

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

- #1435-2010-12 **(Prepared Resolution)** Approve of the submission of the community health center proposal and authorizes the chairman to send a letter of submission including this resolution to the Department of Health and Human Services. *7 for, 0 opposed, 1 not voting, 4 absent.*
- #1436-2010-12 Approve the Tribes' purchase of seismic reflection data in the amount of \$204,347.00. *10 for, 0 opposed, 2 absent.*
- #1437-2010-12 Approve the additional funding for the JDC/TLU Education grant in the amount of \$56,000. *10 for, 0 opposed, 2 absent.*
- #1438-2010-12 Approve of the November 22, 2010 Regular Board Meeting minutes with corrections. *9 for, 0 opposed, 3 absent.*
- #1439-2010-12 Approve of the Travel Log. *9 for, 0 opposed, 3 absent.*

CONSTITUTIONAL REFORM/RESOLUTIONS/LEGISLATIVE

- #1440-2010-12 Approve to change the Regular Full Board meeting from Monday, Dec. 27, 2010, to Thursday, December 23, 2010. *8 for, 0 opposed, 4 absent.*

LANGUAGE & CULTURAL RESTORATION

- #1441-2010-12 **(Prepared Resolution)** Approve a Memorandum of Agreement regarding animal control between the Fort Peck Tribes and Roosevelt County. *8 for, 0 opposed, 4 absent.*
- #1442-2010-12 **(Prepared Resolution)** Declare interest in contracting the IHS Clinical Diabetes Coordinator position and to place the position under the Tribal Diabetic Program. *8 for, 0 opposed, 4 absent.*
- #1443-2010-12 Authorize sending the 1888 Boarding School Enrollment **Listing** to Ryan Rusche for review, then to Sonosky Law Firm. *9 for, 0 opposed, 3 absent.*
- #1444-2010-12 Approve of the PCO Elections and Regular Monthly meeting of November 16, 2010. *9 for, 0 opposed, 3 absent.*
- #1445-2010-12 Nominate Dale DeCoteau to the Region VIII Indian Health Service Consultant Planning Committee. *9 for, 0 opposed, 3 absent.*
- #1446-2010-12 Authorize the BIA or Tribal Enrollment to provide a listing of Tribal membership that have a 59201 zip code to be used as the WPCO membership listing. *9 for, 0 opposed, 3 absent.*

LAW & JUSTICE

- #1447-2010-12 Authorize Captain Matthews to pursue the purchase of two more police car laptops and to authorize the Chairman to write a letter of support. *9 for, 0 opposed, 3 absent.*
- #1448-2010-12 **(Prepared Resolution)** Approve to amend Rule 4-4 Closed Proceedings, Rule 4 of the Fort Peck Tribal Court Civil Rules of Procedure, Appendix 2 of the Comprehensive Code of Justice. *9 for, 0 opposed, 3 absent.*
- #1449-2010-12 **(Prepared Resolution)** Approve to amend Rule 10, Schedule of the Court of Appeals of the Fort Peck Court of Appeals Rules of Procedure,

Appendix 2 of the Comprehensive Code of Justice. *9 for, 0 opposed, 3 absent.*

#1450-2010-12

(Prepared Resolution) Approve to amend Title VI, Criminal Procedures, Chapter 4 Arraignment and Releases, Section 404, Notification of escape or release from confinement, of the Comprehensive Code of Justice. *9 for, 0 opposed, 3 absent.*

#1451-2010-12

(Prepared Resolution) Authorize and amend and/or revise sections as enumerated in Title VII, Criminal Offenses of the Comprehensive Code of Justice. *8 for, 0 opposed, 1 not voting, 3 absent.*

#1452-2010-12

(Prepared Resolution) Authorize and amend Title VII, Criminal Offenses to include Chapter 6 - Social Host Ordinance to the Comprehensive Code of Justice. *9 for, 0 opposed, 3 absent.*

#1453-2010-12

(Prepared Resolution) Authorize and amend Title VII, Criminal Offenses to include Chapter 7 – Expungement to the Comprehensive Code of Justice. *9 for, 0 opposed, 3 absent.*

#1454-2010-12

(Prepared Resolution) Authorize and amend Title VII, Criminal Offenses to include Chapter 8 - Sexual Offender and Violent Offender Registration Ordinance to the Comprehensive Code of Justice. *9 for, 0 opposed, 3 absent.*

#1455-2010-12

(Prepared Resolution) Authorize and amend Title XXIX – Adult Protection, Chapter 7 – Penalties, Section 702 to the Comprehensive Code of Justice. *9 for, 0 opposed, 3 absent.*

#1456-2010-12

(Prepared Resolution) Authorize Cross-Deputization for Valley County officers and the Montana Highway Patrol with their cross-deputization authorization to expire at the end of March 2011 to be consistent with all expiration dates for cross-deputization: Valley County Sheriff Glen Mier, Vernon Berkle, Reed Mesman, William Soper, Joel Novak, Terry Synan, Lucas Strohman, and Mathew Remich. *9 for, 0 opposed, 3 absent.*

#1457-2010-12

Approve to have a six-month audit of availability pay for the Law & Justice Department – Criminal Investigations Division. *9 for, 0 opposed, 3 absent.*

#1458-2010-12

Approve of a Special Act Award to Elaine Boyd with the presentation to be held during the Annual Program Review, and to authorize \$250.00 for Officer of the Year award that was approved by District V. *9 for, 0 opposed, 3 absent.*

#1459-2010-12

Approve of the Fish & Game Department going after 80 buffalo at Malta, Montana. *10 for, 0 opposed, 2 absent.*

#1460-2010-12

(Prepared Resolution) Approve and authorize the Supervising Public Defender (Grade 14), and authorize the Deputy Public Defender position and the primary wage scale classification of Grade 13; and to authorize the advertisement, recruitment and selection of the Supervising Public Defender, Deputy Public Defender and Assistant Public Defender positions. *10 for, 0 opposed, 2 absent.*

#1461-2010-12

Approve of Rita Weeks seeking assistance from the BIA to provide sufficient office space for the Tribal Courts. *10 for, 0 opposed, 2 absent.*

FINANCE

#1462-1210-12

Approve as recommended by the budget committee the Fort Peck Tribes Budget Meeting summary in the amount of \$1,119,569. *10 for, 0 opposed, 2 absent.*

#1463-2012-12 **(Prepared Resolution)** Motion to approve of a contract with Nemont Telephone for a Fiber Optic project for 12 years. *9 for, 1 opposed, 2 absent.*

NATURAL RESOURCES/LAND

#1464-2010-12 Request travel delegation to Washington, DC, Dec. 14-18, 2010. *10 for, 0 opposed, 2 absent.*

#1465-2010-12 Approve a draft copy of resolution for a name change from Fort Peck Reservation Rural Water System Water Treatment Plant to Wambdi Wahachanka. *10 for, 0 opposed, 2 absent.*

#1466-2010-12 Authorize assistance for the Tribal Credit Program with daily operations. *10 for, 0 opposed, 2 absent.*

#1467-2010-12 **(Prepared Resolution)** Approve of the contract with Donnelle Buckles to be employed for 30-60 days under the supervision of Mr. Kenneth R. Smoker, Director of HPDP, to assist the Health Montana Kids Medicaid enrollment process. *10 for, 0 opposed, 2 absent.*

#1468-2010-12 **(Prepared Resolution)** Approve the Consultants Contract between the Tribes and Michelle Posselt (dental hygienist) starting in the month of November, and the Chairman is authorized to execute this 1 year contract on behalf of the Fort Peck Tribes. *10 for, 0 opposed, 2 absent.*

#1469-2010-12 Declare interest in purchase of Allot. No. 378, surface only for 320.00 acres. *9 for, 0 opposed, 1 not voting, 2 absent.*

#1470-2010-12 Enrolled member renewals for Jana Nygard for eight (8) tracts of land; Non-Indian Renewal lease for Tim Stenglein, Karl Welzenbach, Wayne Waarvik; Homesite renewal lease for Donna Ahneman; New homesite lease for Curtis Forrest; Lease cancellation for Michael Somers for Lse. No. 7629-2014 with "health reasons" cited as the basis for the application; Business lease for Deacon Magnan. *10 for, 0 opposed, 2 absent.*

#1470A-2010-12 Authorize purchase of Allotment #3875, Mae Bear, containing 240 acres at \$145 per acre out of Land Purchase Account #1341, line item 5560. *9 for, 0 opposed, 3 absent.*

#1471-2012-12 **(Prepared Resolution)** Approve that the Fort Peck Tribal Executive Board request the Bureau of Indian Affairs approve \$43,531.99 P.L. 93-638 Contract No. CTC56T20665 carry-over for the specified budget. *10 for, 0 opposed, 2 absent.*

#1472-2010-12 Approve of an Enrolled member modification for Maurice Draszt, Jr. for Lse. No. 960-2029, by changing name to Mavis Draszt; Enrolled member renewal lease for Doretta Rush (2 tracts); Purchase of land from Laura June Beck (non-Indian) for land described as S31, T32N, R53E, E2SW, LT 3, 4 comprising of 154.18 surface acres in the amount of \$18,501.60; and to have Myrna Walking Eagle make sure there is clear title. *9 for, 0 opposed, 3 absent.*

NATURAL RESOURCES/MINERALS

No motions needed

ECONOMIC DEVELOPMENT

#1473-2012-10 Authorization to set up a new compact gaming committee consisting of Tribal Executive Board members Rick Kim, Donna Buckles-Whitmer

and Tom Christian, Gaming director Jesse Kim; Tribal State-Agreements Oversight Commissioners; and In-House attorney Ryan Rusche. *7 for, 0 opposed, 1 not voting, 4 absent.*

#1474-2010-12 Approve of a travel request to Billings, MT for Wenona Sloan, to attend Rocky Mountain Region planning meeting – Dec. 13-15, 2010, at Billings, MT, *9 for, 0 opposed, 3 absent.*

#1475-2012-12 Approve administrative leave for Councilman Charles Headdress, Dec. 8, for personal reasons; Madam Councilman Donna Buckles-Whitmer, Dec. 6-9, 2010 for personal reasons. *8 for, 0 opposed, 1 not voting, 3 absent.*

1476-1210-12 Amend Resolution #597-2007-04 to extend appointment of Jackie Weeks as the Secretary/Accountant to November 2012. *10 for, 0 opposed, 2 absent.*

#1477-2010-12 Authorize tribal attorneys to formalize the numerical order of the Fort Peck Tribal Executive Board comparative to how the United States Congress numbers its Congressional sessions starting from 1960 and beyond. *7 for, 3 opposed, 2 absent.*

HEALTH & HUMAN SERVICES

#1478-2010-12 **(Prepared Resolution)** Approve of Lewis Matthews to sit on the Montana P.O.S.T. Council as the Department of Law & Justice's representative. *10 for, 0 opposed, 2 absent.*

#1479-2010-12 Authorize interview of candidates for the Minerals Director position. *9 for, 0 opposed, 3 absent.*

#1480-2012-12 Approve of a travel delegation for the SBTC director, Amber Strauser to attend a Chemical Dependency Director's meeting, Dec. 9, 2010; Billings Area IHS Office; Room #206; 2900 4th Avenue North, Billings, MT. *10 for, 0 opposed, 2 absent.*

#1481-2012-12 **(Prepared Resolution)** Approve of the Foster Homes Licensing Program's recommendation to approve of (1) New License. *10 for, 0 opposed, 2 absent.*

#1482-2012-12 **(Prepared Resolution)** Authorization to accept the Fort Peck Tribes Education Department Directors Prepared budgets and budget narratives for the FY2010 Carry-over funds and requests authorization of the following budgets: Higher Education (Scholarships) Program - \$277,193.78; Adult Vocational Training Program - \$115,364.05; Direct Employment Program - \$93,266.14 and Johnson O'Malley Program - \$22,670.39. *10 for, 0 opposed, 2 absent.*

#1483-2012-12 **(Substitute Motion)** Approve a moratorium of all raises until processed through the Human Resources Office. *6 for, 4 opposed, 2 absent.*

#1484-2010-12 **(Prepared Resolution)** Approve for the Fort Peck Tribal Executive Board to request technical and financial assistance for the development of a Safe House Concept through the Billings Area Office Bureau of Indian Affairs and the Billings Area Indian Health Service Unit. *9 for, 0 opposed, 3 absent.*

#1485-2010-12 **(Prepared Resolution)** To support the Fort Peck Tribal Health Diabetes Program in submitting a Proposal to the Department of Health & Human Services Indian Health Service FY 2011-2012 Special Diabetes Program for Indian Community-directed Grant Program. *10 for, 0 opposed, 2 absent.*

- #1486-2010-12 Approve of quarterly CHR meeting on December 17th at Billings Area Health Service Area Office. *10 for, 0 opposed, 2 absent.*
- #1487-2010-12 Approve travel delegation to the Northwest Indian Head Start meeting in Spokane, WA on December 17 & 18, 2010. *10 for, 0 opposed, 2 absent.*
- #1488-2010-12 **(Prepared Resolution)** To hire Clarice Bauer for one month under the supervision of Margaret Marsh, FNP, of HPDP to assist the development of exercise programs for the clients (school children). *8 for, 0 opposed, 1 not voting, 3 absent.*

VETERANS, ELDERS & YOUTH

- #1489-2010-12 Approve of administrative leave for Dec. 10, 2010 for all tribal employees beginning at 12:00 noon due to severe snow storm. *10 for, 0 opposed, 2 absent.*

OLD BUSINESS

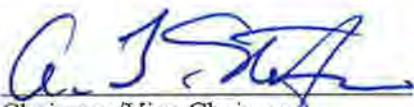
- #1490-2012-12 Approve to hand deliver a resolution declaring interest in contracting the Clinical Diabetes Coordinator position of the Diabetes Program from the Fort Peck Service Unit to Garland Stiffarm, Billings, MT, Nov. 30-Dec. 1; travel delegation to Billings, MT, Dec. 14-16 for Playground Initiative; travel delegation for Charles Headdress, Kenneth Ryan, and Curley Youpee, to Great Falls, MT, Dec. 14, 15 & 16, 2010, to view the Tribal Cultural items. The viewing will be a part of the negotiations, per the Native American Graves Protection and Repatriation (NAGPRA). *10 for, 0 opposed, 2 absent.*
- #1491-2010-12 **(Prepared Resolution)** Approve the available Meth Initiative funding will be distributed between the SAVTP P.L. 93-638 Contract and the IDEA P.L. 93-638 Grant budget as submitted. *10 for, 0 opposed, 2 absent.*
- #1491A-2010-12 Approve payment of Sonosky legal bills in the amount of \$79,386.08 and authorize Chairman to write letter to all programs directing use of in-house legal counsel.

NEW BUSINESS

- #1492-2010-12 Approve of the Resolution Log. *10 for, 0 opposed, 2 absent.*

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 13th day of December, 2010 and that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 10 for.


Chairman/Vice Chairman
Fort Peck Tribal Executive Board


Secretary Accountant