

**White Earth Reservation Tribal Council
Special Meeting
September 18, 2017 – 9:00 a.m.
White Earth, MN**

Chairman Terrence "Terry" Tibbetts called the meeting to order at 9:23 a.m. , roll call was taken with a quorum present.

Present: Terrence "Terry" Tibbetts, Chairman
Tara Mason, Secretary/Treasurer
Steven "Punky" Clark, District I Representative
Kathy Goodwin, District II Representative
Eugene "Umsy" Tibbetts, District III Representative

Others Present: Ken Fox, Executive Director
Mike Fairbanks, Deputy Director
Desirae Stalberger, Recorder

Agenda Approval

Motion made by Punky Clark to approve with additions, Seconded by Tara Mason. Motion carried, 4 for, 0 against.

RTC Meeting Minutes (9/11/17)

Motion made by Punky Clark to approve with changes, Seconded by Kathy Goodwin. Motion carried, 4 for, 0 against.

Calendar Review

Other

Resolution – TZD Enforcement Grant (Continuation)

Motion made by Umsy Tibbetts to approve Resolution #016-17-014, Seconded by Kathy Goodwin. Motion carried, 3 for, 1 silent.

Resolution – '17-'18 CACFP Budget

Motion made by Kathy Goodwin to approve Resolution #038-17-005 , Seconded by Tara Mason. Motion carried, 4 for, 0 against.

Resolution – Shakopee Request [REDACTED]

Tabled for changes.

Discussion was held regarding the elder bus request and the WEHA request for additional furnace replacement. Suggestion was made to have WEHA apply for the additional furnace

replacements; letter of support should be drafted supporting WEHA to apply. Mike Triplett will follow up to make changes to Shakopee request. Kathy brought to Mike's attention the \$10,000 grant availability as well. Consensus was to have Mike make changes to include elder bus with drum hall and Mahnomen Headstart request.

Business License

Renewal – [REDACTED]

Motion made by Tara Mason to approve renewal, Seconded by Umsy Tibbetts. Motion carried, 4 for, 0 against.

New – [REDACTED]

Motion made by Tara Mason to approve, Seconded by Umsy Tibbetts. Motion carried, 4 for, 0 against.

Tribe has authority to license businesses within boundaries; exercise the right.

Tribal Health Substance Abuse Treatment Program License

WE Substance Abuse

Motion made by Umsy Tibbetts to approve, Seconded by Punky Clark. Tara requested discussion on a request of heroin and recovery and are having difficulty; meth identified in recovery as well. Separate meetings should be held; member request. Motion carried, 4 for, 0 against.

Dream Catcher Homes

Motion made by Kathy Goodwin to approve, Seconded by Tara Mason. Motion carried, 4 for, 0 against.

MCT Constitutional Convention (SSC)

Discussion was previously held to use Dale Green and Marvin Manypenny as moderators. Looking at the agenda it looks identical to Mille Lacs; facilitators should have say in setting. Terry asked to have Brodeen moved to beginning of agenda to have some sort of consistency in agenda and to understand roles. Informed consent of members should be in place. NNI should be facilitating the sessions. The NNI contract has not been seen, what was agreed upon?

Motion made by Tara Mason that the WE facilitators set the agenda, Seconded by Punky Clark. Tara requested that Terry call the question. Terry requested there be more discussion. Request was made to recess to get Robert's Rules of Order regarding call the question

Meeting recessed at 10:45 a.m.

Meeting reconvened at 11:03 a.m.

Overview of call the question was given. Motion carried, 3 for, 1 silent.

Brief discussion was held regarding tribally enrolled employees to attend. Motion made by Punky Tribal enrolled members participate only, Seconded by Tara Mason. Motion carried, 4 for, 0 against.

Tadd Johnson/Draft Policy

American Indian Advisory Boards/UofM Native Nations Advisory Board

Tadd provided an overview of the advisory board project. This group would be consisting of members the Tribes select. These boards will work directly with the U of M. Page 2 subdivision 2 & 3 reviewed. each campus has own board. ?Travel accommodations will be supported for all members. Mary Otto would be the appointment for WE to sit on advisory board. A learning partnership with the WETCC was discussed. Terry stated some of the specialized courses and programming needed would be casino management, substance abuse, LPN, RN. Recommendations from Tadd's office would be appreciated. Consensus of Tribal Council was that they would support this project.

Land Resolutions

Megan Bakken/Sarah LaFriniere

Homesites - Motion made by Kathy Goodwin to approve, #1 Tabled, Seconded by Umsy. Motion carried, 4 for, 0 against.

Service Line Agreements - Motion made by Kathy Goodwin to approve, Seconded by Umsy Tibbetts. Motion carried, 4 for, 0 against.

Lakeshore Leases - Motion made by Kathy Goodwin to approve, Seconded by Tara Mason. Motion carried, 4 for, 0 against.

Residential Lease - Motion made by Kathy Goodwin to approve, Seconded by Tara Mason. Motion carried, 4 for, 0 against.

Business Lease - Motion made by Kathy Goodwin to approve, Seconded by Punky Clark. Tara requested discussion; Naytahwaush skate park. Kathy asked about the adjacent land to the north; is it Tribal land. Motion carried, 4 for, 0 against. Kathy requested follow up being done on the tank removal and the contractor who removed; contractor should be held responsible for cleanup of the site. Kathy also requested follow up on the Louis Londo site. Punky asked for follow up from Katherine on two lots in Pine Bend that she was supposed to look into. Tara asked if Katherine has identified the funding that was allocated for land cleanup.

Meeting recessed at 12:08 p.m.

Umsy Tibbetts left meeting at 12:08 p.m.

Meeting reconvened at 12:28 p.m.

Legal Counsel - Joe Plumer

Tabled Business

Policy 311 Revision with Changes - Joe provided the changes that were eliminated. Tara requested due process be included. The changes will require director and manager review prior to the new handbook changes that are being reviewed.

Resolution – WE Judicial Code Policy 311

Tara requested the resolution that she initially presented, with changes that were supposed to be made, to rescind previous resolutions. Corrections need to be made administratively regarding Tribal Court.

Other Continued

911 Dispatch - Mitch Berg has been communicating regarding the issue. 911 calls are not being answered; being transferred back and forth.

Meeting recessed at 1:19 p.m.

Meeting reconvened at 1:33 p.m.

██████████ Land

Would like to sell 19 acres with the home to the Tribe for \$50,000. Consensus was to purchase the home. Katherine Warren should follow up.

Letter of Support - Charter

Kathy requested a letter of support regarding Boys & Girls Club be sent to Charter School.

Trip Report - Tara Mason

Tara provided her trip report regarding her gaming commissioner training. The gaming commission ordinance needs to be drafted and out to the public for comment. Tara stated this was one of the best trainings that she's gone to; recommended.

HUD Meeting Update

HUD people were talked to at Mille Lacs; Butterfield, Fitzgibbons were at housing conference. VASH and MHFA programs were discussed; wanted MHFA put back on the table for reconsideration. It was stated that Michael Neusser should be on top of grant availability. There is concern with the State being in Federal business. There is an issue with hiring for VASH program; VA hires.

Brief discussion was held regarding contractors for housing projects and need for homes to be fixed. Joe Plumer stated that force account can be utilized but would need special permission from funder.

Invoice - Veteran's Center Mahnomen

Kathy will take the invoice to next housing board meeting; WEHA is supposed to be responsible for the building.

IHS Self Governance (638)

There will be meeting September 27th at 8:30 a.m. at IHS.

Legal Counsel - Joe Plumer Continued

Grievance - It was stated that there is not a policy in place regarding Tribal Council members. Tara stated that there needs to be something put into place for responding. Joe stated other reservations have code of ethics in place. Joe suggested peacemaking. Tara asked that Joe draft a letter for Chairman to sign regarding the incident; will work on getting meeting set up between parties - Joe Plumer will be present.

Legal Restructure

Discussion was held regarding [REDACTED]; she is on vacation for the week. The other individual being hired for [REDACTED] replacement did not have background information complete and was not able to go through orientation this week. A list of duties should be funneled through [REDACTED] signatory requests, policies/procedures, ordinances. Brief discussion was held regarding child support supervision. Review of 4E is needed; 4D as well. Suggestion was made to have child support under the Human Service division; with financial services working in conjunction. Motion made by Tara Mason to move Child Support under Human Services effective October 1st, changing the organizational chart, Seconded by Kathy Goodwin. Motion carried, 3 for, 0 against.

Public Utilities Commission

Joe stated there should be more control over public utilities; ordinance needs to be put together. Scott Omlid and Alan Fogarty were supposed to be gathering cost estimates due to power surges that are taking place. Appropriations bill of 1917 should be reviewed; Wild Rice Electric. Mike Fairbanks stated the bylaws have been put together; will provide information.

A pipeline hearing needs to be held within the next two weeks, or less. Department of Commerce includes Department of energy Resources; the other branch provides for consumer interests. The PUC is also under the Department of Commerce. TEC is not involved; Joe previously suggested it should be Tribally focused for EIS. Suggestion was made to use Dr Gardner for expert witness testimony.

Leonard Thompson Letter

Letter was reviewed.

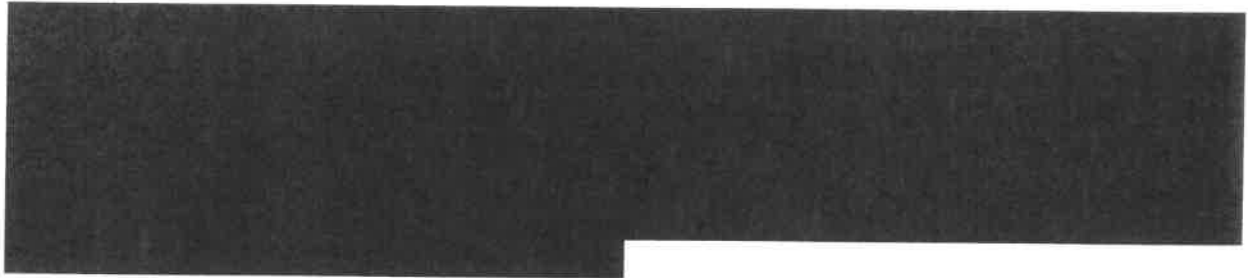
[REDACTED]

Tara provides overview of Tribal health insurance. There has been a huge lack of communication; health, finance. The risk management/compliance person has not been included on all of the health insurance correspondence. Motion made by Tara Mason that compliance is in charge of health insurance, Seconded by Punky Clark. Motion carried, 3 for, 0 against.

Meeting recessed at 3:44 p.m.

Meeting reconvened at 4:00 p.m.

Motion made by Kathy Goodwin to pay out PTO of 150 hours [REDACTED], Seconded by Tara Mason. Motion carried, 3 for, 0 against.



Resolution - Tribal Court Authority

Motion made by Kathy Goodwin to approve Resolution #019-17-004 , Seconded by Tara Mason. Motion carried, 3 for, 0 against.

Adjourn

Motion made by Tara Mason to adjourn meeting at 4:31 p.m., Seconded by Kathy Goodwin. Motion carried, 3 for, 0 against.

Tara Mason, Secretary/Treasurer