

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

MINUTES
February 5, 2007

Call to Order: President Little Coyote called the meeting to order at 9: 10 a.m.

Invocation: Larry Medicine Bull

Roll Call: Sharlene Evans, Secretary

1.	Charles Yellow Fox, Jr.	Present
2.	Matthew Two Moons, Sr.	Present
3.	Alfred Strange Owl, Jr.	Present
4.	Joe Fox, Jr.	Present
5.	Allen Fisher	Present
6.	Alberta Fisher	Present
7.	L. Jace Killsback	Present
8.	Dan Carlson	Present
9.	Jennie Lou LaFranier	Present
10.	Judith Spang	Present
11.	Rick Wolfname, V. Pres.	Present
12.	Eugene Little Coyote, Pres.	Presiding

Quorum: Yes. 11 present.

1. Minutes – January 8, 2007 - Sharlene Evans, Tribal Secretary:

Secretary Sharlene Evans presented minutes of January 8, 2007 to the Tribal Council for approval. Tribal Councilman Charles Yellow Fox, Jr. commented that the meeting was scheduled to continue on Thursday, January 11, 2007, but was moved to Friday, January 12, 2007 (by the Tribal President due to a meeting on Thursday that he attended), the lack of a quorum for Friday, January 12, 2007 should be a dead issue.

A motion made by Charles Yellow Fox, Jr. to approve the Tribal Council minutes of January 8, 2007. Seconded by Judith Spang. VOTE: 10-0-0. Motion carried.

2. Budgets - Wilma LaRance, Tribal Treasurer:

Treasurer LaRance presented the following budgets for Tribal Council approval. The budgets have been pre-approved by the Tribal Budget Finance Committee:

1. Fund 126D. Tribal Forestry. To budget for \$19,489.69 to do cultural surveys; 2. Fund 126E. Tribal Forestry/Noxious Weed. To budget for \$5,663.16 to contractual-weed spraying costs; 3. Fund 138C. Busby District approved their FY2007 budget in the amount of \$13,985.44; 4.

Fund 379. DHHS/Head Start. To revise the budget adjustments on line items to reflect what was actually awarded per a reduced funded enrollment level from 179 slots to 160 slots; 5. Fund 274. Drought Contingency Plan/Bureau of Reclamation (Natural Resources). To set a budget in the amount of \$50,000.00 for planning services for the development of a Drought Contingency Plan; 6. Fund 200A. Fire Protection/State of Montana. To set the budget at \$13,333.33 for equipment line items; 7. Fund 177. Elderly Program/CHSP Tribal Match. To budget for the match portion of the Elderly Program in the amount of \$10,000.00 which a majority goes for direct service/food costs; 8. Fund 507. Elderly Program/CHSP. To revise the budget at \$104,365.25 with no increase or decrease. The reflect budget line items change within the budget in salaries (temp. cook), fringe, office supplies, and Direct Service/food costs; 9. Fund 393. Discretionary-Child Care Program/ACF. To revise the budget from \$214,094.65 to \$107,047.33. This reflects the award amount for FY2007; 10. Fund 977. Carry Over Babyface/NCTS/BIA. To set budget on carry over monies from FY2006 on the Babyface program in the amount of \$24,654.18; 11. Fund 982. School Nutrition Program/NCTS/State of Montana. To revise the FY2007 budget to reflect actual monies per reimbursements from the State of Montana in the amount of \$48,657.93.

A motion made by Joe Fox, Jr. to approve the budget revisions to 11 budgets listed above. Seconded by Matthew Two Moons, Sr. VOTE: 10-0-0. Motion carried.

3. Enrollment - Wallace Bearchum:

Tabled.

5. 1. Cobell vs Kempthorne – Trust Fund Lawsuit – Majel Russell:

Majel Russell gave an update to the Tribal Council regarding the Cobell vs Kempthorne case and the claim that was filed on behalf of the Tribe. Ms. Russell gave a brief history on the Cobell Case; in 1996 the accounting firm Arthur Anderson Firm provided accounting reports to the Tribe; Tribes were given a deadline to file claims that the reports are not valid accountings on December 31, 1999 in the U.S. District Court for the District of Columbia in Washington, D.C.; and, that the U.S. Congress passed Public Law 107-153 which extended any applicable statute of limitations and effectively set the dealing for filing suit to December 2006. Ms. Russell informed the council that there will a joint meeting with all the tribes that filed, but she recommended that the Northern Cheyenne Tribe request to meet separately for their claim. The Tribe's Arthur Anderson Report will need to be reviewed.

Lunch recess @ 12:20 p.m.

Resume @ 1:00 p.m.

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| 1. | Charles Yellow Fox, Jr. | Present |
| 2. | Matthew Two Moons, Sr. | Present |
| 3. | Alfred Strange Owl, Jr. | Present |
| 4. | Joe Fox, Jr. | Present |
| 5. | Allen Fisher | Present |
| 6. | Alberta Fisher | Present |

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| 7. | L. Jace Killsback | Present |
| 8. | Dan Carlson | Present |
| 9. | Jennie Lou LaFranier | Present |
| 10. | Judith Spang | Present |
| 11. | Rick Wolfname, V. Pres. | Present |
| 12. | Eugene Little Coyote, Pres. | Presiding |

Quorum: Yes. 11 present.

4. PP&L Montana Consent Decree and Agreement - William Walksalong:

Jay Littlewolf and Dave Milligan, Natural Resources presented a resolution to approve the PP&L Montana Consent Decree and Agreement.

A motion made by Joe Fox, Jr. to approve the PP&L Consent Decree and Agreement. Seconded by L. Jace Killsback. VOTE: 11-0-0. Motion carried.

5. L. Jace Killsback:

2. U.N. Declaration of Indigenous Human Rights: L. Jace Killsback presented a resolution for adoption to support the Declaration on the Rights of Indigenous Peoples and requesting that the United Nations adopt the "Declaration". Jace informed the council that there will be a training session scheduled with Lucy Simpson.

A motion made by Matthew Two Moons, Sr. to approve a resolution supporting the Declaration on the Rights of Indigenous Peoples and requesting the United Nations to adopt the same Declaration on the Rights of Indigenous Peoples. Seconded by Alfred Strangeowl, Jr. VOTE: 11-0-0. Motion carried.

3. Bear Butte Amicus Brief Approval: Tribal Councilman L. Jace Killsback presented a resolution to the council for adoption in support of an Amicus Brief to be filed by the Tribal Attorney to support the citizens of Meade County, South Dakota, seeking a referendum vote for the authorization of a liquor license within the vicinity of Bear Butte.

A motion made by Alberta Fisher to authorize the Tribal Attorney to submit an Amicus Brief in support of Meade County, South Dakota to seek a referendum vote regarding the authorization of a liquor license within the vicinity of Bear Butte. Seconded by Dan Carlson. VOTE: 11-0-0. Motion carried.

4. Support of zoning ordinance protecting Bear Butte: L. Jace Killsback presented a resolution for approval to support the passage of House Bill No. 1227 of the 82nd Session Legislative Assembly of the State of South Dakota.

A motion made by Alberta Fisher to adopt a resolution supporting House Bill No. 1227 of the 82nd Session Legislative Assembly of South Dakota. Seconded by Allen Fisher. VOTE: 11-0-0. Motion carried.

A motion made by Joe Fox, Jr. to adopt a resolution supporting Salish Kootenai Bison Range negotiations. Seconded by Alberta Fisher. VOTE: 11-0-0. Motion carried.

6. VAWA (Violence Against Women Act) Grant to encourage arrest - Glenn Littlebird:

Glenn Littlebird, Chief Prosecutor presented a resolution for adoption to support an application for a grant for the Encourage Arrest Policies and Enforcement of Protection Orders to benefit the Northern Cheyenne Community focusing on domestic violence.

A motion made by Joe Fox, Jr. to adopt a resolution authorizing the submission of an application for a grant for the Encourage Arrest Policies to the Office on Violence Against Women in Washington, D.C. Seconded by Alberta Fisher. VOTE: 10-0-0. Motion carried.

Mr. Littlebird presented a seconded resolution for adoption to support the submission of an application for a Rural Domestic Violence, Dating Violence, Sexual Assault, Stalking, and Child Abuse Enforcement Assistance Program with the Office on Violence Against Women in Washington, D.C. Seconded by Joe Fox, Jr. VOTE: 11-0-0. Motion carried.

A motion made by Alberta Fisher to adopt the resolution supporting an application for a Rural Domestic Violence, Dating Violence, Sexual Assault, Stalking, and Child Abuse Enforcement Assistant Program with the Office on Violence Against Women in Washington, D.C. Seconded by Joe Fox, Jr. VOTE: 11-0-0. Motion carried.

7. War on Meth Coalition DOJ Grant Application - Terry Beartusk:

A resolution presented for approval to support the submission of an application for funding from the U.S. Department of Justice to continue funding for the Northern Cheyenne Tribal Health War on Meth.

A motion made by Allen Fisher to adopt a resolution authorizing the application for funding from the U.S. Department of Justice to continue funding for the Northern Cheyenne Tribal Health War on Meth Community Coalition. Seconded by Vice President Rick Wolfname. VOTE: 9 yes, 1 no (Alberta Fisher), no abstentions. Motion carried.

8. Gaming Documents - President Little Coyote:

1. Compact Renewal for Charging Horse Casino: President Little Coyote presented a resolution for tribal council approval the extension of agreement between the Northern Cheyenne Tribe and the State of Montana on Class III Gaming, with the incorporated amendments.

A motion made by Charles Yellow Fox, Jr. to adopt the resolution approving the extension of the agreement between the Northern Cheyenne Tribe and State of Montana concerning Class III Gaming along with incorporated amendments. Seconded by Alberta Fisher. VOTE: 11-0-0. Motion carried.

2. Cross Deputization Agreement: A resolution to approve the Cooperative Agreement providing for Cross Deputization of Law Enforcement Officers of the Northern Cheyenne Tribe and Big Horn County and for funding for Law Enforcement by Big Horn County on the Tongue River Reservoir Trust Lands.

A motion made by Alberta Fisher to adopt a resolution approving a Cooperative Agreement to provide for Cross-Deputization of Northern Cheyenne Law Enforcement Officers and the Big Horn County, and funding for Law Enforcement by Big Horn County on the Tongue River Reservoir Trust Lands. Seconded by Alfred Strange Owl, Jr. VOTE: 10-0-0. Motion carried.

3. Emergency Services Agreement: A resolution to approve the Master Mutual Aid Agreement with entities and agencies of Sheridan County, Wyoming, and if necessary with Big Horn County, Montana and allowing the Northern Cheyenne Tribe to become a beneficiary party to the agreement.

A motion made by Alberta Fisher to adopt a resolution approving the Master Mutual Aid Agreement among the entities and agencies of Sheridan County, Wyoming, and if necessary Big Horn County, Montana allowing the Northern Tribe to become a beneficiary in the agreement. Seconded by Charles Yellow Fox, Jr. VOTE: 10-0-0. Motion carried.

4. Board of Regents Amendments read through: President Little Coyote presented a "Summary of Amendments" document for amendments to the Board of Regents Ordinance, for the Tribal Council to review and make their recommendations at a later date. There was a motion made by Tribal Council members Jennie Lou LaFranier to rescind the ordinance in its entirety and seconded by Vice President Wolfname. The motion was not recognized by the Tribal President. President Little Coyote tabled the Board of Regent Amendments read through.

5. Resolution seeking federal appropriations for education: A resolution to formally request for Federal Appropriations from the Department of Education to address the failing Annual Yearly Progress (AYP) Report for Northern Cheyenne Reservation Schools.

A motion made by L. Jace Killsback to adopt a resolution authorizing a formal request for Federal appropriations from the Department of Education to address the failing Annual Yearly Progress (AYP) Report for the Northern Cheyenne Reservation Schools, and that the Northern Cheyenne Tribal Schools-Busby will be prioritized among other existing tribal education programs. Seconded by Alberta Fisher. VOTE: 8 yes, 2 no (Matthew Two Moons, Sr., Judith Spang), 1 abstention (Vice President Rick Wolfname). Motion carried.

6. Virtual Pharmacy business proposal: Referred to the EDA Committee.

Executive Session @ 4:35 p.m.
Exit Executive Session @ 4:45 p.m.

7. Community based Coal Development Task Force: No action taken.

9. Payment during suspension issue - Maria Russell-Big Fire:

Executive Session @ 6:35 p.m.

Exit Executive Session @ 7:00 p.m.

A motion made by Vice President Rick Wolfname to approve and authorize payment to Maria Russell Big Fire during her suspension. Seconded by Allen Fisher. VOTE: 10 yes, 1 no (L. Jace Killsback), no abstentions. Motion carried.

Closing Prayer: Allen Fisher

Adjournment: 7:05 p.m.

Shalene Evans

Approved by the Northern Cheyenne Tribal Council by 8 votes for approval and 0 votes against approval on the 21st day of February 2007.