

Tribal Land Enterprise  
A sub-chartered Corporation of the  
Rosebud Sioux Tribe  
Regular TLE Board of Directors Meeting  
Incorporated under Act of June 18, 1934 (49 stat 984)  
Telephone 747-2371 or 747-2372

November 08, 2010

The Tribal Land Enterprise Regular Board of Directors Meeting was called to order by Chairperson Fern Bordeaux-Boltz on November 08, 2010 at 10:30 am in the conference room of the Tribal Land Enterprise building in Rosebud, SD.

**Board Members Present:**

Fern Bordeaux-Boltz  
Rodney Bordeaux  
Rose Cordier  
Amos Prue  
Dominic Harmon

**TLE Staff Present:**

Stanley Whipple, Acting Ex. Dir.  
Phyllis Y.E.-Cadue, Board Secretary

**Others:** Brenda High Rock  
Jack Convoleoff  
Ron Hutchinson  
Joe Duling  
Ira Dean Wilson

**Roll Call:** 5 Board Members Present

**Board Member(s) Late:**

**Board Member(s) Absent:** 2 Absent: Richard "Smokey" Whipple and Clayton Wright Jr.

**Called to Order:** by Chairperson Fern Bordeaux-Boltz.

**Invocation by:** Fern Bordeaux-Boltz

**Agenda:** Motion to approve by Rose Cordier as is. Seconded by Dominic Harmon. Vote 4 in Favor, 0 opposed, 1 not voting. MOTION CARRIED.

**New Agenda addition to meeting:** "2009" Audit

Discussion by Rodney Bordeaux. Requests to be excused at 1:00 pm due to a meeting at JDC.

Discussion by Amos Prue. Would like to discuss Kira Vanderwalker

Question by Fern Bordeaux-Boltz. What did Council do on Kira Vanderwalker?

Discussion by Amos Prue. Housing took position re: compliance issue. Looking at remedies.

**FTR:** Ira Dean Wilson enters meeting at 10:36 am.

Discussion by Ira Dean Wilson. On Kira Vanderwalker regarding the land.

Discussion by TLE Board to call In-House attorney Mr. S. Sandven. Attorney on phone. Only on the lease with signatures of all Board members but Dominic Harmon and Fern Bordeaux-Boltz.

### **Acting Executive Director's Agenda**

Discussion by Stan Whipple on cost of living for Janice Menard (see attached letter).

Motion made by Rose Cordier to approve cost of living for "2009" for Janice Menard. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Stan Whipple. Paula Antoine from SOLO, Executive Director requesting to see the TLE Board on funding.

Discussion by Paula Antoine. In the past TLE obligated monies for land use. Request for funding from the irrigation revenue.

Discussion by Fern Bordeaux-Boltz. Each entity donated monies to start Program. TLE did a letter to Shareholders to support Land Office for Land Use Commission. The whole purpose of the monies for the Land Use Commission to get them off the ground. The Treasurer is the Treasurer for the Land Use Commission and needs to do the budget. Wayne Boyd needs to step up and if he doesn't want to do the budget on Title 18 & 19. RST needs to budget this commission.

Discussion by Darlene Black Spotted Horse. RST Budget and Finance wants TLE Irrigation Revenue to finance SOLO. According to Russell Eagle Bear and he was supposed to come with us but didn't show up.

Question by Amos Prue. Who manages Farmers National?

Discussion by Stan Whipple. TLE manages Farmers National. The Tribe has gotten the money from Dave Hickey from TLE on 5, 6 & 7 pivots which are under RST.

Discussion by Fern Bordeaux-Boltz. Paula we have to hang unto these budgets and look into this.

Discussion by Stan Whipple. Regarding Executive Director Position. Stan brought four (4) applications and Board looked at the four (4) job applications for Executive Director.

Discussion by Fern Bordeaux-Boltz. Phyllis checked on the four applicants references and they are attached to the applications.

Discussion by Dominic Harmon. Set up a date for the interviews.

Motion made by Amos Prue to interview on all four (4) applicants for Executive Director position on November 29, 2010 at 10:00 am. Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Rose Cordier. Madam Chairperson maybe Phyllis should call them for a heads up and then send them a letter just so those out of Towner's can start planning.

Question by Fern Bordeaux-Boltz. Amos can we amend your motion to pay mileage for the two (2) out of Towner's to come.

Discussion by Rose Cordier. Maybe we should pay all of them mileage.

Motion made by Amos Prue to amend and to interview all four (4) applicants for Executive Director position on November 29, 2010 at 10:00 am and to pay mileage to Rosebud, SD. Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by TLE Board on Aloysius Red Bird.

Discussion by Stan Whipple. Lease proposal coming up need a special meeting for specifically for the Lease proposal. TLE was to drill a well and fix it and LaCreek is charging over one thousand dollars to put it in. Anna Waln is pressuring TLE for the well and to do the pumps. Cheapest way is to put solar systems in. One is for seven thousand (\$7,000.00) dollars and the other one is for ten thousand (\$10,000.00) dollars. The best one is the ten thousand (\$10,000.00) dollars

Question by Dominic Harmon. TLE did the well why can't the landowners do the station and the pumps?

Discussion by Stan Whipple. RST Council made a motion to do the well.

Discussion by Rose Cordier. Board needs a written letter of request with a motion excerpt from RST Council to the TLE Board.

Discussion by Dominic Harmon. Keep up the fence line, water and upkeep of range land.

Motion made by Rose Cordier to table and request the Waln's put it in writing with the Motion excerpt from RST Council. Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Stan Whipple. On Aloysius Red Bird and his contract with TLE.

Motion made by Rodney Bordeaux to stick with current contract regarding Aloysius Red Bird. Seconded by Amos Prue. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Ira Dean Wilson on the special leasing meeting.

Discussion by Fern Bordeaux-Boltz. The Special Leasing Notice on hearing will be set on November 16, 2010 at 10:00 am.

Break for lunch at 12:35 pm.

Back from lunch at 1:17 pm.

### **CFO**

Discussion by Fern Bordeaux-Boltz on the "2009" audit with Bland & Associates. Set a special meeting with Bland & Associates on November 17, 2010 with auditors. Need to work on accounts receivable.

Discussion by Robert Wood. Most of the stuff we mailed and a lot was electronic and have copies of what the auditors requested. All documents that Leroy had discussed and all the loans up to date on them and what is not completed are on this list.

Discussion by Ira Dean Wilson. A special report done by OST to reconcile all accounts receivable and it goes on the computer for the Treasurer to see. It should go to TLE.

Question by Amos Prue. What is a realistic time frame?

Discussion by Robert Wood. We need to talk to the auditors.

Discussion by Amos Prue. Deadline will be on December 14, 2010. If this has to be in order we will allow them to put it in order until the 14<sup>th</sup> of December.

Motion made by Amos Prue to have all fiscal year "2009" audit requirements requested from August 24, 2010 done by December 14, 2010. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Robert Wood. We have been two (2) years behind since I came aboard. Know we are only six (6) months behind.

Discussion by Fern Bordeaux-Boltz. Have Robert talk to Patty and she knows what's going on.

Discussion by Robert Wood. Fiscal year 2011 for Attorney fees are up. Discussion on the pre audit bids.

Motion made by Amos Prue to hire Fenenga, DeSmet & Company, Inc. for three (3) years. Seconded by Dominic Harmon. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

Discussion by Robert Wood. Ron Hutchinson's attorney bill for November, 2010.

Motion made by Rodney Bordeaux to approve Ron Hutchinson attorney bill for November, 2010. Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Robert Wood. Steven Sandven attorney bill for November, 2010.

Motion by Rose Cordier to approve Steven Sandven attorney bill for November, 2010. Seconded by Dominic Harmon. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

Discussion by Robert Wood. I've been working on a manual which is in draft format in the finance department and will bring to the Board in January.

Discussion by Fern Bordeaux-Boltz. Need to review them on the amendments for the finance department. Research department is supposed to be developing manuals for each department but I think each manager should be developing their own manuals.

Discussion by Robert Wood on Bear Butte bids for reconditioning lodge. The bids are different amounts.

Question and discussion by Amos Prue. How much time do you have and you need to develop a scope on each item and use the same form for bidding.

Discussion by Stan Whipple. If you need to open on weekends one ex-employee is willing to open on the weekends.

Discussion by Amos Prue. Have Stan and Joe set up a uniform bid form including the decks.

**FTR:** Ira Dean Wilson left meeting.

### **Fee to Trust**

On Korb land was discussed by the Board.

1. Discussion by Steph Blacksmith. Appraisals for Mednansky land under the Isolated Tracts Act.

Motion made by Dominic Harmon to approve appraised value on Mednansky land. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Question by Fern Bordeaux-Boltz. Who wants to help me develop a policy?

Discussion by Dominic Harmon. I will help

Discussion by Steph Blacksmith. We had done some policies with Ron. Do you want me to look for them because we didn't do the ten (10%) percent.

2. Discussion by Steph Blacksmith. On purchase resolutions for Mednansky land.



Motion made by Rodney Bordeaux to approve to purchase resolution 2010-17 on Mednansky land. Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

3. Discussion by Steph Blacksmith. Move to finance resolution for the bank.  
Motion made by Rodney Bordeaux to move to Finance resolution 2010-17 for Mednansky land. Seconded by Amos Prue. Vote 4 in favor, 0 opposes, 1 not voting. MOTION CARRIED.
4. Discussion and question by Steph Blacksmith. On Grimm interests. Resolution 2010-18. Fourteen (14) undivided interests for surface and mineral. Seven (7) tracts of mineral interests. Do you want the mineral interests to go into trust? Need to do an abstract of title and it is expensive. Do you want to leave them in fee or you could get them estimated?
5. Discussion by Steph Blacksmith. On Grimm interests.  
Motion made by Dominic Harmon to purchase Grimm interests. Seconded by Amos Prue. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
6. Discussion by Steph Blacksmith. On Nelson interests. Appraisals came back on surface and mineral interests on 3.93 acres in Gregory and Tripp County.  
Motion made by Dominic Harmon to approve purchase Nelson interests on Resolution 2010-19 at the appraised value. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
7. Discussion by Steph Blacksmith. On Purchase resolution 2010-19 for Nelson interests.
8. Discussion by Steph Blacksmith. On Tipton interest. Appraisals came back for surface and mineral interests for 26.67 acres.  
Motion made by Dominic Harmon to approve purchase Tipton interests on Resolution 2010-20 at the appraised value. Seconded by Rodney Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
9. Discussion by Steph Blacksmith. On Purchase resolution 2010-20 for Tipton interest.
10. Discussion by Steph Blacksmith. Tell Ron Hutchinson its in his file.  
Motion made by Rodney Bordeaux to request Ron Hutchinson to attend Regular Board of Directors Meeting on December 14, 2010 and request Ron Hutchinson talk to Joe Duling to attend Regular Board meeting being held on December 14, 2010. Seconded by Amos Prue. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
11. Discussion by Steph Blacksmith. FYI
12. Discussion by Steph Blacksmith. FYI

13. Discussion by Steph Blacksmith. FYI

**Leasing Department**

Discussion by Ernie Blacksmith on Ring Neck Ranch advertisement. Gabe Medicine Eagle has not put in a bid and needs fencing on Ring Neck.

Motion made by Rodney Bordeaux to advertise Ring Neck Ranch from November 12, 2010 to December 10, 2010 till 5:00 pm. Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith on Koskan Hay advertisement.

Motion made by Amos Prue to advertise Koskan Hay from November 12, 2010 to December 10, 2010 till 5:00 pm. Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith on the Adult Correctional Facility to request an appraisal.

Discussion by TLE Board on Adult Correctional Facility to wait until the November 16, 2010 meeting.

Discussion by Ernie Blacksmith on Lonnie Two Eagle requesting reimbursement.

Motion made by Rodney Bordeaux to approve to reimbursement to Lonnie Two Eagle. Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith on Winner/Ideal Community reimbursement.

Motion made by Rodney Bordeaux to approve budget and to provide receipts for reimbursements to Winner/Ideal Communities. Seconded by Amos Prue. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

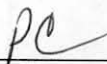
**Acquisitions**

Discussion by Michelle Kramer on acquisitions for November, 2010.

Motion made by Rose Cordier to approve the Acquisition for November, 2010 in the amount of ninety eight thousand nine hundred thirty nine dollars and thirty eight cents (\$98,939.38). Seconded by Amos Prue. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

**Adjourn**

Motion to adjourn at 4:46 pm by Rodney Bordeaux. Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Fern Bordeaux-Boltz/   
Fern Bordeaux-Boltz, Chairperson  
Tribal Land Enterprise  
Board of Directors

Rose Cordier  
Rose Cordier, Secretary  
Tribal Land Enterprise  
Board of Directors

Date of Approval: 031014