

# TRIBAL LAND ENTERPRISE

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

## **Tribal Land Enterprise Regular Board of Directors Meeting July 12, 2011**

The Tribal Land Enterprise Regular Board of Directors Meeting was called to order by Chairman Amos Prue on July 12, 2011, at 10:08 am in the conference room of the Tribal Land Enterprise building in Rosebud, South Dakota.

### **Board Members Present:**

Amos Prue  
Richard "Smokey" Whipple  
Clayton Wright Jr.  
Dominic Harmon  
Rose Cordier  
Rodney Bordeaux  
Joe Ford

### **TLE Staff Present:**

Vernon Schmidt, Exec. Dir  
Phyllis YE-Cadue, Bd Secretary  
Ernie Blacksmith, Leasing  
Michelle Kramer, Acquisitions  
Franki Kills In Water, L.C.  
Steph Blacksmith, Fee to Trust  
Robert Wood, CFO  
Patty Jones, Assignment

**Others:** Charles Colombe  
Jim Cordry-OST  
Damon Durick  
John Whiting  
Patsy Whiting-Baker  
Mr. Tinant

**Roll Call:** 7 present

**Board Member(s) Late:** Rose Cordier, 10:10 am and Rodney Bordeaux, 10:27 am

**Board Member(s) Absent:** 0

**Called to Order:** by Amos Prue

**Invocation by:** Clayton Wright Jr.

**Approval of Agenda:** Motion by Clayton Wright Jr. to approve the agenda as amended. Second by Richard "Smokey" Whipple. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion on minutes for 2010 and 2011.

Motion by Clayton Wright Jr. to approve the minutes from March through December, 2010 and January through May, 2011 at the Special Board Meeting to be held on July 27, 2011, at 10:00 am. Second by Dominic Harmon. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

**FTR:** Rodney Bordeaux enters the meeting at 10:27 am.

Motion by Rodney Bordeaux to approve as amended on page 8, discussion on RST Council Resolution #00-230 dated June 15, 2011 and June 14, 2011. Second by Dominic Harmon. Vote 6 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

#### **EXECUTIVE DIRECTOR REPORT- Vernon Schmidt**

**FTR:** Executive session 10:50 am  
Reconvene at 11:19 am.

**FTR:** Amos Prue stated for the record that on page 10 of the 06-14-11 minutes corrections needed to be made because Laurie Chauncey's name needed to be stricken from that particular motion because the issue didn't relate to Laurie Chauncey, it relates to Charles Colombe.

Motion by Dominic Harmon to approve the June 14, 2011 minutes as amended. Second by Rodney Bordeaux. Vote 6 in favor, 0 opposed, 1 not voting. MOTION CARRIED...

Motion by Clayton Wright Jr. to approve the June 15, 2011 minutes as amended. Second by Dominic Harmon. Vote 6 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Rodney Bordeaux to approve travel for Vernon Schmidt, Director of TLE and to travel to Billings, Montana on July 15, 2011 to represent the Rosebud Sioux Tribe at the Tribal Consultation meeting that was called by the Secretary of the Interior, Ken Salazar concerning the trust land acquisitions funds awarded in the Cobell settlement. Second by Rose Cordier. Vote 6 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Rodney Bordeaux would like to see a resolution drafted for Tribal Council approval expressing the Rosebud Sioux Tribes position on the \$1.9 billion dollars that was awarded for Tribal trust lands acquisition in the Cobell Settlement which will be hand carried and presented at the Billings meeting by Mr. Schmidt.

Three (3) bids were presented to the board for roof repair work that needs to be done on the TLE building.

Motion by Joe Ford to accept Weather All Roofing, Inc. to do the roof repair in the amount of \$12,900.00. Second by Richard "Smokey" Whipple. Vote 3 in favor, 2 opposed, 1 not voting. MOTION CARRIED.

Motion made by Clayton Wright Jr. to have James Cordry from Office of Trust Fund Management (OST) put a 100% variable tickler on T40 account so the money currently setting in this account will automatically transfer to the Proceeds of Labor account PL-7399709 Certificate/Land Purchases; and have a resolution drafted to the Tribal Council so we can have this money transferred to our Administrative Account #2140580244 at the Wells Fargo Bank, Mission, SD. Second by Rodney Bordeaux. Vote 6 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Charles Colombe addressed the Board to explain his situation

**FTR:** Lunch at 1:12 pm  
Work lunch at 1:19 pm.

**FTR:** Rose Cordier leaves meeting at 1:12 pm.

**FTR:** Damon Durick, Active Data Systems enters at 1:20 pm for a presentation on imaging and scanning.

**FTR:** John Whiting, Executive Director, AHA enters meeting at 2:07 pm and gave a presentation on his housing project

**CFO-** Robert Wood

Motion by Clayton Wright Jr. to approve Financial Report for June, 2011. Second by Joe Ford. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Rodney Bordeaux to approve Budget Modification for June, 2011. Second by Richard "Smokey" Whipple. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Rodney Bordeaux to approve attorney bill for Ron Hutchinson for June, 2011. Second by Clayton Wright Jr. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Clayton Wright Jr. to approve attorney bill for Steven Sandven for June, 2011. Second by Joe Ford. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Clayton Wright Jr. to TABLE Budget Draft for FY 2011 pending more information. Second by Dominic Harmon. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Clayton Wright Jr. to approve a donation request from RST-KOYA Radio Station in the amount of \$15,000.00 to help defray start up costs. Second by Dominic Harmon. Vote 4 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

Motion by Richard "Smokey" Whipple to hire Karen Little Thunder for Accounts Receivable clerk. Second by Rodney Bordeaux. Vote 3 in favor, 0 opposed, 3 not voting. MOTION CARRIED.

**FEE TO TRUST-Steph Blacksmith**

FYI on Crazy Hole Creek Ranch, Hardgrass Ranch, Heenan property, Old Texaco Lots and Bear Butte Property.

**FTR:** Rose Cordier enters meeting 3:14 pm.

Motion by Clayton Wright Jr. to approve SWA Residential Lease Amendment on Lease No. 56759/Tract No. 3899 as presented. Second by Rose Cordier. Vote 6 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

**LEASING DEPARTMENT-Ernie Blacksmith**

There was some discussion concerning Charles Colombe and his recent lease proposal which was not awarded to him. According to recent BIA Field compliances Inspection Report conducted by BIA Realty Officer Ira Dean Wilson, on May 26, 2011, Mr. Colombe was directly involved with Sawn Klein with a cattle trespassing citation on this particular tribal tract #5241, without a lease contract. There was discussion concerning a motion excerpt from the RST Council directing TLE not to do businesses with any individual or organization who has a law suit against the Tribe.

**FTR:** Charles Colombe submitted hand written letter on July 12, 2011 which stated that Rodney Bordeaux had black balled him from doing business with TLE.

Motion by Rodney Bordeaux to refer to TLE attorney and have the Tribal Council motion directing TLE to not do businesses with individuals and organizations that have a law suit against the Tribe be inserted into the TLE Leasing Policies

and Procedures. Second by Clayton Wright Jr. Vote 5 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

**FTR:** Rodney Bordeaux excused at 3:48 pm.

**LEASING DEPARTMENT-Ernie Blacksmith**

Motion by Joe Ford to move to approve the Pasturing Authorization for 115 head of cattle on Range Unit 15 for four and half (4 ½) months beginning June 27 ending November 15, 2011 for Eugene Slaba. Second by Rose Cordier. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Richard "Smokey" Whipple to bid out fencing of the tree groves at the Ring Neck Ranch with specifications. Second by Dominic Harmon. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Dominic Harmon to amend and advertise all non-members leases that are coming up for renewal with RST Tribal Preference to meet the high bid. Second by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

**FTR:** Clayton Wright Jr. excused.

Motion by Richard "Smokey" Whipple to approve Donald Bowling for one (1) year starting March, 2011 on Ref. #3331/T4751 at \$40.00 per acre of farm land. Second by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Richard "Smokey" Whipple to approve Rodney Hofeldt for one (1) year starting March, 2011 on Ref. #1916/RS-4596 at \$25.00 per acre of hay land. Second by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Joe Ford to approve Sylvan White Hat Jr. for one (1) year lease starting March, 2011 on T6365 at \$10.00 per acre of grass land. Second by Rose Cordier. 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Joe Ford to approve Lonnie Two Eagle for one (1) year starting March, 2011 on Ref. #2506/FEE at \$10.00 per acre of grass land. Second by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Joe Ford to approve Patsy Whiting-Baker for winter wheat on Ref. #2363/T6462 at \$10.00 per acre for grass land. Second by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Joe Ford to TABLE Joel Koskan on Ref. #4819/FEE and Ref. #4820/FEE for farm land. Second by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Joe Ford to approve Danielle Walking Eagle for five (5) years on Ref. #2036/T3121 at \$15.00 per acre for hay land. Second by Richard "Smokey" Whipple. Vote 2 in favor, 0 opposed, 3 not voting. MOTION CARRIED.

**HOME SITES/BUSINESS APPLICATIONS-Franki Kills In Water**

Motion by Richard "Smokey" Whipple to approve a home site for Quentin Bordeaux in Antelope Community on Ref. #343/T1395 for 2.5 acres. Second by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Dominic Harmon to approve the Community Building for Ring Thunder on Ref. #3243/T-1588-A for 2.5 acres. Second by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

**MODIFICATIONS-Franki Kills In Water.**

Motion by Rose Cordier to approve Rose Leading Fighter/Dowty to change her beneficiary from her niece Jessica Marshall to her son Justin Adams on Lease #62482. Second by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Dominic Harmon to approve Lonna Two Eagle-Browning to add her husband Jermain Browning to her home site lease on Ref. #665/T4356 on 2.5 acres. Second by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

**CANCELLATION- Franki Kills In Water**

Motion by Joe Ford to approve cancellation of James Farmer Sr. home site lease in Mellette County on Ref. #2066/T535. Second by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Break at 5:06 pm.

Back from break at 5:12 pm.

**ACQUISITIONS- Michelle Kramer**

Motion by Joe Ford to approve Acquisitions for June, 2011. Second by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

**ASSIGNMENTS-Patty Jones**

Motion by Dominic Harmon to approve assignment for Andrea Wilson-Frederick on T-6415/Ref. #1975 containing 142.485 acres more or less (excluding rights of ways and home assignments subject to do right of way, egress and regress). Second by Joe Ford. Vote 2 in favor, 1 opposed, 2 not voting. MOTION CARRIED.

Motion by Joe Ford to approve Patsy Whiting Baker request on TLE Assignment #2150, Ref. #2280 for 25 acres to smooth up prairie dog holes by farming it for three (3) yeas. Second by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

**RELINQUISHMENT- Patty Jones**

Motion by Joe Ford to approve Wayne K. Ducheneaux gift transfer of Assignment #2049/Ref. #600 containing 160.00 acres to his son Douglas Ducheneaux with corrections made. Second by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

**APPLICATIONS FOR TLE ASSIGNMENT-Patty Jones**

Motion by Rose Cordier to TABLE on Claudette Arcoren, T-3057C/Ref. #3717 and Edward Arcoren, T-3705C/Ref. #3717. Second by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

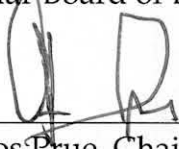
Discussion to draft GPTCA Resolution regarding Cobell and Land Consolidation.

Motion by Richard "Smokey" Whipple to approve and refer to RST Council on Tribal Land Enterprise Resolution. Second by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Adjourn at 6:10 pm

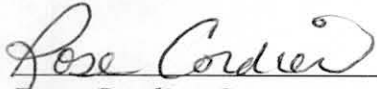
Motion by Dominic Harmon to adjourn Second by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Regular Board of Directors Meeting  
July 12, 2011



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Amos Prue, Chairman  
Tribal Land Enterprise  
Board of Directors



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Rose Cordier, Secretary  
Tribal Land Enterprise  
Board of Directors

Date of Approval: 031014



# *Tribal Land Enterprise*

A Sub-ordinate Organization of the  
Rosebud Sioux Tribe

Incorporated Under Act of June 18, 1934, (48 Stat 984)

10 Legion Ave. P.O. Box 159  
Rosebud, S.D. 57570  
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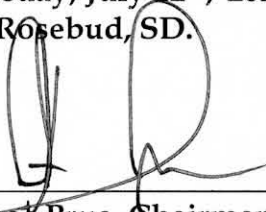
**DATE:** July 12, 2011

**TO:** Board of Directors  
Richard "Smokey" Whipple, Vice-Chairman  
Rose Cordier, Secretary, At-large Member  
Dominic Harmon, Treasurer  
Rodney M. Bordeaux, Board Member  
Clayton Wright Jr., Board Member  
Joe Ford, Board Member

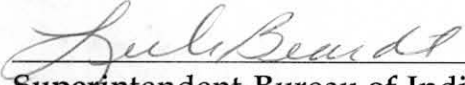
**FROM:** Amos Prue  
TLE Board Chairman

**RE:** Regular TLE Board of Directors Meeting

Pursuant to Section (14) of the By-laws of the Tribal Land Enterprise, there will be a Regular Board of Director Meeting on Tuesday, July 12<sup>th</sup>, 2011 at 10:00 am in the Tribal Land Enterprise Conference Room, Rosebud, SD.

  
\_\_\_\_\_  
Amos Prue, Chairman  
Board of Directors  
Tribal Land Enterprise

**Concur:**

  
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Superintendent-Bureau of Indian Affairs  
Rosebud Agency  
Rosebud SD 57570