

TRIBAL LAND ENTERPRISE

A sub-chartered Corporation of the
Rosebud Sioux Tribe
Incorporated under Act of June 18, 1943 (49 stat 984)
Telephone (605) 747-2371 or (605) 747-2372

Rescheduled Board Meeting

Tribal Land Enterprise
February 27, 2012

The Tribal Land Enterprise Rescheduled Board of Directors Meeting was called to order by Joe Ford, Vice-Chairman on February 27, 2012, at 11:03 am in the conference room of the Tribal Land Enterprise building in Rosebud, South Dakota.

Board Members Present:

Joe Ford
Pam Kills In Water
Leroy Greaves
Scott Herman
Steve Denoyer
Rodney Bordeaux

TLE Staff Present:

Vernon Schmidt, Ex. Dir.
Phyllis Y. E. - Cadue, Bd Sec.
Ernie Blacksmith, Leasing
Steph Blacksmith, Fee to Trust
Robert Wood, CFO
Mary Wynne, Policy & Research

Other (s)

Cleve Her Many Horses - Super, BIA
Ron Hutchinson
Dan Gargan
Ann Moran
Syd Huq
Minnie Spotted Tail
John Whiting
Fern Bordeaux-Boltz

Roll Call: 6 present

Board Member(s) Late: 2 -Steve Denoyer, 11:03 am and Leroy Greaves, 11:05

Board Member(s) Absent: 1 - Amos Prue

Called to Order: by Joe Ford

Invocation by: Vernon "Ike" Schmidt

FTR: Cleve Her Many Horses entered meeting at 10:45 am
FTR: Steve Denoyer enters meeting at 11:03 am
FTR: Leroy Greaves enters meeting at 11:05 am

Approval of Agenda: Motion made by Pam Kills In Water to approve agenda. Seconded by Scott Herman. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

STAFF REPORTS

Executive Director - Vernon Schmidt

#9. Discussion by Ann Moran on Right of Way and Easement.

Motion made by Steve Denoyer to refer Ann Moran back to RST Council on Resolution 2011-270. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#8. Discussion on Turtle Creek Manager, Daniel Gargan

#1. SWA-NAHASDA Regulatory Agreement through Lease Amendment

Motion made by Leroy Greaves to approve the NAHASDA Regulatory Agreement through Lease Amendment as a lease amendment to the Residential Lease Amendment, Assignment and Partial Restatement, as amended between the Tribal Land Enterprise ("Lessor") Sicangu Wicoti Awanyakape Corporation ("Assignor" or "Lessee") and Sicangu Village Estates II Limited Partnership ("Assignee" or "Tenant"). Seconded by Pamela Kills In Water. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#2. Discussion on re-evaluation of certificates.

Motion made by Rodney Bordeaux for re-evaluation of certificates for 2012. Seconded by Leroy Greaves. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Lunch at 12:30 pm

Reconvene at 1:15 pm

FTR: Rodney Bordeaux left meeting at 1L24 pm

#3. Discussion for travel for Karen Little Thunder

Motion made by Scott Herman to send Karen Little Thunder to Las Vegas, NV for a TAMM's workshop. Lack of second. MOTION DIED.

#7. RST Piya Mani Otipé Program/Tokala Inajinyo Suicide Prevention Mentoring

Project is requesting White River Restaurant and Youth Center Building. Steve Denoyer is on REDCO Board and will look into matter.

#6. Liliana Tamayo Donation letter. TLE does not do donations

Fee to Trust - Steph Blacksmith

#5. Motion made by Steve Denoyer to pursue and buy the Till property at that amount \$896,200.00. Second by Pamela Kills In Water. Discussion. Steve Denoyer withdrew motion.

Motion made by Steve Denoyer to proceed and buy the Till property with the owner up to \$700.00 per acre. Seconded by Leroy Greaves. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#4. Motion made by Steve Denoyer to send the Quigley Land which is up for auction to RST Council for maximum bid amount. Seconded by Leroy Greaves. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#1. Wayne Johnson - already taken care of on past Board Meeting.

#2. Melvin Songer - denied by TLE Board

#3. Bear Butte - James Norstegarrd. Steve Denoyer will bring it up to RST Council

#6. Oleta Mednansky - TLE will wait until FSA has completed her claim

#7. White River Restaurant and Youth Center. Steve Denoyer will see REDCO Board.

#8. O'kreek Lots taken care of in past Board meeting

Executive Director - Vernon J. Schmidt.

#5, Discussion with Neal Kramer.

Motion made by Steve Denoyer to have the TLE Executive Director set up a meeting with TLE Board for a grievance hearing for Neal Kramer. Seconded by Pam Kills In Water. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

ACQUISITIONS

Motion made by Pamela Kills In Water to approve Acquisitions for the month of January, 2012 in the amount of \$67,649.68 and Acquisitions for February, 2012 in the amount of \$85,141.18. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

LEASING - Ernie Blacksmith.

#1. Mustang Meadows

Motion made by Leroy Greaves to approve and pay two (2) bills from Reimers Well Drilling Company in the amount of \$7,504.90, invoice #5029 and \$2,693.94, invoice #5030 that were dated November 22, 2011. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#2. FSA Signature card

Motion made by Leroy Greaves to have the Executive Director put on the FSA Signature card. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#3. Ring Neck Ranch

Motion made by Leroy Greaves to defer for one (1) year the 1,700 acres that was burned for leasing. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Leroy Greaves to advertise for one (1) year on the rest of the acreage for leasing (1,800 acres approximately). Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#4. Eddie Farmer, Sr.

Motion made by Scott Herman to transfer lease No. 1618671015 to John Farmer and lease No. 162614116 to Eddie Farmer Jr. Seconded by Pamela Kills In Water. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

Motion made by Steve Denoyer to extend John Farmer and Eddie Farmers leases until February 20, 2020 so it would coincide with the EQIP Contract. Seconded by Pamela Kills In Water. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

#5. James Longcor/Daniel Gudgel

Motion made by Steve Denoyer to change to James Longcor. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#6. Cliff Bryan/Clifford Lafferty

Motion made by Scott Herman to approve Cliff Bryan as leaser due to higher bid in the amount of \$3,990.00 for five (5) years. Seconded by Leroy Greaves. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#7. Webster Two Hawk

Motion made by Steve Denoyer to have Webster Two Hawk keep range unit Ref. #4850/T-686A, Lots 7, 8, 9 and 10 of Section 4.T,40N,R29W. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#8. Keith Whipple

Motion made by Steve Denoyer to amend and modify the lease into Clint Whipple's name and to include a copy of a RST Tribal I.D. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#9. Verna Taylor Hansen

Motion made by Steve Denoyer to approve Verna Taylor Hansen on Ref. #894/T5575, NW4 of Section 12, T,40N, R26W for five (5) years. Seconded by Scott Herman. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#10. Verna Taylor Hansen

Motion made by Steve Denoyer to approve Verna Taylor Hansen Ref. #894/T5575, NE3 of Section 12, T.40N. R26W for five (5) years. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#11. Verna Taylor Hansen

Motion made by Steve Denoyer to approve Verna Taylor Hansen, Ref. #3782/RS-44, SE4 of Section 18, T,40N, R25W for five (5) years. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#12. Verna Taylor Hansen

Motion made by Steve Denoyer to approve Verna Taylor Hansen, Ref. #837/RS-3497, SE4 of Section 22, T.102N, R78W for five (5) years. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#13. Daniel Schmidt

Motion made by Leroy Greaves to approve Daniel Schmidt, Ref. #1006-01/T3998.5, W2NW4 of Section 11, T.40N, R32W for five (5) years. Seconded by Pamela Kills In Water. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

#14. Daniel Schmidt

Motion made by Leroy Greaves to approve Daniel Schmidt, Ref. #1053/T3246, SE4 of Section 11, T.40N., R32W. For five (5) years. Seconded by Pamela Kills In Water. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED

#15. Daniel Schmidt

Motion made by Leroy Greaves to approve Daniel Schmidt, Ref. #1606/RS-2430, N2 of Section 26, T.40N., R32W., for five (5) years. Seconded by Pamela Kills In Water. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED

#16. Cody Night Pipe

Motion made by Steve Denoyer to approve Cody Night Pipe, Ref. #318/T11679, Lot 6, NE4, SW4 of Section 6, T.39N., R25W. Ref. #2251/T5463, Lots 1, 2, S2NE4 of Section 1 T.39N. R26W. Seconded by Scott Herman. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED

#17. Charles Colombe

Motion made by Steve Denoyer to TABLE Charles Colombe, Ref. #3188/RS-1805, N2 & SE4 of Section 14 T., 36N. R.30W. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#18. Charles Colombe

Motion made by Steve Denoyer to TABLE Charles Colombe, Ref. #3188/RS-1644.5, NE4 of Section 9, T.38N. R.27W. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#19 Lureen Gran

Motion made by Steve Denoyer to approve Lureen Gran, Ref. #2249/T.11023, Lots 3 & 4, S1/2NW1/4 of Section 3, T.39N., R.26W. for five (5) years. Seconded by Pam Kills In Water. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

#20. William Whiting.

Motion made by Steve Denoyer to approve William Whiting, Ref. #2316/RS-373, NE4 of Section 11, T.38N, R.29W., Ref. #3234/RS-3069, SW4 of Section 3, T.38N., R.29W., Ref. #3239/T.2008A, SW4 of Section 2, T.38N., R.29W. and Ref. #3633/T5319, Lots 3 & 4 S2NW4 of Section 2, T.38N. R29W. Seconded by Leroy Greaves. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#21. Charles Hunger

Motion made by Leroy Greaves to approve Charles Hunger, Ref. #711/RS-5309, SE4 of Section 14, T.37N., R.28W., Ref. #718/RS-5276, NE4 of Section 23 T.37N., R.28W. and Ref. #4732/RS-5311, NW4 of Section 14 T.37N. R.28W. for one (1) year. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#22. Joe Ford

Motion made by Leroy Greaves to approve Joe Ford Ref. #3931-01/T.1009, Lots 1, 2, 3 and 4 of Section 6 T.36N., R30W. and Ref. #2251/T.5463, Lots 5 and 6, E25W.4 of Section 6, T.36N., R.30W for one (1) year. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#23. Delbert Black Bear, Jr.

Motion made by Pamela Kills In Water to approve Delbert Black Bear, Jr. Ref. #593/RS-1554, 1 and 2 of Section 32, T.42N., R.29W., for five (5) years. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#24. Delbert Black Bear, Jr.

Motion made by Pamela Kills In Water to approve Delbert Black Bear, Jr. Ref. #594/RS-1554.5, W.2 of Section 32 T.42N., R.29W., for five (5) years. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#25. Delbert Black Bear, Jr.

Motion made by Pamela Kills In Water to approve Delbert Black Bear, Jr. Ref. #2198/T.1555, South of the Highway of Section 31, T.42N., for five (5) years. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#26. Delbert Black Bear, Jr.

Motion made by Pamela Kills In Water to approve Delbert Black Bear, Jr. Ref. #2992-00/T.11285, S.2 Section 13, T.41N, R.30W. and Ref. #2992-01/T.11285A, Lots 3 and 4, E.2SW4, SE4 of Section 18, T.41N., R.29W., for five (5) years. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED

#27. John & Wyonne Walking

Motion made by Leroy Greaves to RE-ADVERTISE Ref. #3562/RS-1805, N2&SE4 of Section 14, T.36N., R.30W. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#28. Lisa Bryan

Motion made by Steve Denoyer to approve Lisa Bryan on Ref. #170/T.1981, W.2 of Section 36, T.41N., R.33W. for five (5) years. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#29. Ann Roubideaux

Motion made by Pamela Kills In Water to approve Ann Roubideaux on Ref. # 2946/T.5314, SW4 Section 28, T.38N., R.28W., for five (5) years. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#30. Skyla Two Eagle

Motion made by Steve Denoyer to approve Skyla Two Eagle on Ref. #2498/RS-6156, NE4 Section 19, T.36N., R.31W., for one (1) year. Seconded by Scott Herman. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

#31. Calvin Sully Sr.

Motion made by Scott Herman to approve Calvin Sully, Sr. on Ref. #721/RS-24, N.2 of Section 14, T.37N., R.28W., for one (1) year. Seconded by Leroy Greave. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#32. Calvin Sully, Sr.

Motion made by Scott Herman to approve Calvin Sully, Sr. on Ref. #1652-00/RS-393.5, Lots 6 and 7, E.28W.4 of Section 6, T.41N., R.26W. and Ref. #1652-01/393.5, Lots 1 and 2, E2NW4 of Section 7, T.41N., R.26W., for one (1) year. Seconded by Leroy Greave. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#33. Thomas Yellow Hawk, Jr.

Motion made by Steve Denoyer to approve Thomas Yellow Hawk, Jr. on Ref. #2672/T.11081, Lots 3 and 4, E2SW4 Section 7, T.36N., R.30., for one (1) year. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#34. Eddie Farmer, Jr.

Motion made by Steve Denoyer to approve Ref. #618/T.6666, SE4 of Section 23, T.38N., R.28W., Ref. #1237-00/T.7177, SW4NE4 of Section 22, T.38N, R.28W., Ref. #1237-01/T.7177, S2NE4, SE4NW4 of Section 23 T.38N., R.28W., Ref. #2691/T6670, SW4 of Section 24, T.38N., R.28W., Ref. #3268/T.6671, NW4 of Section 25, T.38N., R.28W. and Ref. #4413/RS-6665, N2N2 of Section 26, T.38N., R.28W., for five (5) years with a BOND WAIVER. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Home Sites - Franki Kills In Water.

#1. Nikki Black Owl, Horse Creek Community

Motion made by Leroy Greaves to approve ALL HOME SITES from 1 through 11. Seconded by Steve Denoyer MOTION WITHDREW by Steve Denoyer.

Motion made by Leroy Greaves to approve Nikki Black Owl, Horse Creek Community, Ref. #1116/T.1725.5. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#2. Missy Bartling, Antelope Community

Motion made by Leroy Greaves to approve Missy Bartling, Antelope Community on Ref. #4837-01/T.659. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#3. Monica Whiting, St Francis Community

Motion made by Leroy Greaves to DISAPPROVE Monica Whiting, St. Francis Community on Ref. #669/T.1745. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#4. Brittany Iron Shell, St Francis Community

Motion made by Leroy Greaves to DISAPPROVE Brittany Iron Shell, St Francis Community on Ref. #669/T.1745. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#5. Jessie Spotted Tail, Parmelee Community

Motion made by Leroy Greaves to approve Jessie Spotted Tail, Parmelee Community. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#6. Grace Menard, Antelope Community

Motion made by Leroy Greaves to approve Grace Menard, Antelope Community. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#7. Karen Douville, Antelope Community

Motion made by Leroy Greaves, to approve Karen Douville, Antelope Community. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#8. Renae Davis, Antelope Community

Motion made by Leroy Greaves to approve Renae Davis, Antelope Community. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#9. Jeffrey Douville, Antelope Community.

Motion made by Leroy Greaves to approve Jeffrey Douville, Antelope Community. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#10. Bonita Pacheco, Antelope Community.

Motion made by Leroy Greaves to approve Bonita Pacheco, Antelope Community. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#11. Irene Dubray-Shaving, Rosebud Community

Motion made by Leroy Greaves to DISAPPROVE Irene Dubray-Shaving, Rosebud Community. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion to bring back numbers three (3), four (4) and eleven (11) to the next TLE Board meeting with new policies.

Motion made by Steve Denoyer to develop a plan for business sites. Seconded by Pamela Kills In Water. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

CFO, Robert Wood

Motion made by Scott Herman to approve January 2012, Financial Report. Seconded by Steve Denoyer. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

Motion made by Steve Denoyer to approve Ron Hutchinson attorney bill for the month of January, 2012 in the amount of \$1,968.75. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Steve Denoyer to approve Steven Sandven attorney bill for the month of January, 2012 in the amount of \$695.00. Seconded by Leroy Greaves. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion on attorney position

Motion made by Leroy Greaves to rescind Motion on Fee to Trust Attorney position based on the fact that all was not stated on those applications. Seconded by Pamela Kills In Water. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

Lights went out at 5:45 PM

Mary Wynne report.

Motion made by Leroy Greaves to pay Richard Whipp for relinquishment of 2,791 TLE Certificates in the amount of \$113,705.34 plus cash balance of \$14.22 = total balance of \$113,719.56 to be paid in three (3) installments. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Adjourn at 6:30 pm

Motion made by Leroy Greaves to adjourn. Seconded by Steve Denoyer. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.



Scott Herman, Secretary
Tribal Land Enterprise
Board of Directors



Joe Ford, Vice Chairman
Tribal Land Enterprise
Board of Directors

Date of Approval: 031014