

The Chippewa Cree Tribe of the Rocky Boy's Reservation

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96 Clinic Road
Box Elder, Montana 59521

CHIPPEWA CREE TRIBE BUSINESS COMMITTEE

REGULAR MEETING

Tribal Chambers

Thursday, September 3, 2009

@ 9:30 a.m.

MEETING CALLED TO ORDER: The regular meeting of the Chippewa Cree Tribal Business Committee was called to order at 9:30 a.m. on Thursday, September 3, 2009 in the Chippewa Cree tribal chambers by Chairman, Raymond "Jake" Parker.

INVOCATION: Invocation by Bruce Sunchild.

PRESENT: Raymond "Jake" Parker, Chairman, Joseph Lafromboise, Jr., Business Committee Member, Richard "Rick" Morsette, Business Committee Member, John "Chance" Houle, Business Committee Member, Russell "Rusty" Gopher, Business Committee Member, Bruce Sunchild, Business Committee Member, Harlan Baker, Business Committee Member, Jonathan Windy Boy, Business Committee Member, Brian "Kelly" Eagleman, Business Committee Member

ABSENT: All present.

OTHERS PRESENT: Voyd St. Pierre, Superintendent, Rocky Boy School District, Jay Viall, Director, Head Start, Leanne Montes, Esq., Chippewa Cree Tribe, Jim Swan, CEO, RJS & Associates, Stacey Small, Security, Chippewa Cree Tribe, Larry Morsette, Jr., Director, Risk Management, Richard Sangrey, Chief of Staff, Janice Myers, Secretary/Treasurer, Neal Rosette, Executive Administrative Assistant, Ona Gopher, Accounting Manager, Billianne Morsette, Grants & Contracts Compliance Officer, Don Myers, Assistant to Joe Lafromboise, Elinor Nault, Administrator, Chippewa Cree Tribal Courts,

AGENDA ADDITIONS/DELETIONS:

Additions to the agenda:

- 2a) Rocky Boy Schools-Voyd St. Pierre, Superintendent
- 2-m) Multi-disciplinary Team (MDT) – Jonathan Windy Boy
- 2-n) First Interstate Bank/Hunting License – Kelly Eagleman
- 2-o) Law & Order – Chance Houle
- 2-p) Compliance Report – Chance Houle
- 2-q) Adman Walsh under Legal – Harlan Baker

Motion by John "Chance" Houle to approve the Thursday, September 3, 2009 Chippewa Cree Business Committee agenda with additions as presented. Seconded by Harlan Baker. Call for comment or question. All in favor, motion carried. (8) Yes – (0) No.

APPROVAL OF MEETING MINUTES FOR MONDAY, JULY 20, 2009:

49 Chairman Parker questions security cameras. He recommends Larry Morsette, Jr., and Stacey Small to
50 get with the Rocky Boy Health Board/Wellness on a bid for security cameras under one package.

51
52 Correction to the minutes for Monday, July 20, 2009, page 7, line #324, Rusty states, and the issue refers
53 to the **Cultural Resource Department** rather than the **Judicial Commission**. Page 7, line #328, should
54 read, "We do more on **cultural consultation**" rather than **legal assistance**.

55
56 Jonathan comments on page 6, line #250. He states, on the SAMSHA grant, since last meeting there
57 was some issues that come up from couple of individuals who had warrants that prevented them from
58 attending the Pow-wow. He is recommending that he sit on the SAMSHA Technical Advisory Group
59 due to several issues that he views first hand. If we don't proceed of what we are saying we are going to
60 do, the reports given is a disadvantage, and what he recommends to the tribe, any grant writing that goes
61 forward, we have collaboration with all departments that deal with this. He states, in this case, there is
62 going to be an expansion grant that he received information on. In the last quarter meeting he was
63 informed that there is going to be an expansion in the courts as far as probation officers. How he
64 envisioned as far as putting the recommendation forward is we need to provide a service that is going to
65 protect an individual who commits a crime. It goes back to the same case; if that person is sent away by
66 the courts, and if the courts remain in control of the probation system, he states, he feels sorry for the
67 individual who commits the crime because they will be shied away from the court because they are the
68 ones that were sent away. How he envisioned this is we pull that away under the supervision of the
69 probation for the prosecutors office, which will keep the two entities separate, and at the same time it
70 will protect the individuals rights as citizens.

71
72 Chance comments on page 13, line #617. He states, he asked to be acquitted of all allegations against
73 him because it is in black and white regarding Kenny Writing Bird. In the minutes, it states ONI is
74 paying him \$20 per hour from August to end of September, which is \$7,200. The Health Board and
75 courts would cost share his services at \$3,600 each from that point on. He is requesting to take 2-1) off
76 of the agenda because this issue was what it was concerning.

77
78 Chairman Parker comments. He states, he met with Billanne Morsette, Neal Rosette, Joe Lafromboise,
79 and Richard Sangrey trying to figure out a way based upon the services that are out there, a number of
80 services, and we talked about this issue over and over how we coordinate these services so everyone
81 receives fair justice, whether it is the victim or perpetrator. Whether it would be violence against
82 women or whatever, the system should be fair across the board. We had long discussions on the
83 prosecutor position and who should pay that position, where should that position stay. The position is
84 currently being paid out of Judicial. We were trying to get this position under compact, which it is, a
85 compact position. Point being, the direction was given to Neal and we need to support Neal and
86 Billianne in the endeavor we are trying to create and would be a great assistance to Ona Gopher. We
87 have 100 grants and contracts out there. He questions what are the goals and objectives of all the grants,
88 and at the end of the day what are the accomplishments. There are a lot of services and duplication of
89 services. At some point, and it was talked about how we bring everyone together through
90 MOU/MOA's. If there is a service there, how do we make that service available whether it is through
91 ONI, CRD, or CDC and all departments work together and spend that dollar where the dollar can be
92 stretched

93
94 Jonathan comments. He is suggesting Neal and Billianne coordinate a strategic session to get everyone
95 to come to the table.

96

97 Neal comments. He states, during the directors meeting, Billianne and he can work with directors to
98 start the process. Billiane states, you cannot have just one strategy session, she suggests all the
99 departments meet at least once a month to coordinate who received what, which people are utilizing the
100 programs. It needs to continue throughout the year to discuss outcomes, share and reporting of the goals
101 and objectives.

102
103 Joe Lafromboise comments. He states, we are doing a disservice to enrolled members once they return
104 from a detention center or penal system. We don't have an aftercare program. They go back on the
105 streets because we are not doing anything for them. We set them up for failure. Billianne states that
106 goes along with returning from treatment and there are times the families are left without the mother.
107 There have been some examples of the teenager being left with siblings without any help. Jonathan
108 states, the point being, as departments, we get territorial and that is where the disadvantage to the people
109 comes from.

110
111 Rusty questions the results of the Coochise Consulting Firm who did the judicial review. Elinor states,
112 they did a verbal report and will follow-up with a written report. Bruce states, in the follow-up verbal
113 report, they recommended that the fines be increased and in his mind he believes the fines excessive.
114 There are a lot of poor people in Rocky Boy that cannot afford it. They cannot allow their children or
115 grandchildren to sit in jail, so they come to the tribe. We have to be realistic to sentence someone for a
116 \$6,500 fine; this is not real when they can't feed their kids because they are living on commodities, so
117 \$6,500 is unreal. He suggests reviewing this area.

118
119 **Motion by John "Chance" Houle to approve the Chippewa Cree Business Committee meeting**
120 **minutes for Monday, July 20, 2009 with corrections as presented. Seconded by Bruce Sunchild.**
121 **Call for comment or question. All in favor, motion carried. (8) Yes – (0) No.**

122
123 **APPROVAL OF MEETING MINUTES FOR WEDNESDAY, AUGUST 5, 2009:**

124
125 Jonathan comments on roll call. He is recommending, rather than documenting absent, have excused
126 due to committee members commitments of attending meetings out side of the area.

127
128 Kelly comments on page 5, line #226. He questions if there is to be a number inserted regarding the
129 Resolution on the restructuring debt. He recommends that Ona check the language with the Roads
130 Department. Janice states, we need to delete the terms of years at the bank that should be included in the
131 paragraph, specifically for a line of credit for the roads.

132
133 Jonathan comments on page 6, line #263, should read "Chairman Raymond "Jake" Parker, Jr., to sign
134 the PL 93-638 Contract," rather than "Chairman Raymond "Jake" Parker, Jr., to sing the PL 93-638
135 Contract".

136
137 **Motion by Brian "Kelly" Eagleman to approve the Chippewa Cree Business Committee meeting**
138 **minutes for Wednesday, August 5, 2009 with corrections as presented. Seconded by John**
139 **"Chance" Houle. Call for comment or question. All in favor, motion carried. (8) Yes – (0) No.**

140
141 **BUSINESS:**

142
143 **ROCKY BOY SCHOOL/HEAD START PROGRAM – VOYD ST. PIERRE AND JAY VIALI:**

144

145 **Head Start Program Update:**

146
147 Voyd thanks the Business Committee for allowing him to take some time out of a busy agenda to report
148 on some of the activities with Early Headstart, Headstart program and Rocky Boy Schools. He would
149 like to report that some of the stimulus funds come through the Headstart program. On July 8, 2009,
150 \$43,700 for a regular Cost of Living Adjustment (C.O.L.A.) for Headstart program employees was
151 received. Voyd states, on July 24, 2009, the program received another \$111,000 grant for quality
152 improvement C.O.L.A. out of stimulus funds, \$103,000 will go directly to Headstart employees. Jay
153 comments. He states, it is all regular C.O.L.A. and ARRA. Voyd states, a standard salary scale has
154 been developed, which was frozen for 3 years, and hopefully this will give the employees a boost.
155 Chairman Parker questions, what happens once the stimulus dollar dries up, which the tribe may be
156 facing the same situation. When a C.O.L.A. comes into play, there is an influx dollars coming in. The
157 next 3 years down the road when everything dries up, it creates budget issues. Voyd states, we had a
158 discussion with the director on how best to implement. We originally discussed the possibility of
159 possibly making adjustments to the salary scale, and he informed the director that it cannot be done
160 because he questioned what happens in a few years when the money goes away, where are the costs
161 going to be covered. He states, what they come up with is either provide a C.O.L.A. percentage raise on
162 the next several paychecks, or take quarterly payments. The salary scale will remain in tact so we don't
163 get caught in that situation.

164
165 Joe Lafromboise comments. He states, this discussion come up before in different sub-committees.
166 When you do a percentage it seems that it is unfair to some. You get someone making \$70,000 and 3%,
167 and you get someone making \$15,000 and 3%, and you see that there is a wide gap. He recommends
168 doing it straight across the board, where everyone will get the same amount. Voyd states, it is the
169 discretion of the director to come up with the final plan, we will always run into that situation, the
170 difference in salary and hourly wages. Joe states, the Health Board has a formula that evens out.

171
172 Voyd states, he would like to inform committee members, the district has purchased 2 new 59-passenger
173 buses for Headstart for \$124,000. They are new onsite, in-service and ready to go next week, although
174 they are still looking for additional buses to satisfy the need. Rusty comments. He states, just a
175 reminder, if there are any road problems, bring forward to address. Voyd states, along those lines, he
176 had visited with the director and transportation, the buses were not specially equipped with heavy duty
177 struts and shocks, it is just a matter of drivers being careful and working with the road department.

178
179 **Federal Grants:**

180
181 Voyd states, one of the federal grants not received through grant writing that has been implemented at
182 Early Headstart is the Early Reading First Grant. We will have a federal onsite visit on September 23rd
183 and 24th, and will follow-up with the onsite report that we have and the director is aware of this. The
184 Policy Council, Director and staff are set to address all the concerns based upon the first initial report
185 and move forward, which is an \$800,000 grant for Early Headstart program.

186
187 **Rocky Boy School District Report**

188
189 Voyd states, he is happy to report that the school district is finally getting on fiscal track. We are on our
190 3rd Clerk for one year and she has been getting the district fiscally caught up. The new District Clerk is
191 Debra Arkinson. Next week training will be provided for all Rocky Boy School district clerks. He
192 reports 12-14 other grant programs not only Headstart, but within the school district, where we suffered

193 because there was no money drawn down. He estimates several million dollars sitting in the
194 government banks that will be moving forward to get the money to the school district accounts including
195 Headstart.

196

197 **Enrollment/Early Headstart:**

198

199 Voyd comments. He states, enrollment at Headstart, slots have moved from Headstart to Early
200 Headstart for 3 years olds. We are currently at 40 students, full capacity and from his understanding
201 there is a waiting list of 67. The Headstart program opens up next Tuesday. Full capacity would be 151
202 students; Mr. Viall reported to him that we are at 102 students fully registered.

203

204 Chairman Parker questions the issues with the grant application submitted; we are required to carry 150
205 students. Jay states, it is a total of 207 students. Chairman Parker questions if we are going to be okay.
206 At one point in time, there was an issue with enrollment and the numbers reported weren't the actual
207 numbers we were carrying. He questions if we will be in that situation. Jay states, that is the reason
208 why the slots were moved from Headstart to Early Headstart due to the huge waiting list. He states, his
209 plan is to cut the waiting list down and still have more babies trying to get enrolled. Chairman Parker
210 states, we grow as a population and as we submit our applications, he questions if there is a rule to up
211 these numbers and get additional services from the federal program. Jay states, the process has already
212 initiated part of the communication before running it through the full council, school board, or policy
213 council. He states, he was trying to get the refunding change per student and come to find out from the
214 Office of Headstart, when we negotiated it was very low. The other part of negotiations, he has the
215 enrollment data to send off to DC showing our population growth and states, he is currently trying to
216 negotiate to improve our overall slots. The problem is room.

217

218 Rusty questions if all the Headstart physicals have been completed. Jay states, no. I.H.S. did set aside
219 one day for Headstart physicals to the expense of I.H.S. The time and date was advertised on the radio
220 and in the paper; only 12 parents made it. Our current enrollment, he states, we have roughly 50 to fill.
221 Headstart will still need some type of partnership with I.H.S. or an agreement to get the kids in there.
222 The problem is getting the parents to take their children to the appointment; it is not a problem with
223 access. He states, we had all types of incentives to get these children in. We even offered transportation
224 and a bus. Bruce states, some way we need to get social services involved to get the kids into a system.
225 Chairman questions Jay if he is requesting to set up another date. Jay states, he is talking to I.H.S.
226 currently. We need a certified official who is authorized to give physicals. Kelly comments. He states,
227 his thought was there has already been a date set aside for Headstart physicals from the last Health
228 Board meeting. Chance comments. The Health Board did provide a day, which only the 12 showed, but
229 they are willing to work with Headstart again. It is just getting the parents to bring their kids in.

230

231 Joe will get with Wilma Tyner, Social Services, and Elaine Topsy, TANF to address this issue in a
232 letter.

233

234 **High School Expansion:**

235

236 Voyd states, the school district is currently working with an architect firm on the Rocky Boy High
237 School expansion project. He states, they did go down to the Headstart to get some plans, drawings, and
238 space developed for any future grant opportunities for expansion. Ultimately, a suggestion was initiated
239 to close the Brittney Raining Bird Center, which is located in one village and move everybody to one
240 central location. Hopefully this will be presented to the policy council within the next month. Chairman

241 Parker comments. He states, he is unaware where the school district is sitting financially, moving up to
242 Class B status. As we are growing, there is just no room, specifically the auditorium. Chairman Parker
243 states, it would be up to the council, but personally he would support the next Community Development
244 Block Grant to go toward the expansion. He states, anything politically the tribe could do, whether it is
245 through the state or federal agencies, to get some attention to the school situation. He states, unless we
246 go back to the school being BIA. Voyd states, this is nothing new, for the past 3 years he had come
247 forth to the council and one of the main issues is all the expansion is happening down at the Stone Child
248 College and Dry Fork area. Several years ago, that was the plan to build a new facility and currently we
249 are still struggling trying to get that land transferred to the High School district. Once we get over that
250 hurdle then we could move forward with plans of building of a new facility. Last item, we all
251 understand each person's position, he hears it, council, trustees and Mr. Viall hears it, if there are any
252 complaints regarding the reduction to Early Headstart / Headstart program, he encourages the council to
253 give Mr. Viall or he a phone call when any complaints are heard, they can investigate or exhaust their
254 chain of command. He states, they are working on their communication system to eliminate a lot of
255 rumor.

256
257 **Stimulus Money:**

258
259 Voyd informs the council, the Rocky Boy School district was one of sixteen (16) schools in the nation to
260 receive a small chunk of stimulus grant money for construction. The elementary school will receive
261 \$1.25 for needed electrical repairs to the original elementary school. Also windows, doors, exterior, fire
262 alarm system, heating and air conditioning will be worked on. He was notified last Friday, the school
263 was one of the lucky schools in the State of Montana that received a Montana Clean Diesel Bus grant.
264 This grant will provide \$48,000 to by a new clean diesel bus, and the district will match that. We will be
265 receiving a little over \$300,000 for Title 1 programs. The special education program which we send to
266 Bear Paw Cooperative in Chinook will be receiving stimulus dollars there. Enrollment at the High
267 School, we are up at 168, Junior High is down and Elementary is steady at 304.

268
269 Chance questions expansion on the gymnasium. He questions if funding has been lost. Voyd states, this
270 is moving forward and construction will begin in late February. This is entirely a funded program
271 through reserves.

272
273 **H1N1 Precautions:**

274
275 Kelly comments. He states, at the last Health Board meeting, H1N1 swine flu was talked about, and
276 hopefully the public health nursing is coordinating that effort and precautions are in place. Voyd states,
277 Janet Runnion has been helpful, we at the school will be finalizing the plans to deal with it. New
278 guidance from the Department of Education and CDC, it is not the 7 day stay out of school, it is one day.
279 The school will be promoting a lot of precautions, such as washing hands with antiseptic. Voyd thanks
280 for the help from the Community Health Representative from I.H.S.

281
282 **Cultural and Language Grant:**

283
284 Jonathan comments. He states, the grant that we have locally, last year we have been coordinating with
285 Box Elder School, and the intent of that was we work with Box Elder and we are in the 2nd year working
286 with Rocky Boy. There is some parents that don't agree with getting some of the cultural and language
287 in the school. Voyd states, there are trustees that have gone on record pretty strongly and they would
288 like for the schools to use more language and cultural. He doesn't think there is an opposition from

289 parents; it is just a good balance. We have taken a strong imitative to implement in our orientation and
290 opening session. Our elementary school has been offering a lot of cultural, berry picking; sweet grass
291 picking and we are gearing up for Native American week. He states, we want to do something several
292 times a month and not just one special week. Jonathan comments. He states, rather than reinventing the
293 wheel, he is recommending Voyd sit down with the Box Elder schools.
294

295 **Drug Testing:**
296

297 Chairman Parker comments. He states, this is something that we need to all address. We hired a
298 number of students who wanted to work through a summer youth employment program. At the time of
299 hire, the youth were drug tested; the statistics that come out were very alarming, 78% - 80% failed.
300 They were not disciplined; the thought was these are numbers that would be good statistically. He is
301 hoping through cooperative efforts through the tribe, the schools and the tribal programs available, a
302 preventative effort could be made. This is our next generation who will be running and operating our
303 tribe sometime down the road. It is a major issue, how do we tackle this issue. It varies anywhere from
304 marijuana to prescription drugs. He questions how do we address this as a group. Voyd states, we will
305 be very willing and eager to work with the tribal health organizations and communities. He states, as
306 you are aware we are in our final year of the drug testing grant, whether we are refunded or not, we will
307 continue to do that at Rocky Boy Schools. We have a staff member who is committed entirely to that
308 process. He is able to get out, our counselors are able to get out within the community and are strongly
309 encouraged to get out and work with tribal programs. Chairman Parker states, we need to incorporate a
310 more preventative type of program. Drug prevention has been put on the waist side all over and in all
311 schools. Schools have to meet the State and Federal standards, or whatever you have to meet on No
312 Child Left Behind, but the numbers are alarming and states, how do we communicate with the parents
313 and inform them of what is going on. Voyd states, the program deals exclusively with extra curricular
314 participants. Within our school building, 50% of the population participate, so we have 85% of our
315 population choosing not to participate due to the possibility of drug use. Chairman Parker states, it is
316 accepted, he states, he blames the tribal system for not addressing this issue. We have programs that are
317 available, whether it is through the court or CRD. He questions how do we do this in a positive way and
318 make change, not just by saying; the student is going to get kicked off the team if you don't comply. It
319 just kicks that student off to the side; it doesn't stop the drug use. He questions how do we address this,
320 maybe not in this generation, but the next so that we are aware where those numbers drop. Voyd states,
321 we will love to cooperate and come up with ideas for preventative activities in the schools and would be
322 willing to do this.
323

324 ***Chairman Parker out of session @ 10:17 a.m.***
325

326 Jonathan comments. He states, this is an informative session and suggests to extend an invitation to Box
327 Elder Schools, because Box Elder School does provide a service to a lot of our members, rather than put
328 them on the back shelf, have them here and even to the point to where we all know our enrollment is
329 increasing. Possibly have a Headstart satellite down there for preventative education.
330

331 **PLANNING SESSION – JONATHAN WINDY BOY:**
332

333 Jonathan states, he has a request, during the session discussion, he is requesting to entertain a motion
334 authorizing a strategy planning session. We do have a planning department that was recognized after
335 the last election. As chairman of that, he would like to take the lead on this with Neal, Billianne and

336 Joan. Jonathan recommending Neal and Larry propose the set up for a strategy session to include short
337 and long term planning at the directors meeting on Friday.

338

339 **Motion by Brian “Kelly” Eagleman to proceed with a Strategic Planning Session under the**
340 **direction of Jonathan Windy Boy, Neal Rosette, Billianne Morsette, Joan Mitchell, and Luanne**
341 **Belcourt. Seconded by Richard “Ricky” Morsette. Call for comment or question. All in favor,**
342 **motion carried. (7) Yes – (0) No.**

343

344 **INDIRECT COST PROPOSAL – JANICE MYERS, ONA GOPHER, AND RICHARD SANGREY:**

345

346 Janice states, Ona Gopher has been working very hard on the indirect cost budget, which is ready to be
347 submitted to NBC. This has been the first time that the budget has been ready to be submitted to NBC
348 early. The changes Ona did this year in the budget are, increased the fringe by 5%, which is an addition,
349 initially there was a reduction in that line item based upon council action. The Central Services
350 department was the only department that adhered to that mandate. With our understanding across the
351 board, it didn’t happen. That was a request to be put back in the budget for 2010. Within the past years,
352 we haven’t received a Cost of Living Adjustment (COLA), so this year we put in for a COLA whether it
353 is approved by NBC is another question. These are more or less the changes. We have to submit to
354 NBC, they review it and come back and negotiate with the tribe. They may have questions on each
355 budget line item. Janice states, there was some positions deleted. We sat with Chairman Parker and Joe
356 Lafromboise, Budget Chairman the day before and there were some deleted changes from prior budgets.
357 Due to NBC scrutinizing because they state we need to fill those positions, which we never did, so those
358 were backed out of the budget. We never did fill those positions, we had some add on’s on the current
359 budget.

360

361 Ona states, if you go through the changes made, which includes a 3% COLA, included is the Planning
362 Department that was talked about. Luanne Belcourt and Billianne Morsette is within the budget. We
363 also included an increase in computer supplies due to updating the software, which currently we are in
364 2003. We should be in the 2007 version. All the other line items will remain the same as far as the
365 travel, supplies, utilities and audit costs. Our new rate going forward will be 24.9% verses 17.4%.

366

367 Chairman Parker questions the areas that had been talked about with Larry Morsette, Jr. He is
368 suggesting going with the 100 on the insurance part of it. Larry stated he was doing another assessment
369 on all of the buildings the tribe is insuring, plus the vehicles. Ona states, if Larry did increase the
370 insurance plan, within the fringe benefits we can do a budget modification to adjust the insurance
371 expense out of there.

372

373 Chairman Parker suggesting approval of the proposal.

374

375 **Motion by Brian “Kelly” Eagleman to approve submission of the Indirect Cost Proposal for**
376 **FY2010 as proposed based on the document presented. Seconded by Bruce Sunchild. Call for**
377 **comment or question. All in favor, motion carried. (8) Yes – (0) No.**

378

379 **FIRST INTERSTATE BANK – JANICE MYERS:**

380

381 Janice states, on First Interstate Bank she would like to inform the Business Committee that the
382 agreement in place expired August 28, 2009, so the terms of the note needs to be changed. She has been

383 talking to Tim McInerney and they agreed to extend it to August 28, 2010. She is requesting approval
384 of the extension and signature approval. Ona was going to present close out lines of credit.
385

386 **Motion by John "Chance" Houle to approve the extension on the terms of the note with First**
387 **Interstate Bank. Seconded by Brian "Kelly" Eagleman with a comment by Chairman Parker.**
388

389 Chairman Parker states, he talked with Janice and Ona on this issue. The concern he has, although we
390 received the extension, we still need to address paying them down. The fear he has is come October 1,
391 2009, we may be on Continued Resolution (CR) and states, he is unaware if the budget will be
392 approved. Richard Sangrey states, based upon a meeting at the Regional Office, he had asked the
393 budget people, and they stated with all indications, we will be on CR. Chairman Parker states, whether
394 we are on CR or not, the timelines when we receive our money, it could be into November. We need to
395 figure out how we are going to cash flow for the whole month, at least for 30 days. He states, we are
396 getting an extension on the lines of credit, but they are not increasing the line of credit. We still need to
397 pay them down to have a resource to carry us. Janice states, Ona come up with a worksheet, tentative
398 plan to cover the lines of credit. Ona can explain what is out there and what we have coming in. Janice
399 states, we have \$400,000 coming in from the National Indian Agency Fire Center (NIFC). Paperwork is
400 in and we should receive that amount next week. She thought we would have to close it out by
401 September 30, 2009, now that we have the extension, we will still work on paying them off with the
402 plan. Ona states, come October 1, 2009, we will still have funds available if we are on CR. She states,
403 we made the 1st payment of \$150,000 for the general portion. Currently, the bank combined all the
404 funds, general, indirect, grants and contracts. She states, what she did, she went through all the transfers
405 the bank made to all the accounts. They each had ending balances, such as grants and contracts
406 \$450,000. Indirect \$50,000, and general account \$100,000. General made their first payment on
407 Wednesday and she figures the revenue that the tribe will be receiving by next week, each department
408 will pay \$100,000 by September 9, 2009 and continuing paying until we reach the \$1 million dollar to
409 pay off. Janice states, based upon all the money coming in as planned.
410

411 Chairman Parker questions what is going on with the departments that made commitments. The money
412 that was received from the Construction Corporation, he questions if this was part of the money that was
413 paid back to general. Confirmed. He states, Roads made a commitment for another couple hundred
414 thousand, but that is almost going to be a block because we did use \$150,000 out of the general. That
415 was supposed to be from the maintenance when the Roads received their stimulus dollar. Jay Eagleman
416 did state he would work with us and he had a couple of CD's out there, and questions if those CD's were
417 redone. Janice states, they were staggered out each month to mature. Chairman Parker states, there was
418 also \$200,000 with our equipment pool and states, Richard Sangrey and Neal Rosette need to get these
419 rental agreements in place. We talked about this a number of times, and Leanne did draft a rental
420 agreement that we could use across the board. He suggests getting a listing of all equipment that is
421 owned. Janice states, Larry Morsette, Jr. had started the process and initiated a meeting with his staff.
422 Chairman Parker states, Ona does have a plan to address the lines of credit.
423

424 Jonathan questions State reimbursements. He questions how that plays out. He states, when we carry
425 some of the reimbursement projects, such as TANF, and when there is an overdraft it adds up. Ona
426 states, as far as all overdrafts within any one of our plans, general pays for it. Jonathan states, so that
427 reflects the bottom line of what is being looked at. He questions if there is any way of preventing this
428 because they are trying to proceed with trying to get a 13-month payment schedule with the bank. If you
429 take a look at the average of what is being spent on these, it would seem it would help alleviate some of
430 that if we can get that payment ahead of time rather than getting stuck with the overdraft charges. Ona

431 states, they have been sitting down with all the programs that have been using the tribes funds, because
432 we are having problems with drawing down the funds. The agency is having problems paying us. We
433 have been doing this with Joe, Budget Chairman and all the program directors, assuring we are getting
434 that money so that we are not borrowing from other programs to cover another program. This is where
435 the overdrafts come in. With those programs now, we were at \$600,000 and 7 programs, their grants
436 weren't in place. They were in place but there was a problem with drawing the money down. Joe states,
437 we been meeting regarding reports to budget modifications; just a whole lot of different areas that we
438 spent the last 2 weeks cleaning those up. He states, once we start getting on top of things, making
439 directors accountable for their programs, hopefully that will diminish where we wouldn't have any
440 overdrafts where the tribe has to carry those. Joe states, he will be leaving for Great Falls to meet with
441 the State on the Title IV-E and Foster Care on why we are not getting our reimbursements in. Ona
442 states, we are getting reimbursements in, it is the percentage of the time studies and we are not getting
443 our fair share based upon the time study. Chairman Parker states, there is a variance and what the
444 Blackfeet get and what we get. The Blackfeet get 100%, whereas we receive 60%, and we are
445 wondering the difference, the agreements we have with the State, there is no standardized percentage
446 across the board whether is Blackfeet, Fort Belknap etc. Joe will be attending this meeting to get this
447 clarified.

448
449 Chance comments. He is requesting Jonathan to follow-up with Ann, where we talked about this in the
450 past. We were almost at the point where they were going to upfront those dollars at the beginning of the
451 month. He questions where we are come October 1, 2009, we are supposed to be 100% over with
452 Allan, and at that point in time, there will not be any overdrafts is what we were told. He questions if
453 we are going to make that on October 1, 2009. Janice states, so far we have 7 accounts over at Wells
454 Fargo, and October 1, everything will be closed at Independence Bank. That is the plan. Chairman
455 Parker states, you still have to have the money in the bank, and what Allan is stating, he could make
456 internal transfers to prevent overdrafts if we authorize him too.

457
458 **Question called for. All in favor, motion carried. (8) Yes – (0) No.**

459
460 **ROADS DEPARMENT:**

461
462 Janice comments. She states, she received a call from Wells Fargo, whereas she did stop by and visit
463 with staff. They are ready to approve a line of credit for the Roads Department. All documents were
464 provided for all the contracts coming in. For the record, she is requesting a matter of approval on a line
465 of credit from ARRA funds. Chairman Parker questions, currently the Roads has a line of credit for
466 \$500,000, now we are going to make a new line of credit for \$1 million. Janice states, the line of credit
467 at Independence will be closed and will open a new one on just ARRA funds. Chairman Parker
468 questions what is going on with the ARRA funds. He states, last week expenditures and this weeks
469 expenditures, we need to carry somehow. Kelly comments. He states, the way that it is working, we
470 have to do the reporting prior to us being reimbursed. Yesterday, he had signed a reimbursement; there
471 should be a turn around less than 5 days. He is unaware if this is what's happening because we 638'd
472 just the ARRA funds, we forgot programmatic verses ARRA. Chairman Parker states, his thought was
473 the agreement was they would fund 50%. Kelly states, they are suppose to, but the reporting is so
474 critical for ARRA that they need some documentation for us. This is the 2nd report that has been done.
475 Chairman Parker states, they need that line of credit to cover payroll due to their payroll running
476 \$60,000 a week. He is suggesting moving forward with the line of credit.

477

478 **Motion by Brian “Kelly” Eagleman to approve a Line of Credit in the amount of \$500,000**
479 **through Wells Fargo Bank for the Chippewa Cree Roads Department by Resolution. Seconded by**
480 **Richard “Ricky” Morsette. Call for comment or question. All in favor, motion carried. (8) Yes –**
481 **(0) No.**

482

483 **REQUEST FOR EXECUTIVE SESSION – ONA GOPHER:**

484

485 **Motion by Richard “Ricky” Morsette to enter into executive session at 10:40 a.m. Seconded by**
486 **John “Chance” Houle. Call for comment or question. All in favor, motion carried. (8) Yes – (0)**
487 **No.**

488

489 ***Back in session at 10:53 a.m.***

490

491 Jonathan Windy Boy, Vice-chairman calls meeting back to order at 10:54 a.m. Jonathan requesting
492 action on finances discussed.

493

494 **Motion by Joseph Lafromboise, Jr. to approve all recommendations discussed by the finance staff.**
495 **Seconded by Richard “Ricky” Morsette. Call for comment or question. All in favor, motion**
496 **carried. (8) Yes – (0) No.**

497

498 **HUNTING LICENSE REQUEST:**

499

500 Kelly comments. He states, a while back when we proposed to do business with First Interstate Bank,
501 Tim McInerney, Bank President, was interested in doing some hunting on the Reservation. As part of the
502 negotiations, he states, he has yet to get that ratified. He states, one wants to hunt for an elk and the
503 other individual wants to hunt for a mule deer. He was hoping that they would purchase their license
504 and we would give them a guided hunt as a gesture that we pay for. They pulled us out of a bind, where
505 as Independence was going to shut us down, and these guys within a week got us out of a bind.

506

507 **Motion by Bruce Sunchild to authorize a hunting license to Tim McInerney and a bank staff**
508 **member to hunt for one (1) elk and one (1) mule deer and a paid hunting guide. Seconded by**
509 **Brian “Kelly” Eagleman with a question. He questions if he could work out the guide portion. All**
510 **confirm. Call for comment or question. All in favor, motion carried. (8) Yes – (0) No.**

511

512 **SHOSHONE-BANNOCK TRIBES:**

513

514 Chairman Parker informs the Business Committee members he received a letter from the Shoshone-
515 Bannock Tribes about the opening of the tribe’s new Regional Justice Center on the Fort Hall
516 Reservation stating they had bed space. He is unaware what the current situation is with Choteau
517 County and knows there was an agreement with the BIA to pay the costs within Choteau County, which
518 is in Great Falls and questions if any one is familiar of what is going on with the bed space.

519

520 Harlan Baker comments. He states, the contract is being taken care of through Choteau County.
521 Chairman Parker states, he is sure the Shoshone-Bannock tribe is looking for bringing in revenue for the
522 Center. He states, the contract will have to be amended if we utilized this facility.

523

524 **Harlan states he will follow-up, if need be we could utilize the Center in Fort Hall.**

525

526 **SECURITY CAMERAS:**

527
528 Larry Morsette, Jr. comments. He states, he received three (3) bids for the tribal office and from his
529 understanding the committee members wanted to include the Clinic and Wellness Center. Chairman
530 Parker states, he had talked to Fawn Tadios and John Johnson after the situation from last weekend.
531 They were doing some pricing and he is unaware if this is from the same company. He did inform them
532 that the tribe was currently putting a bid together. He would hope that they could all be thrown into one
533 package. Chairman Parker states, this would be his suggestion. Bruce comments. He states, try to get it
534 expatiated. Chairman Parker states, no offense to anybody present, if we are going to put security
535 cameras up, assure that they are properly working and assure the monitors are working. He is unsure
536 whose responsibility that would be. Larry states, the system will be digitally recorded onto the computer
537 up to 30 days. Kelly questions if they are motion censored. Chairman Parker questions, at some point
538 wouldn't that fill your system up. Larry states, it is a 30-day revolving system, we don't have to change
539 tapes.

540
541 **Chairman Parker recommending within the next day or so, Larry Morsette, Jr. to contact John**
542 **Johnson or the individual who handles security at the Health Board for bids.**

543
544 **MONTANA FISH WILDLIFE AND PARKS:**

545
546 Chairman Parker informs the Business Committee members that he received a letter from the Montana
547 Fish Wildlife and Parks informing tribes who may want to designate individuals from their tribal
548 diabetic programs to receive department issued special licenses, and the individuals are entitled to hunt
549 during the season set aside by the commission for hunting wild buffalo. Free of charge.

550
551 **Motion by Brian "Kelly" Eagleman to approve designating two (2) individuals for scheduled**
552 **buffalo hunt through the Montana Fish Wildlife and Parks, and to forward approval back to the**
553 **Natural Resource Department. Seconded by Joseph Lafromboise, Jr. Call for comment or**
554 **question. All in favor, motion carried. (8) Yes – (0) No.**

555
556 **LEGAL – LEANNE MONTES, ESQ.:**

557
558 **Drug Ordinance – 2nd Reading:**

559
560 Leanne states, she made copies of the Drug Ordinance – 1st Reading and distributed among all program
561 directors. She received responses back from the Risk Management and Judicial Commission, based
562 upon their responses, they are requesting to have a uniform system that gets rid of the finding of critical
563 and non critical employees, so it is even across the board. In the Ordinance it allows different
564 departments to do a supplemental policy to include a higher or stricter policy. She states, she didn't
565 want to print anything out due to requesting the councils opinion before she pursued that avenue. What it
566 would do, it would be even, wouldn't define the critical and non-critical employee, but we are still
567 reducing them after 6 months to 3 months. There is also going to be correct protocol set up, such as the
568 first offense will be suspension and treatment, second offense, possible termination. There will still be
569 that level of standards, but it will just be even across the board. Leanne states, she was going to present
570 the 2nd Reading on September 14, 2009 but wanted to be assured councils approval.

571
572 **Motion by Bruce Sunchild to have a 2nd Reading on the Chippewa Cree Drug Ordinance.**
573 **Seconded by Joseph Lafromboise, Jr. with a comment by Chairman Parker. He states, he would**

574 **like for Larry Morsette, Jr. to present the 2nd Reading to the Director's meeting on Friday,**
575 **September 4, 2009. He would hope the comments that are incorporated into the Ordinance, not**
576 **the council, but for the directors to have direct contact with the Ordinance itself. Bring it back to**
577 **the Business Committee for the 2nd Reading and council make those comments. Kelly comments.**
578 **He states, he would like to bring out an opposition to one portion, regarding the testing of hair.**
579 **We debated this issue years ago and hopes that the tribe doesn't go down that road. Leanne**
580 **states, she will address this. Question called for. All in favor, motion carried. (8) Yes – (0) No.**
581

582 **Memorandum of Understanding (MOU) between the Chippewa Cree Tribal Courts:**
583

584 Leanne states, this is in regard to the MOU between the Courts and the Federal Bureau of Investigation
585 (FBI) office. This was presented at the July's council meeting when Federal Agent John Quinlin come
586 up and presented crimes on the Reservation. She states, she met with the Judicial Commission, and
587 states we are not looking to draft an MOU and we don't want to go there. We feel that it should be
588 determined on a case-by-case basis, and left to the prosecutor's decision as well as the legal department.
589 If it is an offender with the same type of crime such as theft and maybe that is something that we may
590 want to decide. Chairman Parker questions if it would be the discretion of the Prosecutor's and the U.S.
591 Attorney's office. Confirmed. Leanne states, she just wanted to inform the council because this was
592 discussed previously and they are not willing to enter into any type of MOU with the FBI.
593

594 Jonathan comments. He questions what happens with federal declamations. Leanne states, she is not
595 sure. Jonathan states, the reason why he states this, looking at the report that was provided, there are a
596 lot of unreported crimes that the FBI is riding us on. If they are not taking a lot of those cases on a
597 federal level, he questions why are we not taking them on a tribal level. Leanne states, Jonathan is right.
598 It is an issue in Indian Country. You see the rate for federal prosecution is 93% victorious. A lot of that
599 is we do the investigation, the groundwork and submit to the feds and there is a lot of times it doesn't
600 appear to be a winnable case, so they don't touch it. They have been putting the blame on us, and they
601 been putting the blame on different tribes, stating you need to prosecute. In reality we can and we do a
602 lot of times and it is not at the federal level. She states, she agrees, there are a lot of times that we do
603 need to be prosecuting to the fullest extent. Jonathan states, we discussed this in our Law & Order
604 meeting and the concern that he raises, every time there is a crime that is committed, right away we are
605 right there to run to the FBI or U.S. Attorney, when we should be able to do that right now, that was the
606 motion that come out of the Law & Order meeting. The percentage of the crimes that are being
607 committed here, they report them to the U.S. Attorney's office and they decline the cases because there
608 is either a lack of evidence or poor report writing skills. If that is the case, this is why we are proceeding
609 with report writing skills for Law Enforcement. People need to be held accountable as far as some of
610 the crimes that have been committed here. We have a murder that happened (six) 6 years ago and it is
611 still unresolved, and if the FBI isn't going to take it, we should be holding them accountable here.
612

613 Chairman Parker states, what came back from the court system, he questions if we are in agreement to
614 stay status quo. Jonathan recommends having some type of working relationship with FBI regardless.
615 If the courts don't want it, put it back to our prosecutor's office, have that person involved, because
616 there is no communication from our prosecutor to the U.S. Attorney's Office, this is the reason why we
617 are getting flack because we don't have that relationship with the U.S. Attorney's Office.
618

619 **Leanne states, she has her direction, and will assure that she will get this information back to the**
620 **prosecutor.**
621