

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

Regular Board Meeting

Tribal Land Enterprise

March 12, 2013

The Tribal Land Enterprise Regular Board of Directors Meeting was called to order by Amos Prue, Chairman on March 12, 2013, at 12:35 pm in the conference room of the Tribal Land Enterprise building in Rosebud, South Dakota.

Board Members Present:

Amos Prue
Joe Ford
Leroy Greaves
Pamela Kills In Water
Anthony "Tony" Metcalf
Willie Bear Shield
Cyril Scott

TLE Staff Present:

Vernon Schmidt, Ex. Dir.
Phyllis Y. E. - Cadue, Bd Sec.
Ernie Blacksmith, Leasing
Franki Kills In Water, Lease Clerk
Steph Blacksmith, Fee to Trust
Michelle Kramer, Acquisition
Charles Four Cloud, CFO
Ann Wilson, Assignments

Others Present:

Keith Horse Looking
Verdell Horse Looking
Verlyn Walking Eagle
Scott Shelbourn
Anthony Horse Looking
Orin Horse Looking, Jr.
William (Bill) Horse Looking
Nico Shot Away

Roll Call: 6 present

Board Member(s) Late: 1 - Anthony Metcalf, Sick, came in at 1:42

Board Member(s) absent: 0

Called to Order: by Amos Prue.

Invocation by: Moment of silence

Approval of Agenda:

Motion made by William Bear Shield to approve the agenda. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion on minutes dated 02-19-13 for a retraction by Vernon J. Schmidt on non attendance at TLE Board meeting dated 02-19-13 constitutes insubordination.

Motion made by Pamela Kills In Water to approve January 08, 2013 minutes amended by taking out Mr. Vernon J. Schmidt's non attendance at the TLE Board meeting dated February 19, 2013 constitutes insubordination. Seconded by Anthony "Tony" Metcalf. Vote 3 in favor, 1 opposed, 2 not voting. MOTION CARRIED.

Discussion on setting up a grievance hearing.

FTR: Lost quorum. Leroy Greaves left meeting at 12:05 pm.

FTR: Mr. Cyril Scott entered the meeting at 1:23 pm.

Discussion on Resolution for Pe Sla.

Motion made by Pamela Kills In Water to approve Resolution No. 2013-003 for reimbursement and relinquishment as set forth in this resolution for Pe Sla. Seconded by Cyril Scott. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Pamela Kills In Water on lease money due to Tribe.

Discussion by Pamela Kills In Water on updating software.

Motion made by Pamela Kills In Water to have Chief Financial Officer to look into updated software. Motion **withdrawn** by Pamela Kills In Water.

***NOTE:** Due to several motions made and final outcome to these two (2) final motions.

Discussion by Pamela Kills In Water on lease funds.

Motion made by Pamela Kills In Water to have Tribal Land Enterprise pay Rosebud Sioux Tribe \$251,341.94 from RST Lease accounts. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Pamela Kills In Water to pay Rosebud Sioux Tribe from the T-10 account in the amount of \$250,000.00. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Acquisition Department – Michelle Kramer

Motion made by Pamela Kills In Water to approve Acquisitions for the combine months of January, 2013 & February, 2013 in the amount of \$14,372.39. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Leasing Department – Ernie Blacksmith

1. Discussion on Scott Shelbourn had shown pictures of dead cows to TLE Board. Verlyn Walking Eagle requested to go into executive.

Motion made by Pamela Kills In Water to go into Executive. Seconded by William Bear Shield. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

Motion made by Pamela Kills In Water to follow Spring Creek Community motion regarding complaints on Scott Shelbourn. Boundaries around Spring Creek Community be not given to Scott Shelbourn and set up bids for next meeting on April 09, 2013 for Spring Creek. Seconded by Anthony "Tony" Metcalf. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

2. Discussion on Paul Valandra renting Texaco lot until March 20, 2013.

3. Ring Neck Ranch bid:

Motion made by Anthony "Tony" Metcalf to approve Kevin Rowe with Indian Preference for five (5) years at \$15,552.90. for Ring Neck Ranch. Vote 3 in favor, 2 opposed, 2 not voting. MOTION CARRIED.

**NOTE: Joe Ford did not vote

4. Discussion regarding water bill for Ring Neck Ranch.

Motion made by Anthony "Tony" Metcalf to approve payment of the water bill at Ring Neck Ranch in the amount of \$1,770.43. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

5. Discussion on irrigation pivots.

6. Discussion on Mustang Meadows lease rental.

Motion made by Pamela Kills In Water to approve payment to Mustang Meadows Allottees when the money is collected in the amount of \$12,786.91. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Pamela Kills In Water to pay for the water pivots and not to exceed \$15,000.00 and to allow the Executive Director, Vernon J. Schmidt to sign

the agreement with Bureau of Indian Affairs. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

7. Discussion on Hardgrass Ranch and BIA Lease contract allotted.
Motion made by Joe Ford to approve payment to Hardgrass Ranch to the Allottees in the amount of (\$43,435.06 X two (2) years = \$86,870.12) \$86,870.12 for two (2) years. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Joe Ford to pay Lease on trust land and complete contract with the Bureau of Indian Affairs. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

8. West River/Lyman-Jones Rural Water agreement.
Motion made by Joe Ford to approve the proper authorities to sign the West River Lyman-Jones Rural Water systems water user agreement. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Steve Denoyer, Councilman from O'Kreek on business site for Waycee Guerue.

Motion made by Anthony "Tony" Metcalf to approve a business site for Waycee Guerue in Spring Creek community. Seconded by Pamela Kills In Water. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

9. William Whipple bond waiver.
Motion made by Pamela Kills In Water to deny William Whipple bond waiver. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

10. Webster Two Hawk, certificate of interest for bond.
Motion made by Anthony "Tony" Metcalf to approve Webster Two Hawk to use his certificate of interest for bond. Seconded by Joe Ford. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

11. Craig Lafferty bond waiver.
Motion made by Pamela Kills In Water to deny Craig Lafferty request for a bond waiver. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

12. Joe Ford, Ref. #3931/T1009 & Ref. #2251/T5463

Motion made by Anthony "Tony" Metcalf to award Joe Ford Ref. #3931/T1009 & Ref. #2251/T5463. Seconded by Pamela Kills In Water. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

13. Joe Ford, Ref. #2651/T999.5.

Motion made by Anthony "Tony" Metcalf to award Joe Ford Ref. #2651/T999.5. Seconded by William Bear Shield. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

14. Cheyenne Schmidt, Ref. #1731/T3407.

Motion made by Pamela Kills In Water to re-advertise Ref. #1731/T3407. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

15. Craig Lafferty, Ref. #413/T11322.

Motion made by Anthony "Tony" Metcalf to re-advertise Ref. #413/T11322. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

16. John Lambert, Ref. #3464/T1326, Ref. #726/T1328.5, Ref. #Ref. #3493/T1366-B, Ref. #2689/T6448, Ref. #3195/T924.5A, Tribal tract #T927, Tribal tract #T928, Tribal tract #T926.5A, Ref. #3002/RS-1329, Ref. #2497/RS-1363, RS-6124, Ref. #4451/RS-6448A, Ref. #3992/RS-924.5 & Tribal tract #T926.5A.

Motion made by Anthony "Tony" Metcalf to re-advertise Ref. #3464/T1326, Ref. #726/T1328.5, Ref. #Ref. #3493/T1366-B, Ref. #2689/T6448, Ref. #3195/T924.5A, Tribal tract #T927, Tribal tract #T928, Tribal tract #T926.5A, Ref. #3002/RS-1329, Ref. #2497/RS-1363, RS-6124, Ref. #4451/RS-6448A, Ref. #3992/RS-924.5 & Tribal tract #T926.5A and split up tracts as recommended by TLE Board. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

17. William Huber, Ref. #1073/T3230.

Motion made by Joe Ford to award William Huber Ref. #1073/T3230. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Home & Business site applicants – Franki Kills In Water

1. Steven Eastman – St Francis Community

Motion made by Pamela Kills In Water to approve home site for Steven Eastman for 2.5 acres in St Francis community. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

2. Todd Eastman Jr., St Francis Community
Motion made by Pamela Kills In Water to approve home site for Todd Eastman, Jr. for 2.5 acres in St Francis community. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
3. Terry Eastman, St Francis Community.
Motion made by Pamela Kills In Water to approve home site for Terry Eastman for 2.5 acres in St Francis community. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
4. Cleota Eastman, St Francis Community
Motion made by Pamela Kills In Water to approve home site for Terry Eastman for 2.5 acres in St Francis community. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
5. Anpo Eastman, St Francis Community
Motion made by Pamela Kills In Water to approve home site for Anpo Eastman for 2.5 acres in St Francis community. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
6. Jessica Eastman, St Francis Community
Motion made by Pamela Kills In Water to approve home site for Jessica Eastman for 2.5 acres in St Francis community. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
7. Terry Fast Horse, Antelope Community
Motion made by Pamela Kills In Water to approve home site for Terry Fast Horse for 2.5 acres in Antelope community. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
8. Verdell Moran, II, Rosebud Community.
Motion made by Pamela Kills In Water to approve home site for Verdell Moran, II, for 2.5 acres in Rosebud Community. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
9. Melinda Yellow Eagle, Antelope Community.
Motion made by Pamela Kills In Water to approve home site for Melinda Yellow Eagle for 2.5 acres in Antelope Community. Seconded By Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
10. Yvette DeCory, Rosebud Community.

Motion made by Pamela Kills In Water to approve home site for Yvette DeCory, for 2.5 acres in Rosebud Community. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

11. Marie One Star, Antelope Community

Motion made by Pamela Kills In Water to approve home site for 2.5 acres in Antelope Community. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

12. Sioux Whirlwind Soldier, Grass Mountain Community

Motion made by Pamela Kills In Water to approve home site for 2.5 acres in Grass Mountain Community. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by TLE Board on Charles Four Cloud moving expense.

Motion made by Joe Ford to pay CFO, Charles Four Cloud one third 1/3 moving expense for moving from Alaska in the amount of \$13,490.00. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

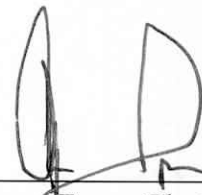
Assignment Department - Ann Frederick

Discussion on executive assignment, Stanley Quick Bear.

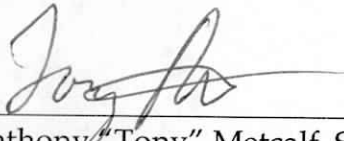
Motion made by Pamela Kills In Water to approve relinquishment and to pay heirs of Stanley Quick Bear on 209/T2952. Seconded by Anthony "Tony" Metcalf. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

Adjourned at 7:37 pm

Motion made by Joe Ford to adjourn at 7:37 pm. Seconded by Pamela Kills In Water. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.



Amos Prue, Chairman
Tribal Land Enterprise
Board of Director



Anthony "Tony" Metcalf, Secretary
Tribal Land Enterprise
Board of Directors

Date of Approval: 031014