

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

REGULAR SESSION COUNCIL MEETING

MINUTES

March 3, 2008

CALL TO ORDER: President Wolfname called the meeting to order at 10:05 a.m.

INVOCATION: Nelson Tallbull

ROLL CALL:

Judith Spang	Present	
Jenny LaFranier	Present	
Dan Carlson	Present	
L. Jace KILLSBACK	Present	arrived 10:15 pm
Alberta Fisher	Present	
Allen Fisher	Present	
Joe Fox, Jr.	Absent	excused
Alfred Strange Owl, Jr.	Present	
Matthey Two Moons, Sr.	Present	
Charles Yellow Fox, Jr.	Present	
Rick Wolfname-Interim President	Presiding	

Quorum Established

President Wolfname- Are there any announcements or additions to the agenda?

Jenny LaFranier- I met with John & Mervin Lei regarding PPL. There is a meeting on the agreement on March 6th at Colstrip beginning 11 a.m. They recommended we listen and get an update. They want support for Native Americans that are employed at PPL.

President Wolfname- The D HOC Board will be going to Rapid City – and will be back Friday.

President Wolfname- Are there add ons or deletions to the agenda?

Dan Carlson- There are certain procedures that haven't been followed. With the building that is going up by police department, I have questions on the authorization.

AGENDA ADDITION - ENVIRONMENTAL ASSESMENT OF LAND LOCATED BY POLICE DEPARTMENT. Motion made by Dan Carlson. Second by Alfred Strange Owl, Jr.

**ROLL CALL
VOTE:**

	YES	NO	ABSTAIN
Judith Spang	X		
Jenny LaFranier	X		
Dan Carlson	X		
L. Jace Killsback			
Alberta Fisher	X		
Allen Fisher	X		
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

8 votes Yes	0 votes No	0 Abstentions	Motion Carried
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Charles Yellowfox, Jr.- When we discussed the election process we were running around looking for someone to do the Secretary work. Others declined, had other jobs. Is the job going to be advertised? She was hired to complete the election the way I understand.

Jenny LaFranier-I would like to say to continue the appointment up till election.

Charles Yellowfox, Jr.- It's up to Council.

Jenny LaFranier – Before I vote, I recommend amending the resolution appointing Melissa and extending her appointment to the end of the fiscal year

Charles Yellowfox, Jr.-Yes or no vote

Alberta Fisher-What's the issue?

Charles Yellowfox, Jr.-The election, election come and gone that's the way I understand. We hired her because she had knowledge, and the others we asked declined.

AGENDA ADDITION – ADVERTISEMENT OF THE TRIBAL SECRETARY POSITION. Motion made by Charles Yellowfox, Jr. Second by Matthew Two Moons, Sr.

**ROLL CALL
VOTE:**

	YES	NO	ABSTAIN
Judith Spang	X		
Jenny LaFranier	X		
Dan Carlson	X		
L. Jace Killsback			
Alberta Fisher	X		
Allen Fisher		X	
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

7 votes Yes	1 votes No	0 Abstentions	Motion Carried
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Alberta Fisher-- I want to add the Grazing Ordinance, we wanted to present it but don't have access to Jace's office.

Wilma LaRance-I will call Jace.

AGENDA ADDITION – GRAZING ORDINANCE. Motion made by Alberta Fisher. Second by Matthew Two Moons, Sr.

ROLL CALL VOTE:	YES	NO	ABSTAIN
Judith Spang	X		
Jenny LaFranier	X		
Dan Carlson	X		
L. Jace Killsback			
Alberta Fisher	X		
Allen Fisher		X	
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

7 votes Yes	1 votes No	0 Abstentions	Motion Carried
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Informal presentation by NCTHA Director-Lafe Haugen

Lafe Haugen-This week we'll be doing our community meetings and we've asked each Tribal Program to set up a booth to inform the communities what they're up to. We've also asked Council to come to these meetings because we give information on the upcoming Indian Housing Plan meeting. There's going to be a Housing summit in Denver March 25 & 26, 2008. It's the best practices of the Northern Plains we've been invited down and I'll be a speaker on the panel. I've reserved five spaces for Council. The other thing is the Chairman asked me to do a report on our Washington, D.C. trip. We did get some appropriations requests into the Senators' office. I did receive a call back from Ted Ballew of the USDA office, he noted to me that every year they set aside 16 million dollars in discretionary funds for Native Americans. Last year they only used 11 million so they carried over 5.5 million from last year into this years budget. They have 22 million dollars in set aside that we're eligible to apply for if the Tribe so chooses. Roughly a request can go as high as 1 million dollars. Maybe we can gather some information at these meetings and the Tribe can give us direction on the discretionary funding. Finally, last year at the IHP meeting in Billings, one of the things we talked about was establishing a small business incubation center. We applied for a ROSS Grant and we've been awarded that grant. It's the highest grant in the nation from HUD. It's about 380 thousand dollars, what that will do is provide about four full time jobs for tribal members. The incubation center will provide education on everything that has to do with small business: taxes, loans, bonding etc. That has been awarded that you should be getting a letter shortly. I also have a personal request, this weekend we're going to AIHEC in Bismark, ND. I coach the college men's basketball team. We talked earlier about the issue with busing. All we have is vans and cars and we're transporting 20-25 students. We asked William if we could borrow the bus that we bought for the elders and it was denied, without a reason as to why.

Wilma LaRance-It was because of insurance.

Lafe Haugen-What we did at Dull Knife, was covered the insurance. In the past we were able to use the bus for college activities/student activities. I would like to get somebody's blessings here.

Alberta Fisher-You can write a request for a bus from Busby. We're having a meeting at 9:00 a.m.

Lafe Haugen-Okay I'll write a request and be there at 9:00.

President Wolfname-Any questions or comments?

Charles Yellowfox, Jr.-Do you have a request?

Lafe Haugen-No, I'll go to the meeting tomorrow and bring the information. Also, our community meetings will start tomorrow in Busby. Busby, Lame Deer, and Ashland this week.

President Wolfname-Thank you Lafe. Danny, agenda item #2- An ordinance authorizing retention of a Special Prosecutor to prosecute charges against Tribal Officials charged with violations of Title VII of the Tribes Law and Order Code. On paragraph six, "Now Therefore be it Ordained", I would like to include Judges and any other Tribal officials-Tribal Attorneys.

Dan Carlson-To include Tribal Treasurer, Secretary and Attorneys?

President Wolfname- Yes.

Alberta Fisher- Where are they going to be paid from?

President Wolfname- I guess the main question is funding Danny.

Dan Carlson – Ray said that we should be able to pay for them.

President Wolfname-We have our Treasurer here.

Alberta Fisher-I think we need to hold off on this until we find out if there's money available to pay these people.

President Wolfname-Do we have money available Wilma?

Wilma LaRance- Not right now.

Dan Carlson-I talked to Ray he said that we should be able to pay this. This has been going on for over a year now.

Wilma LaRance-Ray didn't say anything. I just got through talking about the legal problem and how much money we have in there.

President Wolfname-So there's no funding at all right now?

Wilma LaRance- You should look at that budget and how it's revised. Look at revising that whole budget.

Judy Spang-I asked Danny to hold that. I have some legal questions and he has some legal questions that he'd like to ask. My main question, is no matter what your title is, like Secretary, Council, we all fall under the Title VII Code. I'd like to hear from the Office of Prosecution too because if we are paying for a department to uphold our law and order code I want to know why we have to spend more money doing somebody else's job. I guess my main concern is we already have the law and we already have a prosecutor, is somebody failing? In major events too we already have a branch that can take care of that.

Jace Killsback- My only concern besides the financial part of it is why do we need a special prosecutor? I'm probably the only one right now that has a case. My concern is that I feel this is aimed at me, I'm probably the only one right now that has a case. I myself don't have a problem with Prosecution, that's really an issue with the Program. Prosecution oversees the law and order code. Are we duplicating services?

Dan Carlson-For Eugene's hearing we had to call someone else in

President Wolfname-We heard that the main issue is funding. It was also a recommendation that we look into it.

Tim Lamewoman-You have three prosecutors down there, with a special that will be four.

Rick Wolfname-Thank you Tim. Are there any other community comments on that? If not do we have any action.

Rick Wolfname-Item tabled. We'll take a 5 minute break.

Break- 10:30 a.m.

Reconvene – 10:37 a.m.

President Wolfname – Budget # 353 is a revision. We didn't have a quorum on Friday. It's a revision for Native American Library Services.

Wilma LaRance- #353 is Open Dump Cleanup Project. It must be numbered wrong. The first one should be Open Dump Cleanup.

President Wolfname-We have two number 353's Wilma.

Wilma LaRance- The Native American Library Services is numbered wrong I'll put a correct fund number on the resolution.

Wilma LaRance-The open dump is more pass through dollars that comes from IHS.

President Wolfname-Do we have a motion on the floor? This is just a revision.

Wilma LaRance- This is for those clean up sites – the money comes from Indian Health Service- maintains dump sites. And I think Arnie is paid out of there.

APPROVE BUDGET # 353 REVISION – OPEN DUMP CLEANUP PROJECT.

Motion made by Jenny Lafranier. Second by Alberta Fisher.

	YES	NO	ABSTAIN
ROLL CALL			
VOTE:			
Judith Spang	X		
Jenny LaFranier	X		
Dan Carlson	X		
L. Jace Killsback			
Alberta Fisher	X		
Allen Fisher	X		
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

8 votes Yes	0 votes No	0 Abstentions	Motion Carried
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Danny Carlson-Where are they going to put trash?

Wilma LaRance I don't know, this is just pass through dollars that IHS has. It's easier for IHS to go through the Tribe then to do it themselves.

Wilma LaRance- The next one is LIHEAP. This is a revision. They got two award increases. Fund # 377, there's two award letters attached. This is to increase the propane, electricity and wood.

APPROVE BUDGET FOR FUND #377. LIHEAP REVISION. Motion made by Jenny LaFranier. Second by Alberta Fisher.

	YES	NO	ABSTAIN
ROLL CALL			
VOTE:			
Judith Spang	X		
Jenny LaFranier	X		
Dan Carlson	X		
L. Jace Killsback			
Alberta Fisher	X		
Allen Fisher	X		
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

8 votes Yes	0 votes No	0 Abstentions	Motion Carried
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Wilma LaRance-The next one is #232 Other Aid to Tribal Government. This one is Wallace's. He got additional money to be able to hire an enrollment clerk and one more position.

APPROVE FUND #232-OTHER AID TO TRIBAL GOVERNMENT. Motion made by Alberta Fisher. Second by Charles Yellowfox, Jr.

**ROLL CALL
VOTE:**

	YES	NO	ABSTAIN
Judith Spang	X		
Jenny LaFranier	X		
Dan Carlson	X		
L. Jace Killsback			
Alberta Fisher	X		
Allen Fisher	X		
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

8 votes Yes 0 votes No 0 Abstentions Motion Carried

Wilma LaRance- The next one is Native American Library Services. This is a pass through grant, it's a small grant for \$6,000.00.

President Wolfname-So we don't know what number you're going to designate?

Wilma LaRance-We don't need a number, I'll assign a number when I find out the correct number. This is just a pass through for \$6,000.00. I'll draft a resolution to include all five.

Charles Yellowfox, Jr.-On the second page, you need to change the name of authorizing official-you need to add Rick. It still has Little Coyote's name, it should be taken off.

APPROVE THE BUDGET FOR NATIVE AMERICAN LIBRARY SERVICES.

Motion made by Alberta Fisher. Second by Jenny LaFranier.

	YES	NO	ABSTAIN
Judith Spang	X		
Jenny LaFranier	X		
Dan Carlson	X		
L. Jace Killsback			
Alberta Fisher	X		
Allen Fisher	X		
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

8 votes Yes 0 votes No 0 Abstentions Motion Carried

Wilma LaRance- This other one is Fund # 126 -- Tribal Forestry. It's self explanatory, that's the match that we usually do on the general fund side.

APPROVE FUND #126 -- FORESTRY. Motion made by Jenny LaFranier. Second by Alberta Fisher.

**ROLL CALL
VOTE:**

	YES	NO	ABSTAIN
Judith Spang	X		
Jenny LaFranier	X		
Dan Carlson	X		
L. Jace Killsback			
Alberta Fisher	X		
Allen Fisher	X		
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

8 votes Yes	0 votes No	0 Abstentions	Motion Carried
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Wilma LaRance – The next one is the letter that Chestnut drafted for the Holland & Knight bill. You all have a copy of it.

President Wolfname-Do you want to summarize?

Wilma LaRance-If you look at the last page, this whole what we decided or what it comes down to is the net total bill we would pay will be \$117,264.00 that's on the last page. Maybe Jenny you can explain, I didn't talk to Steve about how to pay that. What I did is if you read the letter \$100,000 was already budgeted for it when we had our discussion with him in last years budget. I went ahead and processed a draw request to the Bureau for the \$100,000.00 and the remaining \$17,000.00 we said we would pay it as we can. That came back already or is in the process already.

Jenny LaFranier-Steve said if we're going to pay, we should do one check and put on there "paid in full" so we have something on record.

President Wolfname-Any other comments or questions?

Danny Carlson-This letter says we're going to pay \$117,000.00. I thought it was no more than \$100,000 per year.

Wilma LaRance-We went on ahead and processed \$100,000.00.

President Wolfname-There's a couple recommendations, we pay the \$117,064.00 or \$100,000.00.

Alberta Fisher-How did this come about- how did we get involved in this?

Wilma LaRance-We had a working session at the casino, with both Steve's and the Council wanted to further reduce the bill. He came up with first draft, which was \$162,000.00. We said no, it needs to go further down and the final was down to \$113,00.00.

Jenny-Steve said he worked hard at it to get all the work justified.

Wilma LaRance- We crossed fiscal years so the \$100,000.00. It explains in there originally we said it was going to the 100 and the cap was 135. We understood that the 35 would be into the next fiscal year.

President Wolfname-We have two recommendations, what's the action of the Council?

Alberta Fisher-I think we should keep it at \$100,000.

President Wolfname-We have a motion on the floor to approve the Holland & Knight bill for \$100,000.00.

APPROVE A FINAL PAYMENT OF \$100,000.00 TO HOLLAND & KNIGHT.

Motion by Alberta Fisher. Second by Dan Carlson.

	YES	NO	ABSTAIN
ROLL CALL			
VOTE:			
Judith Spang		X	
Jenny LaFranier	X		
Dan Carlson	X		
L. Jace Killsback			
Alberta Fisher	X		
Allen Fisher	X		
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.		X	
Charles Yellow Fox, Jr.		X	

5 votes Yes	3 votes No	0 Abstentions	Motion Carried
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Matthew Two Moons, Sr.-If I had my way I wouldn't pay it, they were just doing work for Eugene.

Wilma LaRance-I had a questions, if it's \$100,000.00 this letter needs to be adjusted to reflect that right?

Jenny LaFranier-If we're going to pay 100 thousand we need justification.

Steve Kelly-Council, good morning it's good to see all of you again. The justification is pretty simple, you told them you were going to put aside \$100,000.00 for their fees. They told you they would charge up to \$135,00.00. Limiting to 100 thousand based on that justification is not unreasonable. It doesn't hurt to limit the \$100,000.00 send them a letter saying we'll give you 100. They might say no way. Then they'll come back to you and you'll have to decide what you're going to do. What you're trying to do here is settle a bill for \$219,000.00. What you did today is you said you are going to pay \$100,000.00. Nothing wrong with that it happens all the time. What Steve will have to do is say that the 100 thousand dollars is based on what you said you were going to set aside.

Alberta Fisher- What has Holland & Knight done for the Tribe? Why are we paying 100 thousand for someone that hasn't done anything for the Tribe?

President Wolfname-We need to scrutinize attorney contracts before we sign them.

Alberta Fisher-We need reports on progress. Holland & Knight never provided any kind of legal services to us.

President Wolfname – Wilma, call Chestnut to follow up on this. Any other budgetary items?

Wilma LaRance- I have one more and it's on legal costs. I'd like to request an Executive Session on that.

Enter Executive Session 10:45 a.m.
Exit Executive Session at 11:10 a.m.

President Wolfname-Is there any action on the resolution?

APPROVE NORTHERN CHEYENNE TRIBAL COUNCIL LEGAL AFFAIRS COMMITTEE. Motion made by Charles Yellowfox, Jr. Second by Matthew Two Moons, Sr.

**ROLL CALL
VOTE:**

	YES	NO	ABSTAIN
Judith Spang	X		
Jenny LaFranier		X	
Dan Carlson		X	
L. Jace Killsback			
Alberta Fisher	X		
Allen Fisher		X	
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

5 votes Yes	3 votes No	0 Abstentions	Motion Carried
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President Wolfname- Number 2 Special Prosecutor – Danny Carlson. You have the floor Danny? Do you have a resolution?

Dan Carlson-Yes.

President Wolfname-Sargeant at Arms, get the Treasurer back in here. Let's take a five minute break.

11:15 a.m. Break
11:32 a.m. Reconvene

Alberta Fisher – There's no quorum, Allen had to leave due to family illness.

Recess until Monday, March 10, 2008 - 9:00 a.m.

Monday, March 10, 2008

CALL TO ORDER: President Wolfname called the meeting to order at 9:16 a.m.

INVOCATION: Alberta Fisher

ROLL CALL:

Judith Spang	Absent	
Jenny LaFranier	Absent	sick
Dan Carlson	Absent	
L. Jace Killsback	Absent	
Alberta Fisher	Present	
Allen Fisher	Absent	
Joe Fox, Jr.	Absent	sick
Alfred Strange Owl, Jr.	Present	
Matthew Two Moons, Sr.	Present	
Charles Yellow Fox, Jr.	Present	
Rick Wolfname-Interim President	Presiding	

No Quorum

Roll call will be repeated at 10:00 a.m.

10:12 a.m.

ROLL CALL:

Judith Spang	Present	
Jenny LaFranier	Absent	sick
Dan Carlson	Absent	
L. Jace Killsback	Present	
Alberta Fisher	Absent	
Allen Fisher	Absent	
Joe Fox, Jr.	Absent	sick
Alfred Strange Owl, Jr.	Present	
Matthew Two Moons, Sr.	Present	
Charles Yellow Fox, Jr.	Present	
Rick Wolfname-Interim President	Presiding	

No Quorum

Melissa Lonebear- I have to leave, my son has chicken pox. I'll do a delegation to Morgan to be here at 1:00 p.m.

Roll Call will be repeated at 1:00 p.m.

1:20 p.m.

ROLL CALL:

Judith Spang	Absent	
Jenny LaFranier	Absent	sick
Dan Carlson	Absent	
L. Jace Killsback	Present	
Alberta Fisher	Present	
Allen Fisher	Absent	
Joe Fox, Jr.	Absent	
Alfred Strange Owl, Jr.	Present	
Matthew Two Moons, Sr.	Present	
Charles Yellow Fox, Jr.	Present	
Rick Wolfname-Interim President	Presiding	

No Quorum
Roll call repeated

President Wolfname – The Council wants to finish the agenda items. There are some critical items that need to be passed by the Council. We rescheduled for 1:15 today and the Council reiterates and wants to pass some of these items. Take action and we'll take roll call. Seven is the quorum. BIA did sign off on the resolution. Acting Secretary is Morgan, he does have a delegation from Melissa.

1:45 p.m.

ROLL CALL:

Judith Spang	Present	
Jenny LaFranier	Absent	sick
Dan Carlson	Present	
L. Jace Killsback	Present	
Alberta Fisher	Present	
Allen Fisher	Absent	
Joe Fox, Jr.	Absent	
Alfred Strange Owl, Jr.	Present	
Matthew Two Moons, Sr.	Present	
Charles Yellow Fox, Jr.	Present	
Rick Wolfname-Interim President	Presiding	

Quorum Established

President Wolfname-We need to add an item on the agenda LIHEAP CSBG. Is there any oppositions to that? Jennifer Gleason will present the LIHEAP grant. Is there any other additions that the Council wants to put on the agenda?

Charles Yellowfox, Jr.-The one that was just passed out, this resolution here. On the election ordinance.

Judy Spang-We need a motion and second to vote.

President Wolfname-Number 9 is LIHEAP.

AGENDA ADDITION –LIHEAP GRANT- Motion made by Alberta Fisher. Second by Alfred Strange Owl, Jr.

	YES	NO	ABSTAIN
ROLL CALL			
VOTE:			
Judith Spang	X		
Jenny LaFranier			
Dan Carlson	X		
L. Jace Killsback	X		
Alberta Fisher	X		
Allen Fisher			
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

7 votes Yes 0 votes No 0 Abstentions Motion Carried

President Wolfname- The next one is the Election Ordinance.

AGENDA ADDITION – AMENDING THE REVISED ELECTION ORDINANCE DELAYING THE “SWEARING TO OFFICE” OF THE PRESIDENT ELECT.

Motion made by Charles Yellowfox, Jr. Second by Alfred Strange Owl, Jr.

	YES	NO	ABSTAIN
ROLL CALL			
VOTE:			
Judith Spang		X	
Jenny LaFranier			
Dan Carlson		X	
L. Jace Killsback	X		
Alberta Fisher	X		
Allen Fisher			
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

5 votes Yes 2 votes No 0 Abstentions Motion Carried

President Wolfname-Any other additions on the agenda? Number two Danny Carlson, Special Prosecutor.

Dan Carlson-The information is in here, the resolution is already done.

President Wolfname-We need to nominate a Sargeant at Arms. Allen is not here.

Alberta Fisher- I nominate Dan Carlson.

APPOINT DAN CARLSON AS TEMPORARY SARGEANT AT ARMS. Motion made by Charles Yellowfox, Jr. Second by Matthew Two Moons, Sr.

**ROLL CALL
VOTE:**

	YES	NO	ABSTAIN
Judith Spang	X		
Jenny LaFranier			
Dan Carlson	X		
L. Jace Killsback	X		
Alberta Fisher	X		
Allen Fisher			
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

7 votes Yes	0 votes No	0 Abstentions	Motion Carried
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President Wolfname-Are you ready to present number two?

Dan Carlson-Here's the resolution for a special prosecutor. This is for the retention of a Special Prosecutor to handle cases against Tribal Officials. For anyone on the Council or Officer that has a charge against them. I sounded like it was going to cost a lot of money but I talked to Ray Heaton, Comptroller.

Judy Spang-Danny, did you have any legal help with the resolution?

Dan Carlson-Yes, Steve Kelly.

President Wolfname-It's to hire a Special Prosecutor, where is money going to come from and how much?

Dan Carlson-On the resolution it says \$10,000.00.

L. Jace Killsback-Does the Secretary have a copy of this resolution?

Judy Spang-They were passed out. I have my copy in my office.

President Wolfname-Well, let's move on to three will come back to two.

Wilma LaRance-I have one budget. This budget is the per capita fund. We will be doing per cap this summer and Wallace wanted to submit his budget. It's the same as last year. We don't start spending until we get the gas and cigarette tax money, in June. He tries to get people on board to prepare for the per capita payment. A lot of this goes to clerks and the ones that get hired from my staff to hire for per cap. It's the same as last year.

Judy Spang-So we have to draw down that money before we hire?

Wilma LaRance- For some of them, they start around May or June and go full force about two weeks before the per cap is given out.

President Wolfname-Do we have any questions or comments? If not, we have a motion on the floor.

APPROVE FUND #114 PERCAPITA FUND. Motion made by Judy Spang. Second by Matthew Two Moons, Sr.

	YES	NO	ABSTAIN
ROLL CALL			
VOTE:			
Judith Spang	X		
Jenny LaFranier			
Dan Carlson	X		
L. Jace Killsback	X		
Alberta Fisher	X		
Allen Fisher			
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

7 votes Yes	0 votes No	0 Abstentions	Motion Carried
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President Wolfname-Any other budgets Wilma?

Wilma LaRance-No.

President Wolfname-We'll move on to #3 Michael Mason.

Alberta Fisher-I move to approve the extension of Michael Mason's Contract.

Judy Spang-Is this just an extension from the other one?

Dan Carlson-How long is this for?

Alberta Fisher-Until September 30, 2008

Judy Spang-It's just an addendum.

President Wolfname-Any action, Alberta made the motion already and we have a second.

Judy Spang-Is this the one that is paid by Full House?

President Wolfname- Yes.

RESOLUTION EXTENDING MICHAEL D. MASON, SPECIAL COUNSEL CONTRACT THROUGH SEPTEMBER 30, 2008, AND ADDING ECONOMIC DEVELOPMENT DUTIES. Motion made by Alberta Fisher. Second by Charles Yellowfox, Jr.

**ROLL CALL
VOTE:**

	YES	NO	ABSTAIN
Judith Spang	X		
Jenny LaFranier			
Dan Carlson	X		
L. Jace Killsback	X		
Alberta Fisher	X		
Allen Fisher			
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

7 votes Yes	0 votes No	0 Abstentions	Motion Carried
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President Wolfname-Grant application-Roberta Harris, #4 on the agenda, LIHEAP grant application. Since we are waiting on Roberta, we'll deal with the Lame Deer District Budget. They want to release their funds.

Nellie Whiteshield-Good afternoon, this has been going on for several months now. There was a memo written by Eugene Littlecoyote to stop all expenditures because at that time there were concerns. When he got them concerns he should have called me in and asked me, he never conferred with me. In our Constitution it states that the President should confer with all district representatives if anything should arise like this. Next thing I knew, I was being removed for mismanagement. I never received the complaint and was never served with a certificate of service so what I did was went down to the Courts and the Judge referred it back to the Council for their review. Our remedy was exhausted and that's why I'm bringing it back to the Council. I cannot respond to a complaint that I was never served with. Whenever there's money involved there's a dispute. The reason some people were paid was because childcare was not paid, people needed assistance. I'm going to be honest, I and my mom went to Sheridan, OR. The district helped me with \$300 and helped my mom with \$350 because she never saw her son for 30 years. By being a community member, I did not misuse district money. Everybody around here is entitled as long as there's money available. I'm not going to deny anyone if they bring a request up. That's the bottom line. Now, it's on hold and there's a lot of medical. Last week I had to pay for a couple rooms out of my own pocket. When I came home I gave them what I had. Since the judge referred it back for your review, it's up to you guys. In our plan of operations, the only way you can be removed is if you miss three executive meetings in a row.

President Wolfname-The district went through court and I have a court order here from Tribal Judge dated 2/29/08. On this order it states that the 1. Respondents motion to dismiss is granted. 2. The petition for a preliminary injunction is denied. 3. The complaint is dismissed. It's still under the Tribal Council. My recommendation is to allow the district to expend their money.

Nellie Whiteshield-Like I said in my memo, I can either have a re-election or hand it over to Vann Ryan. I started so many issues, and those need to be completed.

Jace Killsback-When was your last meeting?

Nellie Whiteshield-It was December 19th when these allegations started coming up.

Jace Killsback-You haven't had a meeting since?

Nellie Whiteshield-No, I haven't had a meeting since. I had a meeting on December 19th, I had a Special and there was recommendations from the Lane Deer representatives that I go along with my meeting and it turned into a big ruckus.

Jace Killsback-Why haven't you had a meeting since?

Nellie Whiteshield-Because these ladies kept saying that we have to wait because they filed in court. It just kept getting stalled or blocked. So, we went to court.

Jace Killsback-There was a concern from Administration and Eugene wrote a memo.

Tim Lamewoman-I would like to get a hold of every district. I think if we're going to get into this district allocation. I would like to see, they opened up whoever got granted and how it was spent Lane Deer District got singled out, because of Eugene calling Finance to release information on who got what. I would like to see all the Districts review who gets help and how much is expended. There's nothing in the allocation that says how it's spent. There's no clear cut deal on it. Until that happens, the committees have to distribute elderly, youth, medical funds. All that has been stopped for three months now because of Eugene's memo. That's why we took it to court to try to lift that memo. There was four Councilmen that signed a memo saying that because she didn't get her due process recognized, and nothing was ever served on her. They're recognizing her as the Chair. When John saw that memo, he felt that the governing body should address it and the administrative remedy should be exhausted first.

Judy Spang-I want to see a copy of that memo. The one that was stopping funds.

Nellie Whiteshield-Read memo into record putting hold on funds.

Tim Lamewoman-This memo was put together by Eugene without even consulting Nellie. The first thing he should have done was talked to Nellie first, he took it one sided. His supporters went to his office, and made allegations and he put this memo out right away without even giving her due process and her rights. She just got run over by his supporters talking to Eugene and creating this whole mess.

Judy Spang-Do you know, what was presented to Eugene? Did you see this complaint?

Nellie Whiteshield-There was a list of people that were in that meeting. On December 12, they had a meeting, and apparently they were complaining. I've never seen nothing in writing.

Tim Lamewoman-There's never been nothing in writing just complaining and nothing in writing.

Jace Killsback-I just have a comment. A lot of these issues can be handled at a District level.

Tim Lamewoman-The main issue is, let me repeat myself for the fourth time. When you complain about someone, you put it in writing and you list your allegations. You serve it on whoever you're complaining about.

Jace Killsback-What about at the District level?

Tim Lamewoman- Because nothing has been done in that process, procedure, fashion.

Jace Killsback-Before we make a decision on it, we need to figure out what is going on with the Chair. My only concern is that this matter hasn't been taken care of at the District level. It needs to go to where it started, they haven't even had a meeting.

Tim Lamewoman-Until that's done we are asking that this memo be rescinded and the funds be released. She's the legal District Chair.

Jace Killsback-The memo was held up because there was the issue of spending right? Those are issues that need to be handled at the District level first.

Nellie Whiteshield-I did take it to the District level.

Jace Killsback-What did they say? Why would we allow those funds to be released?

Nellie Whiteshield-My sole reason for being here is, if you're going to make a recommendation, read my letter to Rick. If we're not going to follow due process like we never do. The Plan of Operations states that I can be removed if I miss three consecutive meetings. I've never misspent or embezzled money like they accused me of. These three ladies have done this before and are going to continue to do it. They think they are above the law, but where is it in black and white where I can respond? We're making our people suffer, people that need assistance.

Jace Killsback-My issue remains that it should go back to the District.

Tim Lamewoman-She's conducting District business.

Alberta Fisher-This issue is affecting other Districts. When we had our District meeting and they gave a report. There was five checks that were distributed to other Districts. Three of them were Lame Deer District and two of them were Busby that were taken out of our money because of this mess here. That's not fair to Birney and Muddy are the only two Districts that get the lowest money. Why did they take the money from us the lowest Districts. I don't like that, we're a small District. We always talk about things, we have our differences we have words, but you don't see us carrying on because we're adults and have respect for each other. That's what needs to happen to Lame Deer. You need to come together, you need to work together to resolve this issue. You should be adult enough and have respect for one another. We just get a little bit of money from the permanent fund and I don't like them taken. I recommend that it go back to the District and let them resolve it instead of bringing it to the Council.

Judy Spang-I just spoke briefly with Nellie Ann and I guess the main thing that I asked her for was who stopped the District funds from being paid out. It kinda sounds like a "Catch 22". I think that the way the court order reads is that it left things the way it was. The memo was an Administrative function and the President stopped it. If the court

didn't address the issues, it's just back to where it was before she went to court. I think we need to look into the matter and address the memo. It's necessary regardless of what is decided here. When these kinds of issues come up in the District, the Finance department will allow people from the District sign off on matters until the issue is resolved. There's a lot of people that need assistance.

Tim Lamewoman-It just needs to be rescinded by the Rick. To me, anything with Littlecoyote's name on it is null and void. He's gone, he's history. This needs to be immediately rescinded. The only issue we're here for is this memo that stopped the funds. We told all of them to fix a complaint, if there's something on her then write a complaint. Until they do that she needs to conduct business.

Rick Wolfname-Any questions, comments? Any action? Thank you Tim. We're back to #4, Roberta Harris and Jennifer Gleason.

Jennifer Gleason-LIHEAP-We're presenting the CSBG Block Grant. It's for \$54,781.00. This grant is for food vouchers for low income/no income people.

APPROVAL OF THE CSBG BLOCK GRANT IN THE AMOUNT OF \$54,781.00.

Motion made by Matthew Two Moons, Sr. Second by Alberta Fisher.

YES NO ABSTAIN

**ROLL CALL
VOTE:**

	YES	NO	ABSTAIN
Judith Spang	X		
Jenny LaFranier			
Dan Carlson	X		
L. Jace Killsback	X		
Alberta Fisher	X		
Allen Fisher			
Joe Fox, Jr.			
Alfred Strange Owl, Jr.	X		
Matthew Two Moons, Sr.	X		
Charles Yellow Fox, Jr.	X		

7 votes Yes	0 votes No	0 Abstentions	Motion Carried
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President Wolfname-We lost our quorum, we'll try roll call again at 3:30 p.m.

3:36 p.m.

ROLL CALL:

Judith Spang	Present	
Jenny LaFranier	Absent	sick
Dan Carlson	Absent	
L. Jace Killsback	Present	
Alberta Fisher	Present	
Allen Fisher	Absent	
Joe Fox, Jr.	Absent	
Alfred Strange Owl, Jr.	Present	
Matthew Two Moons, Sr.	Present	
Charles Yellow Fox, Jr.	Present	
Rick Wolfname-Interim President	Presiding	

No Quorum

Recess until Tuesday, March 11, 2008 at 2:30 p.m.

Tuesday, March 11, 2008

2:43 p.m.

ROLL CALL:

Judith Spang	Present	
Jenny LaFranier	Absent	sick
Dan Carlson	Absent	
L. Jace Killsback	Absent	
Alberta Fisher	Absent	
Allen Fisher	Absent	
Joe Fox, Jr.	Absent	
Alfred Strange Owl, Jr.	Absent	
Matthew Two Moons, Sr.	Absent	
Charles Yellow Fox, Jr.	Absent	
Rick Wolfname-Interim President	Presiding	

No Quorum

Roll call will be repeated on Wednesday, March 12, 2008 at 9:00 a.m.

Wednesday, March 12, 2008

President Wolfname-We rescheduled this meeting and we'll have roll call. We'll just inform the Council if we have a quorum and try another roll call at 10:15 a.m.

9:16 a.m.

ROLL CALL:

Judith Spang	Present	
Jenny LaFranier	Absent	sick
Dan Carlson	Absent	
L. Jace Killsback	Present	
Alberta Fisher	Absent	
Allen Fisher	Absent	
Joe Fox, Jr.	Absent	
Alfred Strange Owl, Jr.	Absent	
Matthew Two Moons, Sr.	Present	
Charles Yellow Fox, Jr.	Present	
Rick Wolfname-Interim President	Presiding	

No Quorum

Roll call will be repeated at 10:15 a.m.

10:22 a.m.

ROLL CALL:

Judith Spang	Absent	
Jenny LaFranier	Absent	sick
Dan Carlson	Absent	
L. Jace Killsback	Absent	
Alberta Fisher	Present	
Allen Fisher	Absent	sick
Joe Fox, Jr.	Absent	
Alfred Strange Owl, Jr.	Present	
Matthew Two Moons, Sr.	Present	
Charles Yellow Fox, Jr.	Present	
Rick Wolfname-Interim President	Presiding	

No Quorum

Roll call will be repeated at 1:00 p.m.

1:12 p.m.

ROLL CALL:

Judith Spang	Absent	
Jenny LaFranier	Absent	sick
Dan Carlson	Absent	
L. Jace Killsback	Present	
Alberta Fisher	Present	
Allen Fisher	Absent	sick
Joe Fox, Jr.	Absent	
Alfred Strange Owl, Jr.	Present	
Matthew Two Moons, Sr.	Present	
Charles Yellow Fox, Jr.	Present	
Rick Wolfname-Interim President	Presiding	

No Quorum

Recess until Thursday, March 13, 2008 at 9:00 a.m.

Thursday, March 13, 2008

9:15 a.m.

ROLL CALL:

Judith Spang	Absent	
Jenny LaFranier	Absent	sick
Dan Carlson	Absent	
L. Jace Killsback	Absent	
Alberta Fisher	Present	
Allen Fisher	Absent	
Joe Fox, Jr.	Absent	
Alfred Strange Owl, Jr.	Present	
Matthew Two Moons, Sr.	Present	
Charles Yellow Fox, Jr.	Present	
Rick Wolfname-Interim President	Presiding	

No Quorum

Roll call will be repeated at 1:00 p.m.

1:13 p.m.

ROLL CALL:

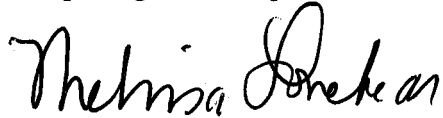
Judith Spang	Absent	
Jenny LaFranier	Absent	sick
Dan Carlson	Absent	
L. Jace Killsback	Absent	
Alberta Fisher	Present	
Allen Fisher	Absent	
Joe Fox, Jr.	Absent	
Alfred Strange Owl, Jr.	Absent	Arrived 1:15 p.m.
Matthew Two Moons, Sr.	Present	
Charles Yellow Fox, Jr.	Present	
Rick Wolfname-Interim President	Presiding	

No Quorum

Meeting rescheduled for Monday, March 24, 2008

Meeting officially adjourned on March 17, 2008 at the Regular scheduled Council Meeting at 3:39 p.m.

PASSED, ADOPTED, AND APPROVED by the Northern Cheyenne Tribal Council by 8 votes for passage and adoption, 0 votes against passage and adoption and 2 abstentions this 11th day of November 2008.


Melissa Lonebear, Tribal Secretary