

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
September 17, 2013

The Tribal Land Enterprise Rescheduled Board of Directors Meeting was called to order by Amos Prue, Chairman on September 17, 2013, at 10:27 am in the conference room of the Tribal Land Enterprise building in Rosebud, South Dakota.

Board Members Present:

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

TLE Staff Present:

Vernon Schmidt, Ex. Dir.
Phyllis YE-Cadue, Board Sec.
Ernie Blacksmith, Leasing Mgr
Steph Blacksmith, Fee to Trust
Darlene Crow Eagle, Certificates
Adelita Guerue, CFO
Franki Kills In Water, L. Clerk
Michelle Kramer, Acquisitions
Ann Frederick, Assignments

Others Present:

Ned Metcalf

Roll Call: 6 Present

Board Member(s) Late: 2 - William Bear Shield & Anthony "Tony" Metcalf

Board Member(s) Absent: 1 - Cyril Scott

Called to Order: by Amos Prue

Invocation: Vernon J. Schmidt

Approval of Agenda: Motion made by Joe Ford to approve agenda. Seconded by Leroy Greaves. Vote 4 in favor, 0 opposed, 1 not voting.
MOTION CARRIED.

Approval of Minutes: Motion made by Leroy Greaves to TABLE minutes dated August 13, 2013. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOITON CARRIED.

FTR: Leroy Greaves left meeting at 10:55 am.

Discussion by Mary Scott, NCRS on a five (5) year steward program and is requesting an extension.

FTR: William Bear Shield entered the meeting at 11:30

Meeting reconvened at 11:32 am. Five (5) TLE Board Members present.

Motion made by Anthony "Tony" Metcalf to go into executive session. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion on Lease Compliance Technician.

Motion made by Pamela Kills In Water to set up interviews on two (2) of the applicants for Lease Compliance Technician on October 08, 2013 at 10:00 am. Seconded by William Bear Shield. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED

Discussion on Executive Director and advertise in Indians. Com, Rapid City Journal, Todd County Tribune and any other papers we usually advertise in.

Motion made by Pamela Kills In Water to advertise Executive Director position for thirty (30) working days and have the TLE Board Secretary do reference checks and working backgrounds. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion on leases.

Motion made by Anthony "Tony" Metcalf to have a Special TLE Board Meeting on October 15, 2013 at 10:00 am for leases. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Anthony "Tony" Metcalf to appoint Ann Wilson-Frederick as the TLE temporarily Acting Executive Director, to adjust her salary to twenty (\$20.00) dollars an hour starting September 25, 2013 at 8:00 am until a new Executive Director is interviewed and hired. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Certificate Department - Darlene Crow Eagle

Discussion on Certificate transfer.

Motion made by Pamela Kills In Water to approve transfer of TLE Certificates to Mark Joseph White Hat-Twiss, grandson of Albert White Hat, Sr. request on Last Will and Testament. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Fee to Trust - Steph Blacksmith

Discussion on DeNoyer Lot

Motion made by Joe Ford to approve Resolution 2013-012 on the DeNoyer Lot. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

FTR: Leroy Greaves returned to the meeting.

Discussion on Bear Butte, structure protection.

Motion made by Pamela Kills In Water to approve Sturgis Fire Department for an annual fee of five hundred (\$500.00) dollars for Structure Protection to start when the Fee To Trust is passed. Seconded by Anthony "Tony" Metcalf. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion on Van Epps Lot

Motion made by Pamela Kills In Water to bid up to \$1,050.00 and not to exceed \$1,225.00. **MOTION DIED lack of second.**

Motion made by Anthony "Tony" Metcalf to bid on the Van Epps lot up to \$1,125.00 and **NOT** to exceed that amount. Seconded by Joe Ford. Vote 5 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by TLE Board on having Fee to Trust Attorney, Ron Hutchinson made offers on 8.) Donald Vesely, Mellette County. 9.) Land Auction by Ronald Edwards in Mellette County of 1,986.69 acres and 10.) Ronald Edwards in Mellette County for 900 acres.

Executive Director - Vernon J. Schmidt

Discussion on Charles Four Cloud former TLE Chief Financial Officer.

Discussion on Mary Greaves letter.

Motion made by Joe Ford that TLE personnel review their hiring point system as it relates to the letter by Mary Greaves dated August 19, 2013. Seconded by William Bear Shield. Vote 2 in favor, 0 opposed, 4 not voting. MOTION CARRIED.

Discussion by Executive Director on bids for Audit, Pre-Audit, and Certificate Reconciliation.

Audit

1. Fenenga, DeSmet & Company, LLC
2. Don M. Tuttle, CPA
3. Bland & Associates

Motion made by Anthony "Tony" Metcalf to approve AUDIT Bid for Bland & Associates. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Pre-audit Services

1. Fenenga, DeSmet & Company, LLCF
2. Don M. Tuttle, CPA
3. Bland & Associates

Motion made by Pamela Kills In Water to approve Pre-Audit bid by Fenenga, DeSmet & Company LLC Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Certificate Reconciliation

1. Dakota Plains ED Consulting, Inc.
2. Fenenga, DeSmet & Company, LLC
3. Don M. Tuttle, CPA
4. Pergroup

Motion made by Anthony "Tony" Metcalf to TABLE Certificate Reconciliation. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

CFO - Adelita Guerue

Motion made by Pamela Kills In Water to go into executive session. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by TLE Board to CFO, Adelita Guerue if it's possible for separate ledgers on sales of hay bales and rental from Bear Butte Lodge. Also any procurement on furniture or anything else over \$1,000.00 follows procurement policies.

Discussion by Adelita Guerue on attorney bills.

Motion made by Pamela Kills In Water to approve payment to Ronald Hutchinson, Fee to Trust Attorney for legal services for July, 2013 in the amount of \$1,784.81 and for August, 2013 in the amount of \$1,910.89 totaling \$3,695.70. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Pamela Kills In Water to approve payment to Pechota Law Office for legal services invoice #8122 for the month of August, 2013 in the amount totaling \$843.75. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by TLE Board on rates for Bear Butte Lodge for a proposed budget by Corey Hairy Shirt, caretaker.

Discussion by CFO on "2014" TLE budget.

Motion made by Anthony "Tony" Metcalf to go with the "2014" TLE budget and cost of living will not be coming forth at this time. Seconded by Joe Ford. 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 month of September, 2013 in the amount of \$37,811.57. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Leasing Department - Ernie Blacksmith

1. Discussion by Ernie Blacksmith, Leasing department on Skyla Two Eagle on delinquent status. Discussion to have it handled administratively per TLE Board on September 17, 2013 and is considered delinquent.
2. Ned Metcalf did not return to TLE Board meeting.
3. John Two Eagle. Ernie Blacksmith has taken care of it administratively.
4. Krogman Land for fencing material (three (3) quotes). TLE Board has requested to have it done administratively.
5. Roger Fiala requesting to spray and replace wheat grass immediately.
Motion made by Joe Ford to allow Roger Fiala to spray and replace wheat grass immediately. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

6. Craig Lafferty to add eighteen (18) acres to the Running Horse leases. TLE Board has requested Ernie Blacksmith, Leasing Department to handle administratively.
7. O'Kreek Fencing Project. Ernie Blacksmith stated that there is a \$100.00 dollar a day fine and the last day is September 19, 2013 but BIA is allowing the fencing crew a couple of days more to finish fencing line. Also there was fencing theft in the amount of \$900.00.
8. Discussion on & right of way .Service Line Agreement for Ring Neck House.
9. Water user's Agreement for Ring Neck House. Discussion by Ernie Blacksmith that Dan Gargan is supposed to pay on the 12th for each month and discussion on the water bill.
Motion made by Pamela Kills In Water to commence with the removal process of Mr. Dan Gargan due to failure on lease and to turn off the water at the house. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARREID.
10. Discussion by Ernie Blacksmith to request to add land to William Lafferty current lease. Ernie has taken care of it administratively.
11. Kim Kaiser has requested an extension.
12. Leann Green is requesting for an extension.

Home sites & Business sites. Franki Kills In Water.

1. Carmen Fogg-Black Wolf, Swift Bear Community
Motion made by Anthony "Tony" Metcalf to approve home site for Carmen Fogg-Black Wolf for 2.5 acres in Swift Bear Community. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
2. Christine Fogg, Swift Bear Community.
Motion made by Anthony "Tony" Metcalf to approve home site for Christie Fogg for 2.5 acres in Swift Bear Community. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
3. Heath J. Stands, Antelope Community
Motion made by Anthony "Tony" Metcalf to approve home site for Heath J. Stands for 2.5 acres in Antelope Community. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

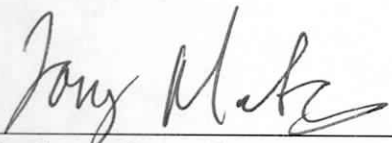
4. Ralph Clifford cancelled lease #58325, Crystal Roubideaux is currently living on the home site in Grass Mountain.
Motion made by Anthony "Tony" Metcalf to approve the cancellation on home site Lease #58325 for Ralph Clifford and the new beneficiary is Crystal Roubideaux is currently living 2.5 acres on a home site in Grass Mountain Community. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.
5. Issac & Sharon Renteria, Antelope Community
Motion made by Anthony "Tony" Metcalf approve Issac & Sharon Renteria home site paid in full to transfer the lease in their names. Seconded by Joe Ford. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Assignments, Ann Fredericks

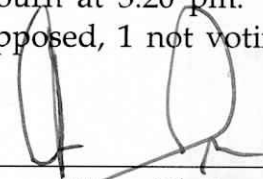
1. Anthony "Tony" Metcalf, TLE Land assignment on 24.6 acres.
Motion made by Joe Ford to approve an appraisal for Anthony "Tony" Metcalf on 24.6 acres on Ref. #3425/T-1968-A. Seconded by Pamela Kills In Water. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.
2. Jesse J. Blackbonnet, TLE Land Assignment on 2.5 acres
Motion made by Joe Ford to approve an appraisal for Jesse J. Blackbonnet on 2.5 acres on Ref. #3331/T4751-B. Seconded by Pamela Kills In Water. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Adjourn at 3:20 pm.

Motion made by Pamela Kills In Water to adjourn at 3:20 pm. Seconded by Anthony "Tony" Metcalf. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.



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



Amos Prue, Chairman
Tribal Land Enterprise
Board of Director

Date of Approval: 031014