

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

**REGULAR SESSION COUNCIL MEETING  
MINUTES**

December 20, 2010

**CALL TO ORDER:** President Spang called the meeting to order at 9:43 a.m.

**INVOCATION:** Alec Sandcrane

**ROLL CALL:**

|                        | PRESENT | ABSENT | EXCUSED        |
|------------------------|---------|--------|----------------|
| George Scalpaine       | X       |        |                |
| R.D. Bailey            | X       |        |                |
| Tracy Robinson         | X       |        |                |
| Vernon Small           | X       |        |                |
| Alec Sandcrane         | X       |        |                |
| Jule Spang, Sr.        | X       |        |                |
| L. Jace Killsback      | X       |        | Arr. 9:56 a.m. |
| Donna Fisher           | X       |        |                |
| Jennie Small LaFranier | X       |        |                |
| Marlene Redneck        | X       |        |                |
| Vice President Fox     | X       |        | Arr. 9:58 a.m. |
| President Spang        |         |        |                |

Quorum Established

**AGENDA ADDITION: AMENDMENT TO 65 CONTRACT ROADS MAINTENANCE AND CONSTRUCTION.** Motion made by George Scalpaine. Second by R.D. Bailey.

**ROLL CALL VOTE:**

|                        | YES | NO | ABSTAIN |
|------------------------|-----|----|---------|
| George Scalpaine       | X   |    |         |
| R.D. Bailey            | X   |    |         |
| Tracy Robinson         | X   |    |         |
| Vernon Small           | X   |    |         |
| Alec Sandcrane         | X   |    |         |
| Jule Spang, Sr.        | X   |    |         |
| L. Jace Killsback      |     |    |         |
| Donna Fisher           | X   |    |         |
| Jennie Small LaFranier | X   |    |         |
| Marlene Redneck        | X   |    |         |
| Vice President Fox     | X   |    |         |

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

**AGENDA ADDITION-DMED REQUEST FOR TECHNICAL ASSISTANCE.** Motion made by Alec Sandcrane. Second by Tracy Robinson.

**ROLL CALL VOTE:**

|                               | <b>YES</b> | <b>NO</b> | <b>ABSTAIN</b> |
|-------------------------------|------------|-----------|----------------|
| <b>George Scalpcane</b>       | <b>X</b>   |           |                |
| <b>R.D. Bailey</b>            | <b>X</b>   |           |                |
| <b>Tracy Robinson</b>         | <b>X</b>   |           |                |
| <b>Vernon Small</b>           | <b>X</b>   |           |                |
| <b>Alec Sandcrane</b>         | <b>X</b>   |           |                |
| <b>Jule Spang, Sr.</b>        | <b>X</b>   |           |                |
| <b>L. Jace Killsback</b>      |            |           |                |
| <b>Donna Fisher</b>           | <b>X</b>   |           |                |
| <b>Jennie Small LaFranier</b> | <b>X</b>   |           |                |
| <b>Marlene Redneck</b>        | <b>X</b>   |           |                |
| <b>Vice President Fox</b>     |            |           |                |

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

**RESOLUTION OF THE NORTHERN CHEYENNE TRIBAL COUNCIL AS THE PERMANENT FUND BOARD AUTHORIZING AND APPROVING THE ATTACHED PLAN FOR A CONSTANT PROPORTION PORTFOLIO INSURANCE (CPPI) PROGRAM.** Motion made by Alec Sandcrane. Second by Donna Fisher.

**ROLL CALL VOTE:**

|                               | <b>YES</b> | <b>NO</b> | <b>ABSTAIN</b> |
|-------------------------------|------------|-----------|----------------|
| <b>George Scalpcane</b>       | <b>X</b>   |           |                |
| <b>R.D. Bailey</b>            | <b>X</b>   |           |                |
| <b>Tracy Robinson</b>         |            |           |                |
| <b>Vernon Small</b>           | <b>X</b>   |           |                |
| <b>Alec Sandcrane</b>         | <b>X</b>   |           |                |
| <b>Jule Spang, Sr.</b>        | <b>X</b>   |           |                |
| <b>L. Jace Killsback</b>      | <b>X</b>   |           |                |
| <b>Donna Fisher</b>           | <b>X</b>   |           |                |
| <b>Jennie Small LaFranier</b> | <b>X</b>   |           |                |
| <b>Marlene Redneck</b>        | <b>X</b>   |           |                |
| <b>Vice President Fox</b>     |            |           |                |

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

**Holiday List**

R.D. Bailey-I would recommend June 30, July 1-4 for the 4<sup>th</sup> of July Holiday.

L. Jace Killsback-We don't have benefits to offer our people. Our Holiday list is like a benefit, because we don't have many incentives to offer. The other thing with the holiday list is the education part of it. The reason why we take off Sand Creek Massacre, these are important parts of our history.

Joe Fox, Jr.-This needs to be taught not only our schools, but there is a lot of employees that don't understand and we should explain to them why the Hollowbreast case is important to us.

**RESOLUTION APPROVING THE HOLIDAY LIST FOR THE PERIOD OF JANUARY 1, 2011 THROUGH DECEMBER 31, 2011.** Motion made by Tracy Robinson. Second by Jennie LaFranier.

**ROLL CALL VOTE:**

|                        | YES | NO | ABSTAIN |
|------------------------|-----|----|---------|
| George Scalpcane       | X   |    |         |
| R.D. Bailey            | X   |    |         |
| Tracy Robinson         | X   |    |         |
| Vernon Small           | X   |    |         |
| Alec Sandcrane         | X   |    |         |
| Jule Spang, Sr.        | X   |    |         |
| L. Jace Killsback      | X   |    |         |
| Donna Fisher           | X   |    |         |
| Jennie Small LaFranier | X   |    |         |
| Marlene Redneck        | X   |    |         |
| Vice President Fox     | X   |    |         |

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

**R.D. Bailey-Request Executive Session 10:21 a.m.**  
**Exit out of Executive Session 10:36 a.m.**

**Break @ 10:47 a.m.**  
**Reconvene @ 11:06 a.m.**

**AGENDA ADDITION-OST SIGNATORIES.** Motion made by Tracy Robinson. Second by R.D. Bailey.

**ROLL CALL VOTE:**

|                        | YES | NO | ABSTAIN |
|------------------------|-----|----|---------|
| George Scalpcane       | X   |    |         |
| R.D. Bailey            | X   |    |         |
| Tracy Robinson         | X   |    |         |
| Vernon Small           | X   |    |         |
| Alec Sandcrane         | X   |    |         |
| Jule Spang, Sr.        | X   |    |         |
| L. Jace Killsback      | X   |    |         |
| Donna Fisher           | X   |    |         |
| Jennie Small LaFranier | X   |    |         |

|                           |          |  |  |
|---------------------------|----------|--|--|
| <b>Marlene Redneck</b>    | <b>X</b> |  |  |
| <b>Vice President Fox</b> | <b>X</b> |  |  |

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

**RESOLUTION AUTHORIZING NCUC TO OPEN SEPARATE BANK ACCOUNTS REFERENCING USDA RURAL DEVELOPMENT GRANT/LOAN PACKAGE AWARDED OR AUTHORIZED FOR NCUC.** Motion made by Alec Sandcrane. Second by Joe Fox, Jr.

**ROLL CALL VOTE:**

|                               | <b>YES</b> | <b>NO</b> | <b>ABSTAIN</b> |
|-------------------------------|------------|-----------|----------------|
| <b>George Scalpcane</b>       | <b>X</b>   |           |                |
| <b>R.D. Bailey</b>            | <b>X</b>   |           |                |
| <b>Tracy Robinson</b>         |            |           |                |
| <b>Vernon Small</b>           | <b>X</b>   |           |                |
| <b>Alec Sandcrane</b>         | <b>X</b>   |           |                |
| <b>Jule Spang, Sr.</b>        | <b>X</b>   |           |                |
| <b>L. Jace Killsback</b>      | <b>X</b>   |           |                |
| <b>Donna Fisher</b>           | <b>X</b>   |           |                |
| <b>Jennie Small LaFranier</b> | <b>X</b>   |           |                |
| <b>Marlene Redneck</b>        | <b>X</b>   |           |                |
| <b>Vice President Fox</b>     | <b>X</b>   |           |                |

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

George Scalpcane-This is a resolution of intent. We can still back away from it and it carries a 90 day time period as we negotiate. We had a meeting at the Casino conference room. I met with Transportation Friday morning. This is to get the 90 day time clock rolling.

L. Jace Killsback-Let me reiterate, it will give the Tribe a little more teeth in gaining information from the bureau. It gives us a period to negotiate. We did bring up other resolutions. Our Tribe, including administration has a lot of work to do with our programs. The biggest reasons for failure is that they've been mismanaged not managed right. The Tribal members employed by BIA want to have that standard that the federal jobs are providing.

Donna Fisher-Where's the letter of intent?

Jennie LaFranier-We want to review, and if it's feasible to take over. The resolution needs to say that. You're saying it's only for 90 days, it's not in here.

L. Jace Killsback-After the 90 day period, we're able to say what we're going to do. The main thing, the President supports this, he's asking for support on the intent.

Marlene Redneck-The resolution is to send a letter of intent to contract. According to the law they can give you technical assistance to develop a proposal. Where does the 90 day timeframe come from?

George Scalpcane-That was the information from the meeting.

Marlene Redneck-There is no time frame, we have all the time to submit a proposal. They have 90 days to award or decline it.

Jennie-We should be allowed all the information.

George-They've given us all we've requested so far.

**RESOLUTION AUTHORIZING THE NORTHERN CHEYENNE TRIBE'S INTENT TO ENTER INTO A P.L. 93-638 SELF DETERMINATION CONTRACT WITH THE UNITED STATES GOVERNMENT TO ADMINISTER THE ROAD MAINTENANCE AND IRR PROGRAMS ON THE NORTHERN CHEYENNE INDIAN RESERVATION FOR FY2011 AND SUBSEQUENT YEARS.** Motion made by George Scalpcane. Second by L. Jace Killsback.

**ROLL CALL VOTE:**

|                        | YES | NO | ABSTAIN |
|------------------------|-----|----|---------|
| George Scalpcane       | X   |    |         |
| R.D. Bailey            | X   |    |         |
| Tracy Robinson         |     |    |         |
| Vernon Small           |     | X  |         |
| Alec Sandcrane         | X   |    |         |
| Jule Spang, Sr.        | X   |    |         |
| L. Jace Killsback      | X   |    |         |
| Donna Fisher           |     | X  |         |
| Jennie Small LaFranier |     | X  |         |
| Marlene Redneck        | X   |    |         |
| Vice President Fox     | X   |    |         |

|                    |                   |                      |                       |
|--------------------|-------------------|----------------------|-----------------------|
| <b>7 votes Yes</b> | <b>3 votes No</b> | <b>0 Abstentions</b> | <b>Motion Carried</b> |
|--------------------|-------------------|----------------------|-----------------------|

**RESOLUTION AUTHORIZING TRIBAL OFFICIALS TO ACT ON BEHALF OF THE TRIBE IN CONDUCTING BUSINESS WITH THE OFFICE OF SPECIAL TRUSTEE.** Motion made by R.D. Bailey. Second by Vernon Small.

**ROLL CALL VOTE:**

|                        | YES | NO | ABSTAIN |
|------------------------|-----|----|---------|
| George Scalpcane       | X   |    |         |
| R.D. Bailey            | X   |    |         |
| Tracy Robinson         |     |    |         |
| Vernon Small           | X   |    |         |
| Alec Sandcrane         | X   |    |         |
| Jule Spang, Sr.        | X   |    |         |
| L. Jace Killsback      | X   |    |         |
| Donna Fisher           | X   |    |         |
| Jennie Small LaFranier | X   |    |         |
| Marlene Redneck        | X   |    |         |

|                    |   |  |  |
|--------------------|---|--|--|
| Vice President Fox | X |  |  |
|--------------------|---|--|--|

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

**ADJOURNMENT OF MEETING.** Motion made by L. Jace Killsback. Second by George Scalpcane.

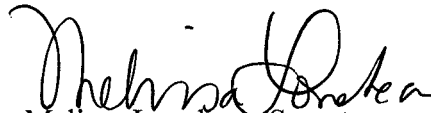
**ROLL CALL VOTE:**

|                        | YES | NO | ABSTAIN |
|------------------------|-----|----|---------|
| George Scalpcane       | X   |    |         |
| R.D. Bailey            | X   |    |         |
| Tracy Robinson         |     |    |         |
| Vernon Small           |     |    |         |
| Alec Sandcrane         | X   |    |         |
| Jule Spang, Sr.        | X   |    |         |
| L. Jace Killsback      | X   |    |         |
| Donna Fisher           | X   |    |         |
| Jennie Small LaFranier | X   |    |         |
| Marlene Redneck        | X   |    |         |
| Vice President Fox     | X   |    |         |

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

**Meeting Adjourned at 11:29 a.m.**

**PASSED, ADOPTED, AND APPROVED** by the Northern Cheyenne Tribal Council by 9 votes for passage and adoption, 0 votes against passage and adoption, and 1 abstention this 16<sup>th</sup> day of May 2011.

  
 Melissa Lonebear, Secretary  
 Northern Cheyenne Tribe