

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

**REGULAR SESSION COUNCIL MEETING
MINUTES**

November 17, 2008

CALL TO ORDER: President Spang called the meeting to order at 2:27 p.m.

INVOCATION: Hubert Blackwolf

ROLL CALL:

| | PRESENT | ABSENT | EXCUSED |
|---------------------------|----------------|---------------|----------------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| George Scalpcane | X | | |
| Tracy Robinson | X | | |
| Allen Fisher | X | | |
| Alec Sanderane | X | | |
| L. Jace Killstack | X | | |
| Dan Carlson | X | | |
| Jennie LaFranier | X | | |
| Judith Spang | X | | |
| Vice President Fox | X | | |
| President Spang | X | | |

Quorum Established.

Exit out of Council meeting for Permanent Fund Board meeting @ 2:35 p.m.

PERMANENT FUND UPDATE

Update and introduction given by Rick McCann, Vice President-Asset Management Group Executive. The Fiscal Year ended September 30th. Walma LaRance, Treasurer requested \$240,000 for FY 08-09. Paul McKean, Wealth Advisor was introduced to the Council. He will bring a new increased set of services.

Exit out of Permanent Fund @ 2:50 p.m.

ORDINANCE PROMULGATING AND SEATING THE DULY ELECTED OFFICERS OF THE NORTHERN CHEYENNE TRIBE FOR THE 2008-2012 TERM OF OFFICE. Motion made by Allen Fisher. Second by Jennie LaFranier.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|--------------------|-----|----|---------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 | | |

11 votes Yes 0 votes No 0 Abstentions Motion Carried

RESOLUTION GRANTING THE NEWLY ELECTED TRIBAL PRESIDENT, LEROY SPANG, VICE PRESIDENT JOE FOX, JR. AND TEMPORARY TREASURER BEN SANDERS WITH SIGNATORY AUTHORITY ON THE NORTHERN CHEYENNE TRIBAL BANK CHECKS. Motion made by Allen Fisher. Second by R.D. Bailey.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|--------------------|-----|----|---------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 | | |

11 votes Yes 0 votes No 0 Abstentions Motion Carried

Motion made by Allen Fisher to recess Council Meeting until Thursday, November 20, 2008 at 9:00 a.m. Second by Jennie LaFranier.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|------------------|-----|----|---------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 | | |

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

Meeting recessed at 3:17 p.m.

November 20, 2008

CALL TO ORDER: President Spang called the meeting to order at 9:17 a.m.

INVOCATION: Logan Curley

Logan Curley-I encourage all Tribal Council to meet our people in a good way. When the Chairman needs support, go with him. When a Chairman is supported, they get things done. Cheyenne's are well known around the world, we have rich pasts. A lot of history, all other Tribes were scared of Cheyenne's. I would like to see that again among the Council. I would like to encourage all of you to go forward. Whatever's past, leave it back there. Start new, show the people that you're the leaders. Don't take the wrong doors, know what's behind the door first. There's a lot of knowledge and education in here. Put it together as one and support each other. Don't be alone. You'll go a lot further. There's a lot of things I have thought about as a traditional person. We talked briefly about the coal and some of the gas. I'm beginning to see that our people need that help. The money that comes here from the gov't, don't fit our peoples needs. We need to expand, bring businesses here. There's some people out here that don't like it, I'm beginning to see that we need it. We're always going to have problems one way or another. Bring jobs and money in for your people. Make sure that it's delivered in a good way. Not among our own families. Don't be like the past leaders. Go with what you have in your mind with new ideas. Bring in something for your people. Steve Chestnut is a good man, he would like to bring a lot of things to this Tribe. We have to encourage our families to come together. We all spoke as one and supported Leroy, traditional people. In the past, the societies took care of the Tribe. If they needed help they were there, now it's your role in this new government. Think about it, you were elected to come here to lead your people. I want to talk about alcohol, if you were selected to sit in these seats I would encourage you to put that away. I know you will lead our people in the right way.

ROLL CALL:

| | PRESENT | ABSENT | EXCUSED |
|------------------------|----------------|---------------|----------------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |

| | | | |
|---------------------------|----------|--|--|
| 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 | | |
| President Spang | X | | |

Quorum Established.

Allen Fisher-I would like to make an adjustment to our agenda.

Jace Killsback-I missed part of the meeting on Tuesday. When I left we had agreed on agenda items. I see that it has almost doubled. When we all left, it was on the flip chart.

Judy Spang – It was my impression was that the agenda was finalized on Tuesday.

Allen Fisher-Also yesterday was a scheduled meeting at 3:00 to go over some of the issues such as boards, committee’s commissions. The Chairman was making suggestions on those boards. These all came at the recommendation of our Legal Counsel. These are issues that need to be taking care of because the change of power. The Chairman wants to make those changes.

Jace Killsback-I didn’t see Land Authority, EDA or Grazing Board on the agenda.

Alec Sandcrane – EDA was.

Allen Fisher-Basically the Chairman wants to make some changes.

RD Bailey-I see a breakdown of communication on when the meetings are.

Joe Fox, Jr.-Did the agenda committee make these changes?

Judy Spang-If you’re going to go further than that you’re going to destabilize the Council. The majority of us on this Council know that there’s an agenda committee. We’ve been assigned those roles by Resolution. It doesn’t feel good that the Council wants to go against those rules. There’s some of us that have been on the Council for awhile. When you raise your hand you vow that you are going to uphold the Constitution. Numbers 6,7,8,9,10 were not on the agenda.

Allen Fisher-I’m going to reiterate, it didn’t happen like that. The agenda committee all sat in there and nobody said that this should go to the agenda committee.

Jace Killsback-All 12 were in that room during the working session. I had a meeting in Billings, I thought that all of us that were in that room were in agreement. The only concerns I have is Land Authority and Grazing Board. It needs to be discussed at length before it goes on the Council floor.

Dan Carlson-There's still people on the land authority. Jace, myself, and Judy. We never had a chance to say anything. On the gaming commission, there's no Ashland rep. Judy was on EDA and she's not longer on that. I agree with what Judy said, 6-10 needs to have a working session.

Tracy Robinson-On the agenda, why don't we go through and strike items 6-8.

Alec Sandcrane-I would like to items tabled until we have a working session on those subjects.

Judy Spang-Some of us have been on here before. Points of order are important here. Things are open for discussion and we should try to honor the Chair. You have to have patience to sit in these chairs. The Credit Committee is different, it's been brought to my attention that an outgoing council is the Chair for this committee. This one is reasonable because it's a "have to" that we forgot the other day. Numbers 7-10 I would like to see tabled.

Allen Fisher - I'll expound on Land Authority and Grazing Board and how it came up. Earlier this year, the land authority ordinance failed. To my understanding the land authority has been operating on the ordinance that failed. That's why we're asking for this moratorium. The land authority doesn't even have a budget that's been approved. We want us to look at the grazing board. These items need to be looked at. The concern about the Housing Authority is that the Chairman has no say on the board members. The ordinance that's in place is a violation to the Constitution. We said that we would meet again at 3:00 yesterday. We're not trying to slide things through. From now on the agenda committee will do these agendas.

Judy Spang-Was that motion accepted? I would like to have it amended.

Tracy Robinson-Item # 6 has a previous Council. I would like to amend my motion to 9 & 10. I thought that #9 was discussed in the meeting.

Judy Spang-The EDA and Housing can wait. Leroy can temporarily appoint. I was taken off and I disagree with that. It can still function without changing the whole composition.

Jace Killsback-EDA and Land could set up an orientation for the entire Council. That might be a good idea too. Hear from EDA first and then go with the recommendation from the President.

Judy Spang-Numbers 7-10 can be tabled in my mind.

Tracy Robinson-I would like to amend my motion to take off 7-10. Table those items.

Joe Fox, Jr. -Colleagues and Council, bear with us and be patient with us we need to take care of some housekeeping here.

Allen Fisher-We can add items to the agenda right here on this floor. We can vote to add agenda items. If we want to add them on the floor we can do that right here. I have a motion still on the floor to move 11-15 to 1-4. We have these things that need to be taken care of first.

Judy Spang-On that reasoning Allen, I don't understand why we're moving them up.

Jace Killsback-I think what Judy is saying is true. Our current Tribal Treasurer needs to update us. I think appointing someone before the update is wrong. She has the information we need regarding our current financial status. We need to have a lengthy discussion. I understand Allen's idea. We need crucial information.

George Scalpcane- I would recommend to Mr. Fisher that instead of Numbers 12345 why not 45678, after the discussion by the Treasurer and minutes.

Allen Fisher-My point on my motion is that the Constitution says that we will appoint the Treasurer, Secretary, and Sergeant at Arms. It doesn't say that she comes in and gives a last speech. We as a Council should already know where we're at financially. If someone has to come in and tell us where were at, then we're in trouble.

Joe Fox, Jr.-If we give her time to address the Council, then we have that window of opportunity. The other issue is still on the agenda and will still be today. I think it's still her duty to give that report.

George Scalpcane-As new Council members, we don't know where the Tribe is at financially. And apparently neither do you.

Allen Fisher-I would like to amend my motion to move items 11-15 to # 3-7 on the agenda.

Motion made by Tracy Robinson, second by Alec Sandcrane to strike Agenda Items 7-10 (Grazing Board, Land Authority Moratorium, EDA Committee and NCTHA Ordinance Moratorium) and table the items until a working session can be held on the items.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|-------------------------|-----|----|---------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 1 votes No 0 Abstentions Motion Carried

Allen Fisher-I would like to make an adjustment to our agenda.

Motion made by Allen Fisher, second by Jennie LaFranier to move agenda items 11-15 up to 3-7 (Tribal Secretary Appointment, Tribal Treasurer Appointment, Tribal Comptroller, Sergeant at Arms Appointment, Chief Judge/Trial Judge Appointments).

ROLL CALL VOTE:

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

10 votes Yes 0 votes No 0 Abstentions Motion Carried

Break for lunch @ 11:57 a.m. and reconvene @ 1:00 p.m.

Reconvene Meeting @ 1:47 p.m.

ROLL CALL:

| | PRESENT | ABSENT | EXCUSED |
|--------------------------|----------------|---------------|----------------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| George Scalpcane | X | | |
| Tracy Robinson | X | | |
| Allen Fisher | X | | |
| Alec Sandcrane | X | | |
| L. Jace Killsback | X | | |
| Dan Carlson | X | | 1:51 p.m. |

| | | | |
|---------------------------|----------|--|-----------|
| Jennie LaFranier | X | | |
| Judith Spang | X | | 1:54 p.m. |
| Vice President Fox | X | | |
| President Spang | X | | |

Wilma LaRance- I'm going to have Ray go over his financial report first, that he submitted to you.

Ray Heaton-I furnished the President Elect with the Grazing Fees/Timber Sales/Water Sales. The rest of the budget, like the cultural activities, is financed under the Permanent Fund. We have not had any substantial timber sales for four years. The National Business Center is trying to implement the 50% rule. The IDC for Tribal Council would no longer be allowed in the IDC pool. Impact is about \$420,000 per year. A number of Tribes including this one passed Resolutions urging BIA to rescind that ruling. The one major defect was that it was done without consultation with the Tribes. That's a requirement. The budgets today have been made as if that we had won that. We need job descriptions that are adequate to distribute federal funds. I recommend that you pay special attention to your activity reports to show that you have worked with federal funds. The short of it is that we have a really tight situation, we cannot lose this fight on the IDC the General Fund does not have the money to take that kind of impact. Many of the social things that we do is all provided from permanent fund money. It is earned in one year and used the next. The money included in the budget in 09 was earned in 08. In 2010 there's about at least \$800,000 in those items we're talking about. We do not have distributable earnings, the 2010 budget is dismal. It's not impossible, we can do it. We need to have timber sales, Alec talked of a potential on water. The market value of our 30,000 acre-feet of water is that translates to about a 60-70 thousand dollar a year income. The timber, I talked with NADC and he's going to put me touch with some one at Salish. They have a market but are short timber. Along with that there's a number of things. Audits are behind for some reasons, staff cuts in 03 are part of it and we made some conscious decisions. Some decisions were made under the said circumstances that cost a substantial amount of money. The CIRCLE project 11 year came up with a shortage in matching, over a million and a half to pay back to the federal government. The 06 Childcare was 400-500 thousand dollars that would have had to be returned to the govt. We've been faced with the shortage of staff and the effect to get some of these things cleaned up. We were awarded \$175,000 to get the audits fixed. The finding in 06, childcare had some questionable costs. The Corrective Action Plan for that is being implemented and they include the utilization of a person from the funding agency. I think we have made a case and that we have fixed the program. The fall back there would be that these funds were spent on things that it shouldn't have been spent for. The record keeping was poor.

Jenny LaFranier-How much would we have to pay back?

Ray Heaton-Originally it was \$500 thousand. All of those things will be taken into account on correcting the problem and keeping it from reoccurring.

Jace Killsback-We had a mess at Childcare, it's up to the funding agency to determine the amount of what we owe. We've seen proactive steps to remedy the problem.

Tracy Robinson-On our audits, you said that we're behind 3 years?

Wilma LaRance-We've been behind 1987 (submitted chronology of audits to Council).

Jace Killsback-We suspended the audit for CIRCLE. Another reason we're behind is that the justification is we don't want to pay back the money. The flip side is that now we're late on the next audit.

Ray Heaton-In 2002 we were so close to having an unqualified audit. We had no timber, no permanent fund, the interest evaporated. In 2003, 19 positions were never filled and 15 people were laid off. We have never filled all those positions. Until we get the money to properly staff, we are going to reface this.

Judy Spang-When will we know on the IDC, as it pertains to job descriptions?

Ray Heaton-We spend about 28 dollars of federal money compared to 1 dollar of tribal dollars.

Jace Killsback-The number one issue that I'm concerned with is our revenue. The timber sales, is projected and we do our budget on that. It's a big hit that our Tribe is taking. It's a perfect storm-we need to hold the BIA accountable.

R.D. Bailey -When do you foresee a decision to be made on the IDC issue?

Ray Heaton-It should be done by December. The effort is prior to 2004, the Tribe has had about a \$500,000 subsidy of IDC.

Jace Killsback-I think that this is not just happening to our Tribe, it's happening to all Tribes. Some are for it and some are against it. We're concerned about the past now. The TLC and NCAI have put their opposition into this.

Allen Fisher-Is that all the questions for Ray? We'll move to Wilma for the budgets.

Budgets presented by Wilma LaRance.

RESOLUTION AUTHORIZING THE MODIFICATION AND OR ADOPTION OF BUDGETS: Fund 234D. FY 09 Prosecution/BIA. A budget in the amount of \$50,000.00. Fund 712. FY 09 Enhanced 911/State of MT ITSD. A budget in the amount of \$125,975.92. Fund 354D. FY 09 EMS Income/Third Party Billing/Tribal Health Mod. 1. A budget in the amount of \$617,082.00. Fund 710A. FY 09 Health Education Income. A budget in the amount of \$7,251.21. Fund 626. FY 09 Suicide Prevention/MT/WYO Tribal Leaders. A budget in the amount of \$26,816.06. Fund 723. FY 09 Home Visiting Grant (MIAMI) State of MT. A budget in the amount of \$26,400.00. Fund 108. FY 09 Land Committee. A budget in the amount

of \$601,048.24. Fund 136. FY 09 Grazing. A budget in the amount of \$138,984.49. Motion made by Joe Fox, Jr. Second by George Scalpcane.

ROLL CALL VOTE:

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

9 votes Yes 2 votes No 0 Abstentions Motion Carried

RESOLUTION AUTHORIZING THE MODIFICATION AND OR ADOPTION OF BUDGET Fund No. 974A. FY09 Northern Cheyenne Tribal Schools. Approved the budget for the ISEP-Student Title I-Restructuring funds in the amount of \$31,907.00. Motion made by Allen Fisher. Second by Joe Fox, Jr.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|--------------------|-----|----|---------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 1 Abstentions Motion Carried

RESOLUTION TO CLOSE THE ESCROW ACCOUNT AT FIC, ACCOUNT NO. 521363, AND TRANSFER THE REMAINING FUNDS TO THE NORTHERN CHEYENNE PERMANENT FUND, CUSTODY ACCOUNT NO. 5111992B. Motion made by Allen Fisher. Second by Alec Sandcrane.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|---------------------------|-----|----|---------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 | | |

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

RESOLUTION AUTHORIZING THE MODIFICATION AND OR ADOPTION OF BUDGETS: Fund 527. FY 09 Department of Justice Grant. Major revision in the amount of \$110,533.81. Fund 214B. FY 09 BIA Court. A budget in the amount of \$100,000.00. Fund 273. FY 09 Tribal Wildlife Grant. A budget in the amount of \$116,925.80. Fund 733. FY 09 Foster Care Independent Living State of MT. A budget in the amount of \$11,922.54. Fund 730/730E. FY 09 Child Welfare Title IV-B. A budget in the amount of \$39,161.55. Fund 739. FY 09 Title IV-E Foster Care State of MT. A budget in the amount of \$216,500.72. Fund 717/717E. FY 09 Family Preservation Title IV-B. Major revision in the amount of \$75,859.45. Fund 353. FY 09 Open Dump Cleanup Project. A budget in the amount of \$400,680.00. Fund NEW. FY 09 EPD-General Fund. A budget in the amount of \$4,000.00. Fund 379. FY 09 Headstart Cola Increase. Major revision in the amount of \$490,039.00. Motion made by Jennie LaFranier. Second by Alec Sandcrane.

ROLL CALL VOTE:

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

| | | | |
|---------------------|-------------------|----------------------|-----------------------|
| 10 votes Yes | 0 votes No | 0 Abstentions | Motion Carried |
|---------------------|-------------------|----------------------|-----------------------|

RESOLUTION REQUESTING THE SECRETARY OF INTERIOR, DIRK KEMPTHORNE, TO CONTINUE FUNDING SELF-DETERMINATION CONTRACTS, SELF GOVERNANCE COMPACTS AND ESSENTIAL BUREAU OF INDIAN AFFAIRS PROGRAMS AT FISCAL YEAR 2008 LEVELS. Motion made by Allen Fisher. Second by Joe Fox, Jr.

ROLL CALL VOTE:

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

| | | | |
|---------------------|-------------------|----------------------|-----------------------|
| 10 votes Yes | 0 votes No | 0 Abstentions | Motion Carried |
|---------------------|-------------------|----------------------|-----------------------|

RESOLUTION APPOINTING MELISSA LONEBEAR AS THE TRIBAL SECRETARY IN ALL RESPECTS. Motion made by Jennie LaFranier. Second by Allen Fisher.

ROLL CALL VOTE:

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

| | | | |
|--------------------|-------------------|----------------------|-----------------------|
| 5 votes Yes | 4 votes No | 1 Abstentions | Motion Carried |
|--------------------|-------------------|----------------------|-----------------------|

RESOLUTION TEMPORARILY APPOINTING BEN SANDERS AS TRIBAL TREASURER UNTIL A PERMANENT SELECTION IS MADE. Motion made by R.D. Bailey. Second by Tracy Robinson.

ROLL CALL VOTE:

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

8 votes Yes 2 votes No 0 Abstentions Motion Carried

ADVERTISEMENT OF THE COMPTROLLER POSITION OF THE NORTHERN CHEYENNE TRIBE FOR THIRTY DAYS. Motion made by Tracy Robinson. Second by R.D. Bailey.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|--------------------|-----|----|---------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 1 Abstentions Motion Carried

RESOLUTION APPOINTING ALLEN FISHER AS SERGEANT AT ARMS TO SERVE UNTIL THE NEXT REGULAR COUNCIL ELECTION TO BE HELD IN 2010. Motion made by Joe Fox, Jr. Second by Jule Spang, Sr.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|-----------------|-----|----|---------|
| Jule Spang, Sr. | X | | |

| | | | |
|---------------------------|----------|----------|--|
| R.D. Bailey | X | | |
| 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 | | |

9 votes Yes 2 votes No 0 Abstentions Motion Carried

RESOLUTION DESIGNATING JOHN J. ROBINSON AS THE CHIEF TRIAL JUDGE FOR THE 2008-2012 TERM OF OFFICE. Motion made by R.D. Bailey. Second by Alec Sandcrane.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|---------------------------|------------|-----------|----------------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 | | |

11 votes Yes 0 votes No 0 Abstentions Motion Carried

APPROVAL OF MARCH 3-17, 2008 TRIBAL COUNCIL MEETING MINUTES. Motion made by Allen Fisher. Second by Jennie LaFranier.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|--------------------------|------------|-----------|----------------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 |

8 votes Yes 0 votes No 2 Abstentions Motion Carried

ORDINANCE DESIGNATING A TEMPORARY AD HOC COMMITTEE TO SERVE AS THE GOVERNING AUTHORITY OF THE NCTS PENDING THE PUBLIC ELECTION OF A SCHOOL BOARD IN FEBRUARY 2009; CALVIN WILSON, WILLIAM WALKSALONG, NORMA BIXBY, JOE FOX, JR., ALLEN FISHER, R.D. BAILEY. Motion made by George Scalpcane. Second by Tracy Robinson.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|---------------------------|------------|-----------|----------------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 | | |

10 votes Yes 0 votes No 0 Abstentions Motion Carried

RESOLUTION OFFICIALLY APPOINTING COUNCIL MEMBERS; JENNIE LAFRANIER, ALLEN FISHER, ALEC SANDCRANE, R.D. BAILEY, GEORGE SCALPCANE TO TEMPORARILY SERVE ON THE NORTHERN CHEYENNE GAMING COMMISSION FOR THIRTY DAYS OR UNTIL SUCH TIME AS THE COUNCIL CAN PASS THE AMENDMENT NECESSARY TO ALLOW NON-COUNCIL MEMBERS TO SERVE ON THE GAMING COMMISSION. Motion made by Allen Fisher. Second by George Scalpcane.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|--------------------------|------------|-----------|----------------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 | | |

10 votes Yes 0 votes No 0 Abstentions Motion Carried

RESOLUTION OFFICIALLY APPOINTING TRACY ROBINSON TO TEMPORARILY SERVE ON THE NORTHERN CHEYENNE CREDIT COMMITTEE UNTIL SUCH TIME AS THE NEW APPOINTMENTS MAY BE ADOPTED AND THE SUCCESSORS MAY TAKE THEIR SEATS. Motion made by Joe Fox, Jr. Second by R.D. Bailey.

ROLL CALL VOTE:

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

10 votes Yes 0 votes No 0 Abstentions Motion Carried

RESOLUTION APPROVING BRIAN CHESTNUT, AN ASSOCIATE OF ZCVBS TO REPRESENT THE TRIBE IN A LAWSUIT FILED AGAINST DIRK KEMPTHORNE, SECRETARY OF THE INTERIOR AND HENRY M. PAULSON, SECRETARY OF THE TREASURY. Motion made by Joe Fox, Jr. Second by Jennie LaFranier.

ROLL CALL VOTE:

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

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| Judith Spang | X | | |
| Vice President Fox | X | | |

10 votes Yes 0 votes No 0 Abstentions Motion Carried

RESOLUTION APPROVING THE PROPOSAL FOR THE BUFFALO PROJECT IN THE AMOUNT OF \$103,000.00 TO BE SUBMITTED TO THE INTER TRIBAL BISON COOPERATIVE. Motion made by R.D. Bailey. Second by Joe Fox, Jr.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|--------------------|-----|----|---------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 | | |

11 votes Yes 0 votes No 0 Abstentions Motion Carried

RESOLUTION APPROVING A COOPERATIVE AGREEMENT BETWEEN THE BIA/NC AGENCY AND THE NORTHERN CHEYENNE TRIBE FOR THE PURPOSES OF REIMBURSING EXPENSES INCURRED BY THE TRIBE FOR SUPPRESSION OF WILDLAND FIRES AND FOR THE COORDINATION OF ACTION TO PROPERLY MANAGE TRIBAL FOREST LANDS HELD IN TRUST BY THE FEDERAL GOVERNMENT. Motion made by Allen Fisher. Second by Joe Fox, Jr.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|-------------------|-----|----|---------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 | | |

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

11 votes Yes 0 votes No 0 Abstentions Motion Carried

RESOLUTION WAIVING SOVREIGN IMMUNITY PER GRANT/CONTRACT AGREEMENTS FOR: State of Montana Woman , Infant, & Children (WIC) Contract, Contract No. 09-07-5-21-024-0, limited waiver of sovereign immunity. State of Montana Public Health Emergency Preparedness Contract , Contract No. 09-07-6-11-036-0, limited waiver of sovereign immunity. State of Montana Food Distribution Program Contract, Contract No. 09-027-25006-0, limited waiver of sovereign immunity. Motion made by Joe Fox, Jr. Second by Allen Fisher.

ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|--------------------|-----|----|---------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 | | |

11 votes Yes 0 votes No 0 Abstentions Motion Carried

ADJOURNMENT OF MEETING. Motion made by Allen Fisher. Second by George Scalpcane.

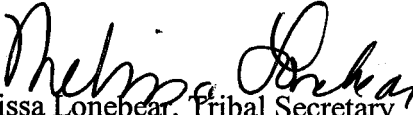
ROLL CALL VOTE:

| | YES | NO | ABSTAIN |
|--------------------|-----|----|---------|
| Jule Spang, Sr. | X | | |
| R.D. Bailey | X | | |
| 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 1 votes No 0 Abstentions Motion Carried

Meeting Adjourned at 4:04 p.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 0 abstentions this 12th day of January 2009.


Melissa Lonebear, Tribal Secretary