

Tribal Land Enterprise
A sub-chartered Corporation of the
Rosebud Sioux Tribe
Regular TLE Board of Directors Meeting
Incorporated under Act of June 18, 1934 (49 stat 984)
Telephone 747-2371 or 747-2372

July 13, 2010

The Tribal Land Enterprise Regular Board of Directors Meeting was called to order by Chairperson Fern Bordeaux-Boltz on July 13, 2010 at 10:24 am in the conference room of the Tribal Land Enterprise building in Rosebud, SD.

Board Members Present:

Fern Bordeaux-Boltz
Richard "Smokey" Whipple
John Spotted Tail
Clayton Wright Jr.
Dominic Harmon
Rose Cordier Late 11:55 am

TLE Staff Present:

Leroy Greaves, Ex. Dir.
Phyllis Y.E.-Cadue, Board Secretary
Patty Jones, Report for CFO
Ernie Blacksmith, Leasing
Patty Jones, Assignment Department
Steph Blacksmith, Fee to Trust

Others: Bland & Associates-Jeff Kremers
Jim Cordry, OST

Roll Call: 6 Board Members Present

Board Member(s) Late: Rose Cordier-11:55

Board Member(s) Absent: (1) Rodney Bordeaux

Called to Order: by Chairperson Fern Bordeaux-Boltz.

Invocation by: John Spotted Tail

Agenda: Motion made by Clayton Wright Jr. to approve agenda. Seconded by Dominic Harmon. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

New Business: Bland & Associates, Keith Whipple and Oleta Mednansky

Discussion and question by Jeff Kremers from Bland & Associates. There are a couple of steps that need to be done but basically it's pretty much done. Do you want me to go through it in real detail?

Discussion by Fern Bordeaux-Boltz. Yes, if you could in case the Board members have any questions. I have question in the management section.

Discussion by Jeff Kremers from Bland & Associates for audit "2008" audit.

Draft form-Fiscal year "2008 and 2007"

Statements of Net assets

Statements of Revenues and Expenses

Statements of changes in Net Assets

Statements of Cash Flows

Notes to Financial Statements

Question by Fern Bordeaux-Boltz. Jeff, I have a question on the receivables. I don't know if you were here but TLE use to collect all the hundred percent (100%) owed on the farm pasture lease program. They billed and collect all the hundred percent (100%) owned, now the problem were going through with TAMMS/OST right now and were still talking about it is maybe going back to that and doing the billing and collecting all the hundred percent (100%) tracts and let the Bureau do the rest and that will expedite our receivable on the hundred (100%) owned and it will give the Bureau to work on the other problems.

Question by Jeff Kremers. What percentage is that?

Discussion by Fern Bordeaux-Boltz. Under farm pasture leasing is maybe a little of a third maybe half the receivable comes from pasture leasing. Ernie could probably run a query to figure out on the hundred (100%) percent owned on what he's got in our system know and how that much that would generate if we would go and collect.

Discussion by Jeff Kremers. If he could do it officially internally it would save time value not going through the BIA and coming through here we probably recommend a concept not to separate receivable accounts one just for that so it's easier for you could reconcile just that one portion and we have the other portion.

Discussion by Fern Bordeaux-Boltz. Then we tell the Lease office to send a monthly letter to the Bureau of Indian Affairs on what they collected and that's how the Bureau knew that we did that.

Discussion by Jeff Kremers. We had also checked all personal files.

Discussion Fern Bordeaux-Boltz. Before the Board meeting Board members I had talked to Jeff about my concern with the Certificate Department and I would like that for the "2009" audit. I would like it extensively audited because the Certificate Department brought me a Transfer Certificates this year and they did it wrong. They did the whole Transfer Certificate wrong and I tried to explain to her and take it back and correct it and I told her what to do and she looked at me like she didn't know what I was talking about. So that threw up a red flag so how many more has she done. We don't that so I asked Jeff for the "2009" audit is to do an extensive audit on the Certificate Department because even at the shareholders meeting you read the shareholders name and you give them their amount and there was a couple of people who got up and said that was

wrong I have more. So were already being accused of everything over here so in order to make our organization and I think that department needs to be audited thoroughly.

Discussion by Jeff Kremers. What my recommendation is the "2009" audit I think needs to be prioritized to get caught up. When we do "2009" audit we can definitely do a separate audit.

Discussion by Fern Bordeaux-Boltz. When the last time was that department was updated? We've had several managers in that position that probably didn't know what they were doing or suppose to be doing and didn't give them an orientation. So is that Ledger up to date. When you sell certificates that are where it comes off of is that ledger because TLE is selling back the certificates they redeemed through land sales or whatever those are the ones you sell back to the public so that TLE Ledger has to be up to date every day.

Discussion by Jeff Kremers. The minutes are up to date from May 18, 2010 through present and we need to get the attorney letters sent out and we have them signed at the last day of the audit. We should have everything finalized. We'll be back in August. If you have any changes I can present them at that point.

Question by Fern Bordeaux-Boltz. So how long is it going to take you guys to complete that?

Discussion by Jeff Kremers. Were doing St Francis audit so pretty much we will be up in August, September and October. I can manage both of them so I can plan so we can actual financial part of the audit until Patty pretty much catches up.

Discussion by Fern Bordeaux-Boltz. When Robert took leave I had Patty step in and help catch up.

Discussion by TLE Board on Draft for "2008" packet.

Motion made by Clayton Wright Jr. to approve audit "2008" by Bland & Associates.
Seconded by John Spotted Tail. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

FTR: Jim Cordry enters meeting at 11:20 am.

Question by Fern Bordeaux-Boltz. Do we want to visit with Mr. Cordry right now or do you want to wait and discuss?

Question by Leroy Greaves. I think it's a good time and how much time are you going to take Mr. Cordry?

Discussion by Jim Cordry. Less than fifteen minutes.

Discussion and question by Fern Bordeaux-Boltz. We have some concerns about the three point five million. Know that the resolution has been passed on the tickler. What is your plan?

Discussion by Jim Cordry. Two (2) active ticklers are T 30/ T 40. They are assignment income is the T 40 and the T 30 is the TLE income. What I am proposing to do is to do a one hundred percent (100%) tickler from the 30 account to the 7399 certificate account and proposing to do a one hundred percent tickler to the T 40 account to the FmHA reserve account and that's going to keep the reserve account at more than enough level for the next year so we don't have to worry about that.

Discussion by Fern Bordeaux-Boltz. You just said the T 40 account those assignment account and where would they go? Are you talking about the encumbrance account? I keep thinking land assignment account.

Discussion by Jim Cordry. I'm talking about lease assignments.

Discussion by Fern Bordeaux- Boltz. Ok you're talking about what's encumbering to FmHA

Discussion by Jim Cordry. The way the resolution is written with the authorization will designate an individual and that will be approved by the Tribal official as Tribal Chairman to approve that and by my ARTA Jim James. That's the authorization there.

Discussion by Fern Bordeaux-Boltz. I know there are some amendments that need to be done and we need a field solicitor's opinion to get it done and convince that Council that their administrative has no involvement over here. Their Treasurer, their secretary we have that all her under our by-laws so they need to be consistent.

Discussion by Jim Cordry. I'll hold off and I'll go along with any amendments that need changing. It won't hold up the ticklers which is good and as I'm proposing I don't intend to move extremely fast I'll just look at the two most T accounts.

Discussion by Fern Bordeaux-Boltz. Jim is you going to need our help? We need to get this fixed. We need to get this going as soon as possible, I know we have a staffer here, Janice who's got clearance for TAMMS know we need to get two (2) more people to go help Natalie and Steve and get this all set up. That's what my question I guess to expedite this. Can we designate our staff to help you?

Discussion by Jim Cordry. In the resolution the only one of the clause is OST will work with BIA and TLE and the Tribe too institute the variable tickler. Know what I am going to be doing that I will be going out to Aberdeen and will be back on Thursday and I want to come here and gain some agreement on that also I am going to talk with President Bordeaux since he's not here gain his agreement and since Cleve is not here if all agree we can have a tickler put on Tuesday and the funds will than sweep Wednesday on the PL accounts.

Question by Fern Bordeaux-Boltz. Know the Tribe has T account. Is that the T 35?

Discussion by Jim Cordry. I believe that is. Yes.

Discussion by Fern Bordeaux-Boltz. Then the motion would be to directing the TLE administration and whoever they designate along with the Tribal Treasurer and we work with the BIA staff and how we're going to implement this.

Motion by Dominic Harmon to direct TLE administration and staff along to work with Bureau of Indian Affairs Office of Special Trustee's and IIM Realty on formulating a process agreeable to all parties as to the distribution of funds to the PL account. Seconded by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Break for lunch at 11:55 am
Convene at 12:48 pm.

CFO

Discussion by Patty Jones who is presenting CFO reports. Payment on Attorney Bills for Ron Hutchinson and Steven Sandven.

Motion by Clayton Wright Jr. to approve Ron Hutchinson bill for June, 2010 with the correction of total amount of \$2,001.00. Seconded by John Spotted Tail. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion by Clayton Wright Jr. to approve Steven Sandven bill for June, 2010. Seconded by John Spotted Tail. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Question by Fern Bordeaux-Boltz. Did anyone get a call from Kira Vanderwalker? I told her to call Steven Sandven and help her.

Discussion by Fern Bordeaux Boltz. On budget modification for tee shirts and put it back in on the line item Aide to Tribal Government.

Discussion by Patty Jones. No I did not make that budget modification but I'll go ahead and move that into miscellaneous item.

Discussion by Patty Jones. This is how the account is sitting as of this morning.

Motion by Clayton Wright Jr. to approve the Budget Modification for third (3) quarters as presented. Seconded by John Spotted Tail. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Executive Directors

Discussion by Leroy Greaves. Oleta Mednansky is here to talk to the Board.

Discussion by Fern Bordeaux-Boltz. In the NCRS they had budgeted for people sign up for equip that had dams that washed out stock dams and I guess her sons that had some stock dams wash out early in the spring so they want assistance but the money is for the whole state and in our region they don't know how much each is getting. If you get picked they pay ninety percent (90%) to rebuild your stock dam but the permittee has to come up with ten percent (10%) who's going to pay that. TLE is managed land and they want us to pay for it. Her son is applying for this funds and if he gets approved would TLE pay the remaining the ten percent (10%). We met

with Water Resources with John Whiting and the only way that Safety of Dams and it has to go through an eighteen month process with DOR but the existing dams are certified by DOR that's for the man made stock dams he said that's kind of hard to do to declare the money. Land and Natural need to meet on this. Range unit's incentives through Revenues with Whitney Meeks. I can go out to the ladies and tell them were referring them to Land & Natural.

Discussion by Leroy Greaves. C. Keith Whipple came into meeting with his proposal to sell his land.

Motion by Clayton Wright Jr. to Table until August 10, 2010 meeting. Seconded by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Leroy Greaves. Going to grazing school.

Motion by Clayton Wright Jr. to authorize Ernie Blacksmith, Leroy Greaves and any of TLE Board Members to go to grazing school Classes. Seconded by Rose Cordier. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Leasing Department.

Discussion by Ernie Blacksmith. On White River Youth Center. Finish everything obligated to do on anything and hand over to REDCO.

Motion by Clayton Wright Jr. to authorize Attorney Sandven to go to Civil Court with Shelly Piper and Kay Piper. Seconded by Richard "Smokey" Whipple. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith. On Joe Ford for hay land for \$15.00 per acre.

Motion by John Spotted Tail to approve Ref. #3931-01/T1009 and Ref. #3923/T1009.5. Seconded by Clayton Wright, Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith. On Scott Schuyler for farm land at \$45.00 per acre and \$25.00 for hay land.

Motion by John Spotted Tail to approve Ref. #4406/T11209. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith. On Dorothy Schuyler for grass land at \$23.00 per acre.

Motion by John Spotted Tail to approve Ref. #3324/T2662 and Ref. #3327/T2661. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith on William Huber for farm at \$20.00 per acre and \$10.00 per acre for grazing.

Motion by Clayton Wright Jr. to approve with stipulation to BIA to complete contract with the thirty (30) days of this meeting. Seconded by John Spotted Tail. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith on Kim Lee-Dewes at \$10.00 per acre for grazing for one (1) year lease.

Motion by Clayton Wright Jr. to approve Kim Lee-Dewes for T11286 for approval. Seconded by John Spotted Tail. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Ernie Blacksmith on Lonnie Two Eagle at \$10.00 per acre for grazing.
Motion by Clayton Wright Jr. to approve Ref. #665/T11096 with stipulation for two (2) horses for six (6) months. Seconded by John Spotted Tail. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Break for 15 minutes at 2:35 pm
Convene at 2:48 pm.

Home sites.

Discussion by Franki Kills In Water on Home site application. For Travis Kills In Water in Spring Creek Community.

Motion by Rose Cordier to approve home site in Spring Creek Community for Travis Kills in Water. Seconded by Clayton Wright Jr. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Franki Kills In Water on Home site Lease modification on Esther Blue Horse, Parmelee Community to add SWA Corp to her home site lease contract.

Motion by John Spotted Tail to approve modification on Esther Blue Horse in Parmelee Community to add SWA Corp to her home site lease contract. Seconded by Rose Cordier. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Fee to Trust

Discussion by Fern Bordeaux-Boltz on Resolution for Huggins.

Motion by Clayton Wright Jr. to approve Resolution 2010-11 on Huggins financing through Wells Fargo Bank. Seconded by John Spotted Tail. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Fern Bordeaux-Boltz on Mulehead Ranch. Ron Hutchinson did his preliminary work. Asking about the seven hundred (700) acres.

Motion by Clayton Wright Jr. to approve the seven hundred (700) acres. Seconded by John Spotted Tail. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Fern Bordeaux-Boltz on an appraisal for Eva Jean Hansen-Brickman and her brother are interested in selling their interest.

Motion by Clayton Wright Jr. to approve the request for an appraisal on SW1/4, 24-40-25, Mellette County. Seconded by John Spotted Tail. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Patty Jones has no report from the Assignment Department

Discussion by Fern Bordeaux-Boltz to set a date for the Shareholders meeting.

Motion by Clayton Wright Jr. to set the Shareholders Meeting on August 16, 2010 for Fiscal Year "2008 and staff reports. Seconded by Rose Cordier. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion Fern Bordeaux-Boltz. Advertise for a meal.

Acquisition Department

Discussion by Michelle Kramer for Acquisition for July, 2010.

Motion by Clayton Wright Jr. to approve acquisitions for July, 2010. Seconded by John Spotted Tail. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Certificate Department

Discussion by Darlene Crow Eagle for her monthly report for June, 2010.


Motion made by Clayton Wright Jr. to accept June, 2010 report from the Certificate Department. Seconded by John Spotted Tail. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.


Discussion by Leroy Greaves. On Probation due to in house hire.

Motion by Clayton Wright Jr. to give Leroy Greaves, Executive Director forty (40) hours for moving (but still on ninety (90) day probation). Seconded by John Spotted Tail. Vote 3 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Adjourn at 3:30 pm

Motion made by Clayton Wright Jr. to adjourn at 3:30 pm. Seconded by Rose Cordier. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

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


Rose Cordier, Secretary
Tribal Land Enterprise
Board of Directors

Date of Approval: 031014