It depends on which direction this Council really wants to go. We have a grant process. We're trying to create credibility for funding sources. Take a look at the Community Center, Shakopee said if you are interested in a dialysis center, we'll donate 20 dialysis machines. On the back side, those tribes have stipulations on how to spend that money. There's little moves like that that have to be met as well. This is one of the most crucial times to help all aspects of our tribal membership. Outside sources, if you have ideas, let us know. Today, we're going to flip the switch for these solar panels here. Larger scale, the State of Montana. I asked the Governor, "What's your stance on wind power?" There's options. There's a USDA grant for feasibility studies for appropriation for resources on the reservation. Ultimately it leads back to the funding sources on this reservation. Our Tribe sat here in dire straits for a lot of years.

Tyson Killsontop-How could we be a self-sufficient tribe without depending on State and Federal grants? Maybe we can implement our own electric company, it's all part of being self-sufficient. A lot of people are hungry, if you talk to people out there, we're hungry for change. We can't keep going down that same direction. You guys gave me reassurance. President Killsback-We're going to move on to the agenda.

SOLAR POWER PURCHASE AGREEMENT-CONRAD FISHER

Vice President Fisher-The Council has been working on alternative energy. The solar panels were actually a smaller project. This is to showcase that solar energy is viable and we're taking

step to utilize alternative energies. It's not as simplistic as it seems. We have to jump to regulatory statutes. It would be nice to have. I think your concern is well taken. The Tribe is very conscious and hopefully we can showcase some of those results in three or four years. We've finally come to the process, we have a resolution and have the power purchase agreement. We'll be saving approximately 40% of the cost to run this.

President Killsback-We've had a number of meetings on this.

Clyde Wolfblack-How much you have invested and what will go back to the membership?

Vice President Fisher-When Solar Power came over, this was a donation. The excess amount of energy that's generated, during the weekends primarily. The energy we don't use, we will sell back to the member's first. It's a cooperative, we will generate some revenue.

President Killsback-We save 40%, they're buying our energy from us. This was before I got on, its due time so we can start seeing those savings. It's an issue that we have to address. This is a first step, Richard Hamilton came and met with us. We need to make sure he is representing his constituents.

Dana Eaglefeathers-To better answer your question, it didn't cost the tribe anything.

Tyson Killsontop -What steps are you doing to combat unemployment and what are you doing to create jobs?

President Killsback-We can try to answer that today. We have an economic development committee. There's a couple of items on our agenda for economic development.

Sheldon King-We're trying to bring our own propane company. Our goal is to be up and running by fall time.

Tyson Killsontop-What about clean energy, like wind farms and solar energy? We have to start thinking in the lines of that. Why don't we break ties with Forsyth and have our own? I can install our own telephone lines. TRECO and Range come from off our reservation. We need to have our own businesses, home grown.

A RESOLUTION OF THE TRIBAL COUNCIL APPROVING SOLAR POWER PURCHASE AGREEMENT WITH MEMBERS 1ST COOPERATIVE AND TONGUE RIVER ELECTRIC COOPERATIVE. Motion made by Dana Eaglefeathers. Second by Waylon Rogers.

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King	X		
Ernest Littlemouth, Sr.	X		
Joe Fox, Jr.	X		
Benji Headswift	X		
Merlin Sioux	X		

Waylon Rogers	X	
Willie Rowland	X	
Vernon Small	X	
Dana Eaglefeathers	X	-
Vice President Fisher	X	

11 votes Yes	0 votes No	0 Abstentions	N. 11 C
	0 10103 110	U Abstentions	Motion Carried

CHIEF APPELLATE JUDGE APPOINTMENT-PRESIDENT KILLSBACK

RESOLUTION PROVIDING FOR THE APPOINTMENT OF STEVE SMALL, JR. AS THE CHIEF APPELLATE JUDGE FOR THE NORTHERN CHEYENNE APPELLATE COURT. Motion made by Sheldon King. Second by Merlin Sioux. ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King	X		
Ernest Littlemouth, Sr.	X		
Joe Fox, Jr.	X		
Benji Headswift	X		
Merlin Sioux	X		
Waylon Rogers	X		
Willie Rowland	X		
Vernon Small	X		
Dana Eaglefeathers	X		
Vice President Fisher	X		

11 votes Yes	0 votes No	0 Abstentions	Motion Carried

MONTANA ADVISORY COUNCIL FOR INDIAN EDUCATION-PRESIDENT KILLSBACK

Sheldon King-When I went to Helena, there was also a big thing about language preservation. Someone to help Jason Small, to help with Title VII.

President Killsback-Get us some background, we can appoint that. Jason is a republican and is doing a lot more work with the Indian caucus. As far as language preservation, there is Windyboys' Charter School. He's crossing the political line. Definitely a resource out there.

Sheldon King-He included everybody.

Clyde Wolfblack-Does she also advocate for the early childhood issues for the State. She's our go to for Indian education right now.

Lenny Elkshoulder-Is she the only option? Some time you have to pass that torch.

A RESOLUTION OF THE NORTHERN CHEYENNE TRIBAL COUNCIL APPROVING THE APPOINTMENT TO THE MONTANA ADVISORY COUNCIL FOR INDIAN EDUCATION UNDER THE OFFICE OF PUBLIC INSTRUCTION AND STATE BOARD OF PUBLIC EDUCATION. Motion made by Sheldon King. Second by Waylon Rogers. ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King	X		
Ernest Littlemouth, Sr.	X		+
Joe Fox, Jr.	X		
Benji Headswift	X		
Merlin Sioux			A DCENIO
Waylon Rogers	X		ABSENT
Willie Rowland	X	<u> </u>	+
Vernon Small	X		
Dana Eaglefeathers	X		
Vice President Fisher	X		

10 votes Yes	0 votes No	0 Abstentions	Motion Carried
- 0 1000 100	o votes 140	U Abstentions	Motion Carrie

DAKOTA ACCESS PIPELINE AMICUS PARTICIPATION-PRESIDENT KILLSBACK

President Killsback-The Dakota Access pipeline, we are in support of the Standing Rock Indian reservation. The discussion with legal counsel to stop the construction it gives our background of our involvement. We know there is cultural sites. We're looking at this from a legal perspective. We have support letters from researchers. We actually have a real strong connection there. By us passing this resolution, we're able to put that in legal form.

Vice President Fisher-You're right, we have cultural depth there. We have our genesis there. It boils down to looking at the cultural resource laws. There's also NEPA, water is a huge issue. You have the 51 & 68 treaties that come into effect. Ultimately, it will be decided in the courts. One of the things that roots us to that area is we used to farm that area. We know as a nation that when someone starts farming there, we'd been there for a long time The Army Corp of Engineers has looked at it from the cultural perspective. Jace is right, this is someplace where it's at the legal level now. The fight right now is at this level.

A RESOLUTION OF THE TRIBAL COUNCIL AUTHORIZING TRIBAL AMICUS PARTICIPATION IN LITIGATION TO STOP THE CONSTRUCTION OF THE DAKOTA ACCES PIPELINE. Motion made by Benji Headswift. Second by Vernon Small. ROLL CALL VOTE:

YES	NO	ABSTAIN
X		112011111
X		+
X		+
X		+
X		
		ABSENT
	YES X X X X X X	YES NO X X X X X X X

Waylon Rogers	X	
Willie Rowland	X	
Vernon Small	X	
Dana Eaglefeathers	X	
Vice President Fisher	X	

10 votes Yes	0 votes No	0 Abstentions	Madia C
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GROUP CARES MOA-MICHELENE BEARCOMESOUT

Michelene Bearcomesout-We came a couple weeks ago, to talk about Group Workcamp, and we also have a memorandum of agreement. This is for Group Workcamps records. This is for 2018 and the school will pick the day. This will go into the flyer that will be given to all the kids this year.

Vice President Fisher-We did have a meeting with him last week. They do a wonderful job. We had to overcome that they have to have permit. It took Council action to wave that permit. Have you had to overcome that also?

Michelene Bearcomesout-We don't have permits, we have a questionnaire other than that, Group Workcamp covers their own insurance.

Vice President Fisher-Do they have to have a permit? TERO was adamant to have that in place for construction of the solar panels.

President Killsback-The only concern was the \$20,000 that we have to match. They're work is over \$100,000 in return.

A RESOLUTION OF THE NORTHERN CHEYENNE TRIBAL COUNCIL AUTHORIZING THE PRESIDENT TO SIGN A MEMORANDUM OF AGREEMENT WITH GROUP CARES, OF LOVELAND COLORADO, AUTHORIZING THE NORTHERN CHEYENNE HOUSING IMPROVEMENT PROGRAM TO CONDUCT A ONE-WEEK, HOME-REPAIR WORKCAMP IN PARTNERSHIP WITH GROUP CARES, IN THE SUMMER OF 2018, AND COMMITTING \$20,000 IN SUPPORT OF THE WORKCAMP. Motion made by Ernest Littlemouth. Second by Conrad Fisher. ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King			ABSENT
Ernest Littlemouth, Sr.	X		TABBEATT.
Joe Fox, Jr.	X		+
Benji Headswift	X		
Merlin Sioux			ABSENT
Waylon Rogers	X		ADSENT
Willie Rowland	X		
Vernon Small	X		
Dana Eaglefeathers	X		

Vice Presi	dent Fisher	X	
9 votes Yes	0 votes No	0 Abstentions	Motion Carried

ENROLLMENT ORDINANCE UPDATE-DANA EAGLEFEATHERS

Dana Eaglefeathers-I brought this forth to the Council at the last meeting, it was basically an ordinance to freeze the adoptions of the enrollment, pending the enrollment committee adopting their policies. Maybe it was misunderstood at the next Council meeting, we approved nine automatic enrollments, and we approved 47 adoptions. Our enrollment has gotten way out of hand. Some Council said it's going to directly affect them. Your great grandpa, it's not going to affect us or our kids, or our grandkids. Out in the community there's a lot of questions. When we getting a per cap? At this point we don't have funding or resources for a per cap. We need to do something now to get ahold on our enrollment. Right now, it's continuing to grow, our enrollment since the last census has tripled. There's about 6800 enrolled under adoption. It's not cutting it off completely. It's trying to get ahold on our enrollment. This is a step toward that. I've got nothing against. Our grassroots Cheyenne's are the ones that it's affecting. The enrollment committee, if we continue to enroll, it's not going to take from our grass roots people. Sheldon King-Temporarily, we did pass in enrollment committee, to update our policies. It was defining funding for it. The only reason we didn't have a working session, Wallace took leave that day.

President Killsback-I can understand both sides of it. I think Dana is making an effort for the enrollment committee. So we don't get issues of disenrollment, look at different ways to approve membership. We only want to get enrolled for benefits. Am I Cheyenne by descendancy? Am I Cheyenne by Cheyenne blood? Not once did I vote for adoption in 10 years. I leave it up to this body.

Amanda Whiteshirt-If you want change or enhance anything, a referendum vote is the way to go. Do not tell people that you're going to do something. This is our inheritance. As far as descendancy is concerned. You should have them pay for a blood test. I guess we were the laughing stock out there at the last per cap. I would advise you take it out for the referendum vote.

Clyde Wolfblack-When there is no adoption of children, you end up with a Tribe of unknown children, do we want that?

Dana Eaglefeathers-It clearly spells it out, half by Indian blood of 1935, and freeze the ordinance that was passed by descendancy. It should have went out for referendum in the first place. Until we can come up with a better plan and maybe send it out for referendum vote.

Vice President Fisher-Those that would not ineligible, it doesn't make you less affiliated with the Tribe. We've got to have clarification on the existing enrollment policy. The child that has 1/28 and lives in the country of Spain, those are some of the things that we would like. I know that some would say they're still Cheyenne. We have people that are Cheyenne all intent and purposes that practice the Cheyenne way of life that aren't Cheyenne. Let's take a look at it.

Vernon Small-These controversial issues, they need to be taken out to the people. I'm not up on what the enrollment committee is working on. Until I get caught up to speed. I think it needs to go out for a referendum.

President Killsback-This is the second time that's presented. We need to follow up on working session, some of us had this on our platforms when we ran. There has to be a more comprehensive look. The referendum, the community gets 10% of the voting population, we're giving the membership to challenge a decision we've made. We can have a constitutional vote. I think the appropriate step is to get our legal counsel to give a legal opinion. It's important for us to understand those laws

Sheldon King-It's not that we're not supporting your resolution.

Dana Eaglefeathers-This isn't coming from me, it's actually coming from the people up there.

President Killsback-We all need to be educated on our current enrollment and laws. I'm directing our legal counsel to provide an opinion. This is a step we're going to take and move forward. We have four members here. At the next Council meeting, we'll include that on the agenda.

Dana Eaglefeathers-I'd like the enrollment committee to start finding funding for the enrollment committee to go back to the people. Ultimately, this resolution should have came from the people.

ORDINANCE OF THE NORTHERN CHEYENNE TRIBAL COUNCIL TEMPORARILY PLACING LIMITATIONS ON TRIBAL MEMBERSHIP WHILE NEW ENROLLMENT RULES ARE ESTABLISHED. Motion made by Dana Eaglefeathers. Second by Waylon Rogers.

ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette		X	
Sheldon King		X	
Ernest Littlemouth, Sr.	X	- 71	
Joe Fox, Jr.		X	
Benji Headswift		X	
Merlin Sioux			+- <u>x</u> -
Waylon Rogers	X		
Willie Rowland		X	+
Vernon Small		X	
Dana Eaglefeathers	X		+
Vice President Fisher	X		

4 votes Yes	6 votes No	1 Abstruct	
1 70003 103	U VUICS 110	1 Abstention	Motion Failed

LIVESTOCK ORDINANCE AMENDMENT-GENE SMALL

Gene Small-We've run into some problems with the livestock ordinance. The Land Authority met and agreed to put an impound fee of \$250- and at the end of five days it will be \$500.

Vernon Small-Is there anything here that addresses the branded horses that are dumped out here. Brands that have not been renewed, expired, we need to come up with a plan for them.

Gene Small-On the other hand, the ordinance reads that any unbranded livestock is property of the Tribe.

President Killsback-Enforcement is key, what's cost appropriate in managing this?

Vernon Small-There's people out here that are unemployed. I feel that people that go out and get horses, let them get them in.

Debra Charette-The horses that are in the range unit will be under the Feral Horse program.

President Killsback-The Feral Horse program is under Land Authority. It's part of the scope of work of the grant. In the meantime, this is geared toward the accidents on the roadway. It's a public safety issue and public safety concern. My concern is the poor horseman, those tribal members don't have the resource to pay that \$250.00 fine. Keep that in mind with these rates.

Ernest Littlemouth-This \$250 fine, have you had anyone pay it?

Gene Small-I haven't had to enforce this.

Ernest Littlemouth-Since you're selling them in the Tribe's name, where's the money going?

President Killsback-It should go back to the program.

Gene Small-I think we can do a little better taking them to Shelby ourselves.

Amanda Whiteshirt-I'd like to make comment on poverty and horses. I can see enforcing those laws against non-members with putting those horses on land. I could see the issue with water. I think you should think seriously about nonmembers abusing resources on the reservation.

Vice President Fisher-Sometimes inadvertently, people leave gates open. They're caught in the system, you see them and get them in. The land owner takes extra steps to get them in. There's flagrant violations. I've had some good talks with owners. There's been a few against it. We're not out there to put a fine on every horse.

AMENDMENT TO NORTHERN CHEYENNE TRIBE ORDINANCE NO. DOI-005 (2017) ORDINANCE FOR THE SEIZURE AND SALE OF STRAY OR TRESPASSING ANIMALS. Motion made by Benji Headswift. Second by Merlin Sioux. ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King			ABSENT

Ernest Littlemouth, Sr.	X	
Joe Fox, Jr.	X	
Benji Headswift	X	
Merlin Sioux	X	
Waylon Rogers	X	
Willie Rowland	X	
Vernon Small	X	
Dana Eaglefeathers	X	
Vice President Fisher	X	

10 votes Yes 0 votes No 0 Abstentions Motion Car
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KNIFE RIVER DIRT SALE-GENE SMALL

Gene Small-They're building a bike path, they're looking for 3000 yards of gravel. It's for the bike path.

President Killsback-Is there a reason it came to the Council? Normally, this is passed at the Land Authority level.

Gene Small-The Bureau wanted it.

A RESOLUTION OF THE TRIBAL COUNCIL APPROVING AGREEMENT FOR SALE OF DIRT TO KNIFE RIVER. Motion made by Debbie Charette. Second by Merlin Sioux. ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King			ABSENT
Ernest Littlemouth, Sr.	X		ABSENT
Joe Fox, Jr.	X		
Benji Headswift	X		
Merlin Sioux	X		
Waylon Rogers	X		
Willie Rowland	X		
Vernon Small	X	<u> </u>	
Dana Eaglefeathers	X		
Vice President Fisher	X		

10 votes Yes	0 votes No	0 Abstentions	Motion Carried

FISH, WILDLIFE & PARKS MOA-CONRAD FISHER

President Killsback-It's actually taking more authority from the state and requiring them to take certain steps to come onto the reservation. The sections that are key, are in Section 4.

Vernon Small-I have questions on 4.4, I'm not sure where the other land is, and not sure what's going on in between.

President Killsback-It's for access on private land. This is really geared toward that track of BLM land.

Vernon Small-I want to look it over.

President Killsback-I do want everybody, those that have been involved in the conference call. Get with Josh, from Chestnut's law firm. Why isn't the governor signing this? I have considered one of my director's sign off on this. If we're approving this at their highest level of government, I want them to do the same. It's time sensitive, we were the ones pushing the state to hurry up with this agreement. Let's keep that in context.

Vice President Fisher-If there's any language that will benefit the tribe, we'll have to get with the state. It will take another month or two. If you want to revisit it.

Merlin Sioux-The game warden that pulled the gun on those girls, he hasn't even apologized to them.

Vice President Fisher-We can encourage them to take action on that officer.

Dana Eaglefeathers-I'm totally opposed to working sessions, since I've been on the Council, we haven't held one working session. You guys keep putting stuff off, some of us ain't here every day. If we're going to schedule a working session, let's all be there.

MOTION MADE BY MERLIN SIOUX TO TABLE THE AGENDA ITEM UNTIL AN UPDATE IS PROVIDED FOR VERNON SMALL, NEWLY ELECTED TRIBAL COUNCIL. SECOND BY DEBBIE CHARETTE. ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King	X		
Ernest Littlemouth, Sr.	X		
Joe Fox, Jr.	X		
Benji Headswift	X		
Merlin Sioux	X		
Waylon Rogers	X		+
Willie Rowland	X		
Vernon Small	X		
Dana Eaglefeathers			
Vice President Fisher	X		+

10 4 77	4		
10 votes Yes	1 vote No	0 Abstentions	Motion Carried
V. Je		A	Motion Carried

ROSETTE LAW FIRM-DANA EAGLEFEATHERS

Vice President Fisher-We have an opportunity today to go in a positive direction. There was questions about a length of time and a cap on it. We have an opportunity to listen to a representative from Rosette Law Firm. That's the two key issues.

Dana Eaglefeathers- Welcome Dion. The council has questions that they need clarified. Visiting with Dion and they're law firm they are set up nationwide. Dion and Ben can answer some questions.

Ben Lonebear-I was able to attend a training put on by Rosette, for online gaming and lending. The thing we see with them is they got together with the tribal government. I have a business called Blue Quill, I'm licensed by the state of Montana. For us as a Tribe, is what are we doing to establish our own business code, and business laws? We have the Section 17 Charter. If something goes wrong, our business code tells the courts. The Council still has full ability to take action. We can change that ordinance. The Tribe as a Council doesn't have authority. It keeps tribal politics separate. I strongly want to pursue this. It's what I went to school for. To be here right now to talk about this issue is a big deal. We're going to have to have legal representation too. What Rosette brings to the Tribe is those templates. People who are running these things want to start something similar. The last point I want to make is, our tribe appropriates money every year. How much of that goes towards true economic development? This is a new council, I challenge you to look through that and look at how much has been appropriated. I took educational leave when I was the Treasurer to obtain my MBA. I'm asking for a legal relationship. This is something to consider.

Dion Killsback-Ben did a good summary of what our firm does. There were two questions since the conference. My boss hosted it, they all presented. They heard from the government side. The model was essentially our firm, the ability for economic development to rule Indian country. It allows what we call nation building. Speakers there all talked about the Trump administration, basically a decrease in BIA and IHS funding. In line with the same thought process. Adopting your own business codes, to regulate them under tribal law. We represented tribes throughout Indian country. We had a working session here. I'm here to answer any questions, I prepared new amendments clarifying that. We indicated we would work with the tribe, we will defer any legal costs going forward until you generate that money. We still have to establish, and we have to bring investors. Whether or not we can support that, legal infrastructure. I'm here to answer any questions that you have.

President Killsback-I've had concerns that our tribe is the tribe with the highest unemployment rate. Understanding that our cigarette & gas tax is funding 70% of our government here. Definitely need to get a handle on our fiscal management here.

Sheldon King-We always refer back to the cap. Is there specific language in here?

Ben Lonebear-One of the things we are seeing right now, at the same time, I made it clear to the Treasurer and some Council that this is my last year as the comptroller of the Tribe. When you mentioned, the one thing that I see is that when an idea comes to the table. When we get into actually doing and having an attorney on contract, and leaders that want to pursue. I see the contracting being very successful. Like our purchase of the treatment center, we're sitting here with an asset that we're not able to get revenue from. My role is to bring an overall strategy. With our attorney's work with focus in any given area, it's going to be up to you guys how it's going to go.

Dion Killsback-Ben is talking from a boots on the ground concept. From legal perspective, Sheldon, what we do with Tribe's is establish a Tribal loan entity. It's tribally owned, it's organized and it's chartered under the Northern Cheyenne business code. If an entity wants to engage in water bottling, if there's an entity that wants to engage in car loans. What we do is establish those entities. The Council is responsible for adopting those laws. Essentially what we've done is worked with the state of Montana, state of Wyoming, and state of Delaware. Our entities don't pay any taxes. Businesses that we model are Amazon, EBay, etc. This economic development engagement, we're asking the tribe to help us establish for the tribe. We have networks that invest. You take our money and establish a call center. In addition to hiring, what we're saying is let us do it for you.

Sheldon King-Let's say we only have a budget of \$50,000, and we go over and hit \$75,000 and then we have to pay 15% on top of that. What if we can't find the money and funding for that? President Killsback-I was the Chairman of EDC-all we looked at was firing the manager for Cheyenne Depot. Separate business from politics, that's what essentially created our economic development loans. We were doing land use planning. To look at how can we set up zoning. We never took any steps to bring that revenue here. We're constantly looking at planning. We have to move forward on some kind of economic development agenda. That state report should hurt us. Now we have an opportunity to bring some revenue into the tribe. None of us here as business minded as we think we are. That's why we entrusted a business arm of the tribe. This Council has taken a step to do something for real economic development. There's something bigger that need to be done with economic development. When we did Full House, that was moving, we did an environmental assessment. We were given more than they were ever going to get. All that hard work went away. Some of that feasibility study may be outdated. If we have networking done by one of our own tribal members. That's what business goes on. Who you're connections are. I agree, I heard your boss, if other tribes are doing this, why not us?

Dana Eaglefeathers-With all due respect, I don't want to be one of those councilmen to ask myself that same question. I'm all for taking risks.

President Killsback-Did we have an agreement on that cap? Did you have a term limit?

Dion Killsback-It put an impression on us to move quickly. When you look at a two year term, look at 24 months, that's really hard. We would do as much work as we can, as quickly as possible.

Vernon Small-Where does the Charter sit on this? I don't think I'm going to support this, I have questions. Where's the Charter with this, where's the charter fit into this?

Dion Killsback-I don't have that information, I'm not privy to that information.

Ben Lonebear-Right now, they have a CEO that gets partially paid for from the Depot, and partially from Housing. With this contract, they're doing work for the Tribe, whether it's under the business arm. I'm coming back to the Council to fund the NCDC.

Sheldon King-The NCDC is supposed to come up with ideas and bring them to us.

President Killsback-Remember, we were on Council when we passed this. The only stipulations that had to be met, was that they had to provide a report. They hadn't even reported to the Council. I made sure that I had people on there that can bring other revenue generating businesses. Economic Development, we've talked about it and given presentations at Tribal Economic Development. They need to get organized and then give us a report. There are some stipulations in there, that the CEO has to be a tribal member. We've had a CEO that's been a non-tribal member for the last three years.

Ben Lonebear-Ideally it should be the NCDC coming back to the Tribe with this.

President Killsback-Right now, we have a budget that doesn't meet our needs. I have a request from the Boys & Girls Club for \$30,000, add that to the \$20,000 that we just allocated for the youth Workcamp. I wanted to ask Dana, if he wanted to add that \$50,000 cap and 2 year term in his motion.

Ben Lonebear-This goes whether it's a new business, any time you are engaged in change, you can always make a decision. If not, you end up putting all your chips to invest. Jace talked about reporting as a new Director. I'm more prepared than anyone in the tribe. I encourage you with all my heart and intend to make it my life's work. I take it upon myself to stand up and take the challenge.

Vice President Fisher-As I mentioned earlier, this is a great opportunity. We have tribal members that have done great things. They're a wonderful asset that we need to utilize at this time.

President Killsback-We're having a meeting today or tomorrow. The Chair will automatically sit as the ex officio. We need that chairman designated.

Joe Fox, Jr.-You have \$50,000 here and you say deferred.

Dion Killsback-We rarely get into issues, and work on how businesses that can be successful.

Joe Fox, Jr.-What about arbitration?

Dion Killsback-Arbitration is like a formal and we submit. It's like an administrative process. Good faith effort to resolve disputes.

President Killsback-Full House wanted to have their disputes in state court. Most companies will say no, we want to be able to resolve our disputes in state courts.

Joe Fox, Jr.-We have to keep us out of the court system.

Dion Killsback-This is standard language. We're not asking you to hire us to fail. It's an option for the tribe to consider.

Joe Fox, Jr.-Under the scope of engagement, you said it's strictly legal in nature.

Dion Killsback-We've had discussions since December on what the tribe can do. Since Councilmembers and Conrad were in Phoenix. That's why you have updated terms.

Conrad Fisher- That's also really important what you brought up. What matters is that we have a cap, and there's a limit.

Amanda Whiteshirt-I'm really glad that you're looking at new options, I do have a wind of caution. How much is this going to cost? And you gave the example of the Depot, they have a nonmember on their board. You need to get this information out, you'll have a lot of gratitude, and be real careful what you get yourself into.

Benji Headswift-You answered most of the questions that I had. Going forward basically with this investment. The question I have is how are we going to pay this back? That was my idealism of protecting the best interest of the Tribe. It's something we thought about 10 years ago. I for one sat there, and said "Why can't we be like Rocky Boy?". I really appreciate this discussion, it should broaden our eyes. Forgive me for wanting to fine tune this agreement. I'm questioning the RFP process, it is an agreement rather than a contract. Thank you for presenting this and for Ben bringing this. Ultimately we did campaign on this, thank you for coming out here and doing this for us.

Dion Killsback-We agreed to assist with the tribal gaming compact. The gaming compact for the tribe is really backwards.

Sheldon King-I would like to have EDC look at it.

Benji-It is an opportunity. I see the path that you guys are creating. We need to get this ball rolling.

Willie Rowland-Things like this don't fall into our laps very often.

Vernon Small-Just being sworn in today, not being able to review anything. I think if it didn't pass, I'd like to see it come back.

A RESOLUTION OF THE NORTHERN CHEYENNE TRIBAL COUNCIL APPROVING THE ATTORNEY SERVICES AGREEMENT WITH THE ROSETTE LLP LAW FIRM FOR ECONOMIC DEVELOPMENT PURPOSES. Motion made by Dana Eaglefeathers. Second by Conrad Fisher.

	YES	NO	ABSTAIN
Debra Charette		X	
Sheldon King		X	
Ernest Littlemouth, Sr.	X		1
Joe Fox, Jr.		X	
Benji Headswift	X		
Merlin Sioux	X		
Waylon Rogers	X		
Willie Rowland	X		1
Vernon Small			X
Dana Eaglefeathers	X		

Vice Presid	lent Fisher	X	
7 votes Yes	3 votes No	1 Abstention	Motion Carried

BUDGETS-DEBBIE CHARETTE

A RESOLUTION OF THE NORTHERN CHEYENNE TRIBAL COUNCIL AUTHORIZING THE MODIFICATION AND OR ADOPTION OF CERTAIN BUDGETS FOR THE EXPENDITURE OF AVAILABLE FUNDS: FUND 050. Motion made by Debbie Charette. Second by Vernon Small.

ROLL	CALL	VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King	X		
Ernest Littlemouth, Sr.	X		
Joe Fox, Jr.	X		
Benji Headswift	X		
Merlin Sioux	X		
Waylon Rogers	X		
Willie Rowland	X		+
Vernon Small	X		
Dana Eaglefeathers	X		
Vice President Fisher	X		

11 votes Yes	0 votes No	0 Abstentions	Motion Carried
			Carried

A RESOLUTION OF THE NORTHERN CHEYENNE TRIBAL COUNCIL AUTHORIZING THE MODIFICATION AND OR ADOPTION OF CERTAIN BUDGETS FOR THE EXPENDITURE OF AVAILABLE FUNDS: FUND 100. Motion made by Debbie Charette. Second by Merlin Sioux. ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		
Sheldon King	X		
Ernest Littlemouth, Sr.	X		
Joe Fox, Jr.	X		
Benji Headswift	X		
Merlin Sioux	X		
Waylon Rogers	X		
Willie Rowland	X		
Vernon Small	X		1
Dana Eaglefeathers	X		
Vice President Fisher	X		

0 votes No	0 Abstentions	Motion Carried
	0 votes No	0 votes No 0 Abstentions

ADJOURNMENT OF MEETING. Motion made by Merlin Sioux. Second by Waylon Rogers.

ROLL CALL VOTE:

	YES	NO	ABSTAIN
Debra Charette	X		9
Sheldon King	X		200
Ernest Littlemouth, Sr.	X		
Joe Fox, Jr.	X		
Benji Headswift	X		+
Merlin Sioux	X		
Waylon Rogers	X		
Willie Rowland	X		+
Vernon Small	X		
Dana Eaglefeathers	X		
Vice President Fisher	X		-

11	0 . 77		
11 votes Yes	0 votes No	0 Abstentions	Motion Carried
			Monon Carried

Adjourned at 4:41 p.m.

PASSED, ADOPTED, AND APPROVED by the Northern Cheyenne Tribal Council by 11 votes for passage and adoption, 0 votes against passage and adoption, and 0 abstentions this 3rd day of April 2017.

Melissa Lonebear, Tribal Secretary

Northern Cheyenne Tribe