

# **Tribal Land Enterprise**

A sub-chartered Corporation of the  
Rosebud Sioux Tribe

Incorporated Under Act of June 18, 1934 (49 stat 984)  
Telephone 747-2371 or 747-2372

## **Tribal Land Enterprise Continued Board of Directors Meeting 03-17-10**

The Tribal Land Enterprise Continued Board of Directors Meeting was called to order by Chairperson Fern Bordeaux-Boltz on March 17, 2010 at 11:44 a m in the conference room of the Tribal Land Enterprise building in Rosebud, SD.

### **Board Members Present:**

Fern Bordeaux-Boltz  
Dominic Harmon  
John Spotted Tail  
Richard "Smokey" Whipple  
Rose Cordier

### **TLE Staff Present:**

Robert Wood, Interim Director  
Ernie Blacksmith, Leasing  
Patty Jones, Assignment  
Phyllis Y E-Cadue, Acting Bd Secretary  
Steph Blacksmith, Fee to Trust  
Michelle Kramer, Acquisitions

**Others:** Ira Dean Wilson, BIA,

**Roll Call:** 5 Board Members Present

**Board Member(s) Absent:** (2) Clayton Wright Jr. and Rodney Bordeaux

**Called to Order:** at 11:44 am by Chairperson Fern Bordeaux-Boltz.

**Invocation by:** John Spotted Tail

**New Additions to Agenda:** Drawdown from Farmer's National and Interviews on Executive Director and Deputy Director of Research

**Approval of Agenda:** Motion by Richard "Smokey" Whipple to approve the agenda as amended. Second by Dominic Harmon. Vote 4 in favor, 0 opposed and 1 not voting. MOTION CARRIED.

### **INTERIM EXECUTIVE DIRECTORS REPORT**

Discussion by Fern Bordeaux Boltz on dividend payments.

Discussion by Dominic Harmon on Farmers National.

**Fee to Trust**

**Continued Board of Directors Meeting  
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1. Update on Melvin Huggins who is requesting all his lands be purchased at the same time. Two (2) allotments, Tribal exchange assignment, fee land and two (2) assignments with TLE.
  2. Melvin Huggins land is to use the isolated tracts act and needs to go to RST Council for a resolution in order for the bank to finance this loan.
  3. On Huggins land, a new survey needs to be done on all of it. On Scull undivided interests, no survey needs to be done.  
Motion by John Spotted Tail to refer to RST Council on **Resolution 2010-03**.  
Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.  
  
Motion by John Spotted Tail to survey all Huggins land. Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.
  4. Draft **Resolution 2010-04** to release lien on ILCA tracts the Tribe owes. Amend and release all interests (including surface and minerals with ILCA funds). Include 25 U.S.C., Section 214 (2213) (b) (3) (B) (a part of the Indian Land Consolidation Act of 1983, as amended in 1991, 200 and 2004, 25 U.S.C. Secs. 2201-2219) Approved as amended and bring back to TLE Board.  
Motion by Dominic Harmon to table Resolution 2010-04 for TLE Board Meeting on April 13, 2010 meeting. Second by Richard Smokey” Whipple. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.
  5. Have Wells Fargo do a long form appraisal on Isolated Tracts. Wait until Wells Fargo obtains appraisal on Isolated Tracts and then get a hold of TLE regarding the appraisal.
- FTR:** Have Robert Wood check into another Bank other than Well Fargo and set up something With them.
6. Addendum to Steph Blacksmiths contract.  
Motion by Rose Cordier to table until the new Executive Director comes on board. Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.
  7. Revise **Resolution 2010-05**, referred to as the Landman land and refer to RST Council.  
Motion by John Spotted Tail to refer Resolution 2010-05, Landman land to RST Council. Second by Rose Cordier. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.
  8. Discussion by Steph Blacksmith on information to TLE Board of Directors on title commitment policies for all the remaining fee lots.

The TLE Board of Directors break for lunch at 12:56 p.m. TLE Board of Directors reconvenes

at 1:20 p.m.

**Interim Executive Director Report**

Discussion on bid advertisements for In House Attorney and take out Amanda Wilbur's application due to her being hired as Executive Director. Have a one (1) year contract, ninety (90) day review and negotiate amount of \$100.00 per hour with Steven Sandven.

**1. Legal Services**

Steven Sandven, \$150.00 per hours

Terry Pechota, \$150.00 per hour

Amanda Wilber, \$90.00 per hour

Thomas Van Norman, \$100.00 per hour

Motion by Dominic Harmon to negotiate an offer on his legal contract to Steven Sandven at \$100.00 per hour not to exceed \$125.00 per hour for one (1) year with ninety (90) day review. Second by Richard "Smokey" Whipple. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

**2. Discussion for Fee to Trust Attorney.**

Ron Hutchinson, \$125.00 per hour

Thomas van Norman, \$100.00 per hour

Motion by Rose Cordier to award one (1) year contract to Ron Hutchinson, Fee to Trust Attorney at \$125.00 per hour. Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

**3. Discussion on bid advertisements for IT Services**

Reliable Computing Systems is insured and TLE Board is requesting Interim Director, Robert Wood to negotiate amount. On Iyotte Custom Internet Solutions are not insured. Interim Director has given Iyotte Custom Internet Solutions up to March 17, 2010 to submit insurance.

**FTR:** The TLE Board of Directors goes off the record at 1:30 p.m. and is back on record at 1:48 p.m.

Reliable Computing Systems, Inc.

Iyotte Custom Internet Solutions

Motion by Rose Cordier to table Reliable Computing Systems, Inc. for further research and to have Interim Director, Robert Wood negotiate amount. Second by John Spotted Tail. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

**4. Legal updates (For Your Information to TLE Directors).**

Discussion on Board minutes needing to be approved by the TLE Board of Directors dated from February 19, 2009 through February 17, 2010.

Motion by Richard "Smokey" Whipple to approve of the minutes as attached from February 19, 2009 through February 17, 2010. Second by Rose Cordier. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

Discussion on Executive Director Position.

Wilber, Amanda  
Greaves, Leroy  
Marshall, Irvin

Motion by Rose Cordier to offer Amanda Wilber the Executive Director position with ninety (90) day probation at \$75,000.00. Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

Motion by Rose Cordier to provide a **stipend** to move Amanda Wilber from Santa Fe, NM to Rosebud, South Dakota at \$500.00 for mileage. Second by John Spotted Tail. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

Motion by Rose Cordier to pay Amanda Wilber **mileage from Santa Fe, NM to Rosebud for her position**. Second by John Spotted Tail. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

Motion by Rose Cordier to reimburse mileage for **all** interviews. Second by John Spotted Tail. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

Discussion to hire a Deputy Director of Policy and Research.

Motion by Richard "Smokey" Whipple to offer Leroy Greaves the Deputy Director of Policy and Research position with ninety (90) day probation. Salary starting at \$60,000.00. Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

#### **CFO**

Discussion for approval of the draw down on Farmers National Company.

Motion by John Spotted Tail to re-affirm drawn down from Farmers National Company. Second by Richard "Smokey" Whipple. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

Discussion by Robert Wood to pay attorney bills for S. Sandven and R. Hutchinson.

Motion by John Spotted Tail to approve to pay Attorney S. Sandven bill in the amount of \$2,026.82 for the month of March 03, to March 17, 2010. Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

Motion by John Spotted Tail to approve to pay attorney R. Hutchinson bill in the amount of \$603.75 for the month of March. Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

#### **Leasing Agenda**

1. Discussion by Ernie Blacksmith Jr. on White River Youth Center. Michelle Piper is four (4) months behind at \$2,500.00 per month. Michelle Piper is requesting to reduce her monthly rental rate to \$800.00 for the summer months and \$400.00 for the winter months. TLE Board of Directors is requesting Ernie Blacksmith Jr. to look into this matter and to check the recreation center for the youth for Swift Bear and Horse Creek community.

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2. Discussion on seal bids for Koskan land. Ralph Moran's hay land bid is \$12,901.00. Kline's bid for hay land is \$11,000.00.

Motion by Rose Cordier to award Ralph Moran the bid on hay land contract (Koskan Land) for one (1) year. Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

3. Discussion by Ernie Blacksmith on Prairie Dog poison. TLE Board has decided to have Neal Kramer extend his time and look up the cost of the poison and sell it for cost plus freight cost. Need to handle it administratively per TLE Board. Need to have it done immediately.

4. Discussion by Ernie Blacksmith on Verna Taylor Hansen for Tribal member rates of \$15.00 an acre. For hay land for five (5) years on Ref. No. 2541 (T117A).

Motion by Rose Cordier to approve to Verna Taylor on Ref. No. 2541 (T117A) at \$15.00 an acre for hay land for five (5) years. Second by John Spotted Tail. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

5. Discussion by Ernie Blacksmith Jr. on Lureen Gran at \$10.00 an acre for grazing and \$15.00 an acre fee land.

Motion by John Spotted Tail to amend Ref. No. 4808 fee land for one (1) year as proposed. Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

Motion by John Spotted Tail to approve

|                               |      |
|-------------------------------|------|
| Ref. No. 3003 (RS-580 & 580A) | 40%  |
| Ref. No. 2141 (T583)          | 100% |
| Ref. No. 1273 (T5569)         | 100% |
| Ref. No. 2841 (RS-5509)       | 58%  |
| Ref. No. 4039 (T5510)         | 100% |
| Ref. No. 150 (RS-5572)        | 83%  |

As proposed. Second by Richard "Smokey" Whipple. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

6. Discussion by Ernie Blacksmith Jr. on Betty Sell for \$15.00 per acre for grazing and \$20.00 per acre for hay land. Non Tribal member rates for five (5) years.

Motion by Rose Cordier to approve as proposed.

|                           |      |
|---------------------------|------|
| Ref. No. 3325 (RS-4926)   | 67%  |
| Ref. No. 507 (T6301)      | 100% |
| Ref. No. 1605-01 (T7518A) | 100% |
| Ref. No. 2832 (RS-5464)   | 60%  |

Second by John Spotted Tail. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

7. Discussion by Ernie Blacksmith Jr. on Piya Mani Otipi for \$10.00 per acre for grazing.

Motion by Richard "Smokey" Whipple to disapprove



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Ref. No. 4263 (T11766) 100%  
As proposed. Second by John Spotted Tail. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

8. Discussion by Ernie Blacksmith Jr. on Marion Dryer for \$15.00 per acre for grazing and \$33.00 for farming.

Motion by John Spotted Tail to approve for one (1) year.

Ref. No. 4238 RRS-100) 83%

Ref. No. 4542 (RS-100.5) 50%

Second by Richard "Smokey" Whipple. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

Motion by Dominic Harmon to award Ed Medearis, Ref. No. 1660 (RS-157.5) provided he meets the high bid. Second by John Spotted Tail. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

9. Discussion by Ernie Blacksmith Jr. on Ken Risseeuw for \$15.00 per acre for grazing and \$33.00 per acre for farming for five (5) years.

Motion by Richard "Smokey" Whipple to approve as proposed on

Ref. No. 3609-00 and 01 (RS-748) 79%

Second by John Spotted Tail. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

10. Discussion by Ernie Blacksmith Jr. on James Bennett for \$15.00 per acre for grazing.

Motion by Richard "Smokey" Whipple to approve as proposed for five (5) Years on

Ref. No. 1501 (T205) 100%

Ref. No. 2455 (T11352) 100%

Second by John Spotted Tail. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

11. Discussion by Ernie Blacksmith Jr. on Gwen Haukaas for \$10.00 per acre for grazing.

Motion by John Spotted Tail to approve as proposed for one (1) year on

Ref. No. 4428 (RS-6354) 20%

Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

12. Discussion by Ernie Blacksmith Jr. on Dan Gudget for \$15.00 per acre for grazing and \$20.00 per acre for hay land.

Motion by Rose Cordier to approve as proposed for hay land for five (5) years on

Ref. No. 3591 (T6856) 100%

Ref. No. 1574 (RS-3261) 83%

Second by John Spotted Tail. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

13. Discussion by Ernie Blacksmith Jr. on Jared Sherwood for \$10.00 per are for grazing.

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Motion by John Spotted Tail to approve as proposed for a five (5) year lease on  
Ref. No. 830 (RS-861) 24%  
Second by Rose Cordier. Vote 4 in favor 0 opposed 1 not voting. MOTION  
CARRIED.

14. Discussion by Ernie Blacksmith Jr. to recommend to re-advertising on Doug Rowe for \$15.00 per acre for grazing and \$33.00 per acre for farm land.

Motion by John Spotted Tail to re advertise  
Ref. No 2632-01 (RS-95B) 57%  
Ref. No. 3115 (RS-105C) 94%  
Ref. No. 2632 (T95A) 100%  
Ref. No. 2910 (T95.5) 100%  
T9132 100%

Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION  
CARRIED.

15. Discussion by Ernie Blacksmith Jr. on Dick Halligan for \$10.00 per acre for grazing. TLE Board is requesting to see who leased it last.

Motion by Richard "Smokey" Whipple to approve to Dick Halligan as proposed for five (5) years on  
Ref. No. 4832 (RS-4989) 58%

Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION  
CARRIED.

16. Discussion by Ernie Blacksmith Jr. on Calvin Sully Sr. for \$20.00 per acre for farming.

Motion by John Spotted Tail to approve to Calvin Sully Sr. as proposed for five (5) years on

Ref. No. 721 (RS-24) 48%

Second by Dominic Harmon. Vote 4 in favor 0 opposed 1 not voting. MOTION  
CARRIED.

17. Discussion by Ernie Blacksmith Jr. on Eddie Medearis for \$10.00 per acre for grazing, \$20.00 per acre for farm land and \$15.00 for hay land to Eddie Medearis.

Motion by Dominic Harmon to approve as proposed for five (5) years on

Ref. No. 538 (T585.5) 100%  
Ref. No. 388 (RS-315) 84%  
Ref. No 388-01 (RS-315) 84%  
Ref. No. 389 (RS-315.5) 78%  
Ref. No. 805 (T11034) 100%  
Ref. No. 806 (T11034) 100%  
Ref. No. 2100 (T5617) 100%  
Ref. No. 2160 (T431) 100%  
Ref. No. 2657 (T7907) 100%  
Ref. No. 1665 (RS-157B) 98%  
Ref. No. 3208 (T585C) 100%  
Ref. No. 3208 (T585 A & B) 100%

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March 17, 2010**

Ref. No. 492 (RS-177) 95 %

Ref. No. 3102 (T163) 100%

Second by Rose Cordier. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

18. Discussion by Ernie Blacksmith Jr. on John Spotted Tail for \$10.00 per acre for grazing. Motion by Richard "Smokey" Whipple to approve to John Spotted Tail as Proposed

Ref. No. 348 (T11672) 100%

Ref. No. 349 (T11489) 100%

Second by Dominic Harmon. Vote 3 in favor 0 opposed 2 not voting. MOTION CARRIED.

**FTR:** TLE Board of Directors goes off the record at 4:00 p.m. and convenes at 4:15 p.m.

Discussion by Ernie Blacksmith Jr. on Bill Huber. Rose Cordier is requesting Ernie Blacksmith Jr., Leasing Department to check the fine for planting.

Motion by Dominic Harmon to lease Bristow Ranch Farm acres and award to Bill Huber provided Bill Huber meets the high bid for five (5) years and to complete the contract within thirty (30) days. If not completed within thirty (30) days the next bidder Happy Acres will get the lease. Bill Huber will also pay up any of his assessments. Second by Richard "Smokey" Whipple. Vote 2 in favor 1 opposed 2 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith Jr. on Mary Lee and Merle Fast Horse's proposal for \$10.00 per acre for grazing and a bond waiver.

Motion by Dominic Harmon to approve the lease to Mary Lee and Merle Fast Horse as proposed and a bond waiver on the 100% owned Tribal land.

Ref. No 368 (RS-1702) 39%

Ref. No. 368-01 (RS-1702-A) 66%

Ref. No. 3680 (RS-1704) 87%

Ref. No.1341 (T1052.5) 100%

Ref. No. 1341-A (T105.5A) 100%

Ref. No. 3078 (T5081) 100%

Ref. No. 3080 (T1055) 100%

Ref. No. 3423 (T2249) 100%

With the stipulation of obtaining a denial letter from the bank and that all improvements stay with the land. Second by Richard "Smokey" Whipple. Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith on Leasing Clerk.

**FTR:** TLE Board went into executive session at 4:26 p.m. and convenes at 4:33 p.m.

Motion by Dominic Harmon to go into Executive session. Second by John Spotted Tail Vote 4 in favor 0 opposed 1 not voting. MOTION CARRIED.



**Acquisition Department**

Discussion by Michelle Kramer on Webster Two Hawk Sr. on his land sale.

Motion by Dominic Harmon to approve the Acquisition of land sale to Webster  
Tract No. RS-686-A

Two Hawk Sr. and pay half (1/2) in April, 2010 and the second half (1/2) of the  
remaining payment in May, 2010. Second by Rose Cordier. Vote 4 in favor 0  
opposed 1 not voting. MOTION CARRIED.


Motion by John Spotted Tail to re affirm the petition for March Acquisitions as  
corrected. Second by Richard "Smokey" Whipple. Vote 4 in favor 0 opposed 1  
not voting. MOTION CARRIED"

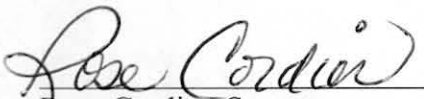
**Assignments**

Discussion by Patti Jones on Dorothy Reinaehl-Williams Estate assignments. Dorothy Reinaehl-  
Williams five (5) living children are contesting the beneficiary. Five (5) living children are  
eligible for lineage decent but are not enrolled at this time. Patti Jones is requesting a hearing.  
Set up. Patti Jones will need to send out letters to heirs and beneficiaries and to notify them of  
legal counsel.

Motion by John Spotted Tail to set a date on April 06, 2010, at 10:00 a.m.  
regarding Dorothy Reinaehl-Williams. Second by Dominic Harmon. Vote 4 in  
favor 0 opposed 1 not voting. MOTION CARRIED.

Motion by John Spotted Tail to adjourn meeting at 5:21 P.M. Second by Dominic Harmon. Vote  
4 in favor 0 opposed 1 not voting. MOTION CARRIED  
Adjourned at 5:21 pm.

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



Rose Cordier, Secretary  
Tribal Land Enterprise  
Board of Directors

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Date of Approval: \_\_\_\_\_