

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

**REGULAR SESSION COUNCIL MEETING**

**MINUTES**

August 16, 2010

**CALL TO ORDER:** President Spang called the meeting to order at 9:30 a.m.

**INVOCATION:** Alec Sandcrane

**ROLL CALL:**

	PRESENT	ABSENT	EXCUSED
Jule Spang, Sr.	X		
R.D. Bailey		X	Travel
George Scalpcane		X	
Tracy Robinson	X		
Allen Fisher	X		
Alec Sandcrane	X		
L. Jace Killsback	X		
Dan Carlson	X		Arr. 10:32 a.m.
Jennie LaFranier	X		
Judith Spang	X		
Vice President Fox	X		
President Spang	X		

Quorum Established

**AGENDA ADDITION-LAW & ORDER CODE (JUVENILE).** Motion made by George Scalpcane. Second by Alec Sandcrane.

**ROLL CALL VOTE:**

	YES	NO	ABSTAIN
Jule Spang, Sr.	X		
R.D. Bailey			
George Scalpcane	X		
Tracy Robinson	X		
Allen Fisher	X		
Alec Sandcrane	X		
L. Jace Killsback		X	
Dan Carlson			
Jennie LaFranier		X	
Judith Spang		X	
Vice President Fox	X		

6 votes Yes	3 votes No	0 Abstentions	Motion Carried
-------------	------------	---------------	----------------

Jennie LaFranier-If we're amending our law and order code my vote is no. With something of this magnitude, I would like to see more information on it.

Alec Sandcrane-We've had a lot of cars vandalized. Since this group has been incarcerated, a lot of this has stopped.

Jennie LaFranier-Wasn't there a grant to work on this juvenile code? We need to let the people know when there's a new law passed.

Vice President Fox-We as the governing body scheduled a committee to work on this. I would like to have Prosecution and a Judge up here.

**AGENDA ADDITION-NCTHA BOARD APPOINTMENT-BIRNEY.** Motion made by Alec Sandcrane. Second by George Scalpcane.

**ROLL CALL VOTE:**

	YES	NO	ABSTAIN
Jule Spang, Sr.	X		
R.D. Bailey			
George Scalpcane	X		
Tracy Robinson	X		
Allen Fisher	X		
Alec Sandcrane	X		
L. Jace Killsback	X		
Dan Carlson			
Jennie LaFranier	X		
Judith Spang	X		
Vice President Fox	X		

**9 votes Yes      0 votes No      0 Abstentions      Motion Carried**

**AGENDA ADDITION-NCTHA BOARD APPOINTMENT-ASHLAND.** Motion made by Tracy Robinson. Second by Alec Sandcrane.

**ROLL CALL VOTE:**

	YES	NO	ABSTAIN
Jule Spang, Sr.	X		
R.D. Bailey			
George Scalpcane	X		
Tracy Robinson	X		
Allen Fisher	X		
Alec Sandcrane	X		
L. Jace Killsback	X		
Dan Carlson			
Jennie LaFranier	X		
Judith Spang	X		
Vice President Fox	X		

**9 votes Yes      0 votes No      0 Abstentions      Motion Carried**

**Motion made by Allen Fisher to recess out of Council Meeting for Permanent Fund Board Meeting @ 9:55 a.m. Second by Tracy Robinson.**

**ROLL CALL:**

	<b>PRESENT</b>	<b>ABSENT</b>	<b>EXCUSED</b>
<b>Jule Spang, Sr.</b>	<b>X</b>		
<b>R.D. Bailey</b>			
<b>George Scalpcane</b>			
<b>Tracy Robinson</b>	<b>X</b>		
<b>Allen Fisher</b>	<b>X</b>		
<b>Alec Sandcrane</b>	<b>X</b>		
<b>L. Jace Killsback</b>	<b>X</b>		
<b>Dan Carlson</b>			
<b>Jenny LaFranier</b>	<b>X</b>		
<b>Judith Spang</b>	<b>X</b>		
<b>Vice President Fox</b>	<b>X</b>		
<b>President Spang</b>	<b>X</b>		

Quorum Established.

**PERMANENT FUND UPDATE-Paul McKean**

Paul McKean-The last time we met was in April. Economy was improving. We will see a double dip recession. Our view is that the economy will continue to grow but at a modest rate. There will be periods of regular growth that is still weighing on the economy. The inflation earlier this year was negative and relatively low. We do not expect the housing market to increase any time soon. Our view, has not changed, we're in modest growth. We think things will grow slowly. As of June 30<sup>th</sup>, we are recommending that we move a little money from cash, into equities.

Allen Fisher-Why are we only taking \$600,000?

Paul McKean-There's still a lot of uncertainty, we don't want to go too far, or be too aggressive. There are still uncertainties. The bond prices go down when interest rates go up.

Tracy Robinson-What's your prediction? When do you think we have more?

Paul McKean-The economy here is doing better than across the world. There are some other countries that are weaker countries, and experiencing some significant issues.

**RESOLUTION AUTHORIZING THE APPROVED REBALANCING ACTIONS OF THE PERMANENT FUND BOARD.**

Increase US Large-Cap Equities by	\$400,00.00
Increase US Small/Mid-Cap Equities by	\$200,00.00
Decrease Cash by	(\$600,00.00)

**ROLL CALL VOTE:**

	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>
<b>Jule Spang, Sr.</b>	<b>X</b>		
<b>R.D. Bailey</b>			
<b>George Scalpcane</b>	<b>X</b>		
<b>Tracy Robinson</b>	<b>X</b>		
<b>Allen Fisher</b>	<b>X</b>		
<b>Alec Sandcrane</b>	<b>X</b>		
<b>L. Jace Killsback</b>			
<b>Dan Carlson</b>			
<b>Jennie LaFranier</b>	<b>X</b>		
<b>Judith Spang</b>	<b>X</b>		
<b>Vice President Fox</b>	<b>X</b>		

<b>8 votes Yes</b>	<b>0 votes No</b>	<b>0 Abstentions</b>	<b>Motion Carried</b>
--------------------	-------------------	----------------------	-----------------------

**Motion made by Allen Fisher to adjourn Permanent Fund for Council Meeting.  
Second by Alec Sandcrane.**

**Exit Permanent Fund Board Meeting @ 10:13 a.m.**

**ROLL CALL:**

	<b>PRESENT</b>	<b>ABSENT</b>	<b>EXCUSED</b>
<b>Jule Spang, Sr.</b>	<b>X</b>		
<b>R.D. Bailey</b>		<b>X</b>	
<b>George Scalpcane</b>	<b>X</b>		
<b>Tracy Robinson</b>	<b>X</b>		
<b>Allen Fisher</b>	<b>X</b>		
<b>Alec Sandcrane</b>	<b>X</b>		
<b>L. Jace Killsback</b>	<b>X</b>		
<b>Dan Carlson</b>	<b>X</b>		
<b>Jenny LaFranier</b>	<b>X</b>		
<b>Judith Spang</b>	<b>X</b>		
<b>Vice President Fox</b>	<b>X</b>		
<b>President Spang</b>	<b>X</b>		

Quorum Established

**BILLINGS CLINIC CANCER CENTER PRESENTATION**

Discussion followed.

Jace Killsback-Tribal leaders are currently dealing with Universities for data.

Jennie LaFranier-Thank you for your presentation.

Judith Spang-Thank you for your presentation. I just want to say that cancer affects a lot of our families here and we appreciate the services that you provide.

Tracy Robinson-Thank you for coming and sharing this with us. My family has been hit hard by cancer. A lot of our people don't get referred because of the cost of the tests.

**RESOLUTION SUPPORTING BILLINGS CLINIC CANCER CENTER AND NATIONAL CANCER INSTITUTE (NCI) COMMUNITY CANCER CENTERS PROGRAM (NCCCP) PROJECTS THAT INVOLVE THE NORTHERN CHEYENNE TRIBE AND COMMUNITY.**

**ROLL CALL VOTE:**

	YES	NO	ABSTAIN
Jule Spang, Sr.	X		
R.D. Bailey			
George Scalpcane	X		
Tracy Robinson	X		
Allen Fisher	X		
Alec Sandcrane	X		
L. Jace Killsback	X		
Dan Carlson	X		
Jennie LaFranier	X		
Judith Spang	X		
Vice President Fox	X		

**10 votes Yes      0 votes No      0 Abstentions      Motion Carried**

**Break @ 10:49 a.m.**

**Reconvene @ 11:21 a.m.**

**RESOLUTION APPROVING THE PROPOSED ANNUAL FUNDING AGREEMENT BETWEEN THE NORTHERN CHEYENNE TRIBE AND THE BILLINGS AREA INDIAN HEALTH SERVICE, EFFECTIVE OCTOBER 1, 2010, FOR TRIBAL HEALTH PROGRAM SERVICES PER P.L. 93-638 MODEL CONTRACTING. Motion made by L. Jace Killsback. Second by Tracy Robinson.**

**ROLL CALL VOTE:**

	YES	NO	ABSTAIN
Jule Spang, Sr.	X		
R.D. Bailey			
George Scalpcane	X		
Tracy Robinson	X		
Allen Fisher	X		
Alec Sandcrane	X		
L. Jace Killsback	X		
Dan Carlson	X		
Jennie LaFranier	X		
Judith Spang	X		
Vice President Fox	X		

**10 votes Yes      0 votes No      0 Abstentions      Motion Carried**

**RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE INDIAN LAND TENURE FOUNDATION FOR A LAND ACQUISITION/ ECONOMIC DEVELOPMENT PROJECT.** Motion made by L. Jace Killsback. Second by Tracy Robinson.

**ROLL CALL VOTE:**

	YES	NO	ABSTAIN
<b>Jule Spang, Sr.</b>	X		
<b>R.D. Bailey</b>			
<b>George Scalpcane</b>	X		
<b>Tracy Robinson</b>	X		
<b>Allen Fisher</b>	X		
<b>Alec Sandcrane</b>	X		
<b>L. Jace Killsback</b>	X		
<b>Dan Carlson</b>	X		
<b>Jennie LaFranier</b>	X		
<b>Judith Spang</b>	X		
<b>Vice President Fox</b>	X		

**10 votes Yes      0 votes No      0 Abstentions      Motion Carried**

**A RESOLUTION OF THE NORTHERN CHEYENNE TRIBAL COUNCIL CONCURRING WITH THE NOMINATIONS OF COMMUNITY MEMBERS TO SERVE ON THE PARENTING PROJECT ADVISORY GROUP.**

**ROLL CALL VOTE:**

	YES	NO	ABSTAIN
<b>Jule Spang, Sr.</b>	X		
<b>R.D. Bailey</b>			
<b>George Scalpcane</b>	X		
<b>Tracy Robinson</b>	X		
<b>Allen Fisher</b>	X		
<b>Alec Sandcrane</b>	X		
<b>L. Jace Killsback</b>	X		
<b>Dan Carlson</b>	X		
<b>Jennie LaFranier</b>	X		
<b>Judith Spang</b>	X		
<b>Vice President Fox</b>	X		

**10 votes Yes      0 votes No      0 Abstentions      Motion Carried**

George Scalpcane-I have a revision for the Juvenile Law & Order Code.

L. Jace Killsback-Can we get some background on this?

George Scalpcane-The police come up every Monday to give us an update. We had a meeting with Lame Deer School and law enforcement to talk about the schools dealing with truancy.

L. Jace Killsback-At this meeting, did Lame Deer School submit data or evidence of truancy? I'm trying to get my train of thought on how we're amending an ordinance here. What are the ramifications for that? What efforts are we taking to address these as a whole.

Calvin Wilson, Chief Prosecutor-What happened was, when I was a judge before, we did curfews and truancy. Some of the first cases I had when I started here again were truancy and juvenile things. There was reluctance from Lame Deer high school to provide witnesses. We need to get a system in place.

Amanda Speelman-I don't think punishing the parent is going to make things change. Responsibility... we are beginning to have a society of criminals. I want our kids to be productive citizens.

Judith Spang-In the juvenile code, there's three categories that are within our juvenile code. I agree there's a problem. The time/effort to change the code needs to understand the three categories of juveniles.

Calvin Wilson-I recommended policies, I have to have a witness. We were trying to address more things, so as a Prosecutor, I have more Class B offenses. We need something to give us more teeth for adults and kids.

Jennie LaFranier-How were you planning to let the general public know about this change?

**MOTION MADE BY GEORGE SCALPCANE TO AMEND THE JUVENILE CODE. NO SECOND. MOTION DIED.**

**MOTION MADE BY ALEC SANDCRANE CONCURRING WITH THE TRIBAL PRESIDENT'S RECOMMENDATION FOR MARK WANDERING MEDICINE TO SERVE AS THE BIRNEY DISTRICT REPRESENTATIVE FOR THE NORTHERN CHEYENNE TRIBAL HOUSING AUTHORITY BOARD OF COMMISSIONERS. SECOND BY GEORGE SCALPCANE.**

**ROLL CALL VOTE:**

	YES	NO	ABSTAIN
<b>Jule Spang, Sr.</b>	X		
<b>R.D. Bailey</b>			
<b>George Scalpcane</b>	X		
<b>Tracy Robinson</b>		X	
<b>Allen Fisher</b>		X	
<b>Alec Sandcrane</b>	X		
<b>L. Jace Killsback</b>			
<b>Dan Carlson</b>		X	
<b>Jennie LaFranier</b>		X	
<b>Judith Spang</b>		X	
<b>Vice President Fox</b>		X	

**3 votes Yes      6 votes No      0 Abstentions      Motion Failed**

**RESOLUTION OF THE NORTHERN CHEYENNE TRIBAL COUNCIL CONFIRMING THE RE-APPOINTMENT OF MONTE HAUGEN, NORTHERN CHEYENNE TRIBAL HOUSING AUTHORITY BOARD OF COMMISSIONERS, ASHLAND DISTRICT REPRESENTATIVE, TO ANOTHER FOUR (4) YEAR TERM AS A BOARD MEMBER.** Motion made by Allen Fisher. Second by Jennie LaFranier.

**ROLL CALL VOTE:**

	YES	NO	ABSTAIN
<b>Jule Spang, Sr.</b>		X	
<b>R.D. Bailey</b>			
<b>George Scalpcane</b>		X	
<b>Tracy Robinson</b>	X		
<b>Allen Fisher</b>	X		
<b>Alec Sandcrane</b>		X	
<b>L. Jace Killsback</b>			
<b>Dan Carlson</b>			X
<b>Jennie LaFranier</b>	X		
<b>Judith Spang</b>	X		
<b>Vice President Fox</b>	X		

**5 votes Yes      3 votes No      1 Abstention      Motion Carried**

**\*Resolution disapproved by President Spang**

**ARCH COAL PRESENTATION-General Operating Plans**  
Discussion followed.

**ADJOURNMENT OF MEETING.** Motion made by Allen Fisher. Second by Judith Spang.

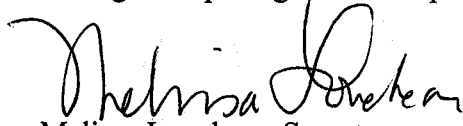
**ROLL CALL VOTE:**

	YES	NO	ABSTAIN
<b>Jule Spang, Sr.</b>	X		
<b>R.D. Bailey</b>			
<b>George Scalpcane</b>	X		
<b>Tracy Robinson</b>	X		
<b>Allen Fisher</b>	X		
<b>Alec Sandcrane</b>	X		
<b>L. Jace Killsback</b>			
<b>Dan Carlson</b>			
<b>Jennie LaFranier</b>	X		
<b>Judith Spang</b>	X		
<b>Vice President Fox</b>	X		

**8 votes Yes      0 votes No      0 Abstentions      Motion Carried**

**Meeting Adjourned at 1:33 p.m.**

**PASSED, ADOPTED, AND APPROVED** by the Northern Cheyenne Tribal Council by 10 votes for passage and adoption, 0 votes against passage and adoption, and 0 abstentions this 18<sup>th</sup> day of April 2011.



Melissa Lonebear, Secretary  
Northern Cheyenne Tribe