**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

**Regular Board Meeting** Tribal Land Enterprise March 10, 2015

The Tribal Land Enterprise Special Leasing Meeting was called to order by Amos Prue, Chairman on Friday, March 10, 2015, at 10:30 am for first (1st ) roll call and second (2nd) roll call at 10:50 at the conference room of the Tribal Land Enterprise building in Rosebud, South Dakota (a quorum was present).

**Board Members Present:**

Amos Prue

William Bear Shield

Shawn Bordeaux

Fern Bordeaux-Boltz Kathleen High Pipe

**TLE Staff Present:**

Ann W.-Frederick Ex. Dir.

Phyllis Y.E.-Cadue, Bd. Sec.

Steph Blacksmith, Fee to Trust

Adelita Guerue, CPO

Ernie Blacksmith, Leasing Mgr.

Franki Kills In Water, Leasing Clk. Michelle Kramer, Acquisitions

**Others Present:**

Stormy Halligan, RST Ranch

**Roll Call:** 5 Present

**Board Member(s) Absent:** 2- Kathleen Wooden Knife & Willie Kindle

**Board Member(s) Late:** 1st roll call 10:30 AM- 4 present, 2nd roll call10:50 AM­

late Kathleen High Pipe

**Called to Order:** by Amos Prue **Invocation:** Fern Bordeaux-Boltz

**Approval of Agenda:**

Motion made by Shawn Bordeaux to approve as amended the agenda dated 03-

10-15. Seconded by Fern Bordeaux-Boltz. Vote 4 in favor, 0 opposed, and 1 not voting. MOTION CARRIED.

Discussion by Fern Bordeaux-Boltz on provisions regarding attendance and need to keep track and if they were excused or not excused or did not call in when they receive a notice and the TLE Board needs to be held accountable.

**Approval of minutes:**

Motion made by Fern Bordeaux-Boltz to approve minutes as corrected dated December 09, 2014 Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Shawn Bordeaux to approve minutes dated January 12, 2015. Seconded by William Bear Shield. Vote 3 in favor, 0 opposed, 2 not voting. MOTION CARRIED.

**STAFF REPORTS:**

Executive Director, Ann Frederick

1. Discussion by Ann Frederick on Resolution #2015-004, Spring Creek revenue on following tracts of land and recommend a budget & business plan.

Motion made by Fern Bordeaux-Boltz to TABLE Resolution #2015-004; Spring Creek lease revenues until further information on revenue amount and to check into this. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

2. Robert Wood appraisal.

Motion made by Fern Bordeaux-Boltz to have Executive Director write a certified letter to Robert Wood to meet with our TLE Board meeting at our next scheduled meeting dated April 14, 2015. Seconded by William Bear Shield. Vote 3 in favor,

0 opposed, 2 not voting. MOTION CARRIED.

3. Brian Collins contract.

Motion made by Shawn Bordeaux to recommend Brian Collins for consideration for hire on the Pick Sloan Dam litigation. Seconded by Fern Bordeaux-Boltz. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

**FTR:** Recessed for lunch at 12:55 for twenty (20) minutes.

Returned from lunch at 1:25pm.

4. Letter from Robyn Mortimer-Marts.

Motion made by Fern Bordeaux-Boltz to recommend and refer to BIA Realty officer to assist land owners and to type up a resolution for Robyn Mortimer­ Marts. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

5. Request for a budget from SOLO, Paula Antoine, Coordinator.

Motion made by Fern Bordeaux-Boltz to deny request and refer Paula Antoine, SOLO Coordinator to RST Treasurers office to find the money for the RST Commissions budget. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1not voting. MOTION CARRIED.

6. Reaffirm petition letters

a.) Authorization to contribute time from all entities to Ojinjinkta Wanji Project Motion made by Shawn Bordeaux to approve and be on board with Ojinjinkta Wanji Project from entities to contribute their time. Seconded by Kathleen High Pipe. Vote 3 in favor, 1 opposed, and 1 not voting. MOTION CARRIED.

b.) Payment for legal services for Ron Hutchinson

Motion made by Kathleen High Pipe to approve payment for Ron Hutchinson's bill in the amount $1,599.32 for the month of January, 2015. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, and 1 not voting. MOTION CARRIED.

Legal services for Terry Pechota Law Office.

Motion made by William Bear Shield to approve and reaffirm Petition Letter for Pechota Law Offices 12-31-14 bill totaling $937.50, invoice #9313. Seconded by Kathleen High Pipe. Vote 4 in favor, 0 opposed, and 1 not voting. MOTION CARRIED.

c.) Early loan for RST leases.

Motion made by Kathleen High Pipe to approve an advance of $100,000.00 for a loan taken out of RST leases in March, 2015. Seconded by Fern Bordeaux­ Boltz. Vote 4 in favor, 0 opposed, 1not voting. MOTION CARRIED.

d.) Acquisitions

Motion made by Fern Bordeaux-Boltz to approve Acquisitions for February,

2015 in the amount totaling $50,041.86. Seconded by Kathleen High Pipe. Vote 4 in favor, 0 opposed, 1not voting. MOTION CARRIED.

e.) Home site Modifications & Cancellations

1. Bobbi Busch, Horse Creek Community

Motion made by Kathleen Wooden Knife to reaffirm & approve Bobbie Busch, Horse Creek Community on 2.5 acres. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

2. Zelda Hawkman & Wayne Big Crow, St Francis Community

Motion made by Kathleen Wooden Knife to reaffirm & approve Zelda Hawkman & Wayne Big Crow in St Francis Community on 2.5 acres. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

3. Noah One Star, Antelope Community

Motion made by Kathleen Wooden Knife to reaffirm & approve Noah One Stare in Antelope Community on 2.5 acres. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

4. Rochelle Kills In Sight, Spring Creek Community

Motion made by Kathleen Wooden Knife to reaffirm & approve Rochelle Kills In Sight in Spring Creek Community on 2.5 acres. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting, MOTION CARRIED.

5. Bernice Scott, Parmelee Community

Motion made by Kathleen Wooden Knife to reaffirm & approve Bernice Scott, Parmelee Community on 2.5 acres. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

6. Patrick Medearis & India Ford, Antelope Community

Motion made by Kathleen Wooden Knife to reaffirm & approve Patrick Medearis & India Ford in Antelope Community. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

7. Ophelia Two Strike

Motion made by Kathleen Wooden Knife to reaffirm & approve Ophelia Two Strike on 2.5 acres. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

8. Delmar & Charlene Arrow

Motion made by Kathleen Wooden Knife to reaffirm & approve Delmar & Charlene Arrow unit paid in full and would like their home site lease in their name. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

9. Rene Thin Elk

Motion made by Kathleen Wooden Knife to reaffirm & approve Rene Thin Elk unit paid in full and would like her home site lease in her name. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

10. Stephanie Hawk, Antelope Community

Motion made by Kathleen Wooden Knife to reaffirm & approve Stephanie Hawk in Antelope Community unit is paid in full and would like unit in her name. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

11. Cindy DuBray – Lease #62256

Motion made by Kathleen Wooden Knife to reaffirm & approve Cindy DuBray cancellation on her home site lease #62256. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

12. Starla Colombe, Antelope Community, Lease #61345

Motion made by Kathleen Wooden Knife to reaffirm & approve Starla Colombe, Antelope Community, Lease #61345 to cancel her home site. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

13. Chad Whirlwind Soldier, Antelope Community, Lease #63492

Motion made by Kathleen Wooden Knife to reaffirm & approve to cancel Chad Whirlwind Solder home site in Antelope Community on Lease #63492 and had brought Starla Colombe’s trainer in Antelope Community on Lease #61345 on 2.5 acres. Seconded by William Bear Shield. 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

14. Ira Dean Wilson, Antelope Community, Lease #58213

Motion made by Kathleen Wooden Knife to reaffirm & approve to Ira Dean Wilson home site lease #58213 in Antelope Community on 2.5 acres. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

15. RST Correction Facility

Motion made by Kathleen Wooden Knife to approve the Business Site Lease Contract with RST Correction Facility at $50.00. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED

16. RST Juvenile Detention Facility

Motion made by Kathleen Wooden Knife to approve the Business site Lease Contract with RST Juvenile Detention Facility at $50.00. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

17. Discussion by Leasing Manager, Ernie Blacksmith on Neal LaPointe’s concerns with Dion Reynolds home site. Motion made by Fern Bordeaux-Boltz to deny Neal LaPointe’s request and that Dion Reynolds home site is in compliance. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not Voting. MOTION CARRIED.

18. Approval of Home & Business site Beneficiary Form

Motion made by Kathleen Wooden Knife to approve #1 TLE Home & Business site Beneficiary Form. Seconded by William Bear Shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Assignments, Michelle Kramer

1. Marilyn Ruth Hull Heinert , transfer to Gary Eugene Heinert

Motion made by Fern Bordeaux-Boltz to approve Marilyn Ruth Hull Heinert to transfer to Gary Eugene Heinert on Assignment #1915, #1615 & #1990. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

1. James E.Whiting transfer to Darla Whiting Assman

Motion made by Fern Bordeaux-Boltz to approve James E. Whiting transfer to Darla Whiting Assman on Assignment #1859 A, #1709 A, #2009 B, #1556 A, #2100 B and #1494 B. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by TLE Board on Home site Billing.

Discussion by Executive Director, Ann Wilson-Frederick on training in Pierre, SD for “Payroll Law”

Motion made by Kathleen High Pipe to authorization for travel expenses for two (2) TLE employees, Virginia Reifel, Senior Account & Kristi Blue Bird, Clerk to attend a “Payroll Law 2015” on March 08/10, 2015 in Pierre, SD. Seconded by Shawn Bordeaux. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

Discussion by Executive Director, Ann Wilson-Frederick for travel on State Tribal Event.

Motion made by Kathleen High Pipe to travel to Pierre, SD at a State Tribal Event. Seconded by Shawn Bordeaux. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

Request letter from Neal Kramer, RST Forestry Director

Motion made by Fern Bordeaux-Boltz to recommend to RST Council. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Fern Bordeaux-Boltz has Executive Director call Neal Kramer, RST Forestry Director on what he is requesting and to put it in writing. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Donation letter from Shelby Brave

Motion made by Fern Bordeaux-Boltz to disapprove and refer to Educational Department and Liquor Commission. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Discussion by Executive Director, Ann Wilson-Frederick, to advertise three (3) positions.

Motion made by Fern Bordeaux-Boltz to advertise for an Assignment Manager for three (3) weeks. Seconded by William Bear Shield. Vote 2 in favor, 3 opposed, 0 not voting. MOTION CARRIED.

Discussion by Executive Director, Ann Wilson-Frederick on Organizational Chart reviews.

Fee To Trust, Steph Blacksmith

1. Tarrell Lot in Winner, SD

Motion to withdraw and rescind Tarrell Lot in Winner, SD. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

1. Gertrude Little Thunder interests.

Motion made by Fern Bordeaux-Boltz to withdraw our offer to purchase Little Thunder interest until Gertrude Little thunder has proof of documentation of her interests. Seconded by Kathleen High Pipe. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

1. Clarification on Robert Wood purchase of 20 acres & purchase was not part of it. Discussion by TLE Board. The appraisal and mortgage will be taken out of the purchase price.

Fee Land for purchase, Steph Blacksmith

1. Prairie Hills Square

Motion made by Shawn Bordeaux to purchase Prairie Hills Square by RST Council on Resolution #15-001 for appraisal and purchase. Seconded by William Bear Shield. Vote 3 in favor, 1 opposed, 1 not voting. MOTION CARRIED.

1. Chuckwagon Drive inn, Mellette County

Motion made by Fern Bordeaux-Boltz to approve to send to Land & Natural Committee for review. Seconded by Shawn Bordeaux. Vote 3 in favor, 2 opposed, 0 not voting. MOTION CARRIED.

1. Clay Colombe house & land in Todd County

Motion made by Fern Bordeaux-Boltz to approve to send to Land & Natural Committee for review. Seconded by Shawn Bordeaux. Vote 3 in favor, 2 opposed, 0 not voting. MOTION CARRIED.

1. Casey Foster in Todd County interested in sale/exchange 640 acres of fee land for purchase/exchange 480 acres of Fee land. Discussion by TLE Board that they need to pay for a referendum vote.
2. Diamond M Ranch

Motion made by Fern Bordeaux-Bolts to approve to send to Land & Natural Committee for review. Seconded by Shawn Bordeaux. Vote 3 in favor, 2 opposed, 0 not voting. MOTION CARRIED.

1. Joseph HS Todd, 160 acres of land in Todd County

Motion made by Fern Bordeaux-Boltz to approve to send to Land & Natural Committee for review. Seconded by Shawn Bordeaux. Vote 3 in favor, 2 opposed, 0 not voting. MOTION CARRIED.

1. Vesley, 160 acres of land in Mellette County

Motion made by Fern Bordeaux-Boltz to approve to send to Land & Natural Committee for review. Seconded by Shawn Bordeaux. Vote 3 in favor, 2 opposed, 0 not voting. MOTION CARRIED.

1. White River Farms, 890 acres in Mellette County.

Motion made by Fern Bordeaux-Boltz to approve to send to Land & Natural Committee for review. Seconded by Shawn Bordeaux. Vote 3 in favor, 2 opposed, 0 not voting. MOTION CARRIED.

1. Frasch Lots in Gregory County SOLD
2. Lyle Peterson on 133.5 acres in Pennington County.

Motion made by Fern Bordeaux-Boltz to approve to send to Land & Natural Committee for review. Seconded by Shawn Bordeaux. Vote 3 in favor, 2 opposed, 0 voting. MOTION CARRIED.

CFO, Adelita Guerue

1. Legal Services for Ron Hutchinson & Pechota Law Offices

Motion made by Fern Bordeaux-Boltz to approve Petition letter payment to Ronald Hutchinson, Fee to Trust Attorney for the month of January, 2015 in the amount totaling $1,599.32. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Fern Bordeaux-Boltz to approve Ronald Hutchinson, Fee to Trust Attorney for the month of February, 2015 in the amount totaling $793.07. Seconded by Shawn Bordeaux.

Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Fern Bordeaux-Boltz to approve Petition letter payment to Pechota Law Office, TLE Attorney for the month of December, 2014 in the amount totaling $937.50. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

1. RST Loan request for $1,000,000.00. Already reaffirmed
2. Building for Finance office

Motion made by Fern Bordeaux-Boltz to TABLE and talk to the Executive Director on the amount of the building. Seconded by William Bear shield. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

1. Land System quotes

Discussion by TLE Board to review

1. Retirement for employees

Motion made by Fern Bordeaux-Boltz to approve and have Ameriprise Retirement Fund. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

1. Payroll Seminar Law - already taken care of on Executive Directors report.
2. Letter to Former Board member debt owned

Discussion by TLE Board on debt owned by former Board Member. Will give William Bear Shield until the end of the month March 31, 2015 to take care of matter.

Leasing, Ernie Blacksmith

1. Lease Advertisements in Todd, Mellette and Tripp counties

Motion made by Fern Bordeaux-Boltz to approve and advertise leases in Todd, Mellette and Tripp Counties. Seconded by Shawn Bordeaux.

1. Proposal for Management Account Distribution (MAD)

Already done

1. Legal Land Description training class

Motion made by Fern Bordeaux-Boltz to go to the 1st classes on Land Description II in Pine Ridge, SD. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Trimble GPS handled Units-two Juno 5B

Motion made by Fern Bordeaux-Boltz to approve Frontier Precision for two Trimble JUNO 5B handheld (WEHH) in the amount totaling $5,260.00. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

6. Issues with Roger Glynn

Motion made by Fern Bordeaux-Boltz to have Executive Director writes a letter to BIA Superintendent. LeAnn Beardt and have Clifford Lafferty and Roger Glynn meet and resolve issues. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Craig Lafferty, Ref #4421/RS1283A

Motion made by Fern Bordeaux-Boltz to approve 49% on TLE interest to Craig Lafferty, Ref #4421/RS1283A on 73 acres of grassland. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Assignments, Michelle Kramer

1. Marilyn Ruth Hull Heinert , transfer to Gary Eugene Heinert

Motion made by Fern Bordeaux-Boltz to approve Marilyn Ruth Hull Heinert to transfer to Gary Eugene Heinert on Assignment #1915, #1615 & #1990. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

1. James E.Whiting transfer to Darla Whiting Assman

Motion made by Fern Bordeaux-Boltz to approve James E. Whiting transfer to Darla Whiting Assman on Assignment #1859 A, #1709 A, #2009 B, #1556 A, #2100 B and #1494 B. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Motion made by Fern Bordeaux-Boltz to go into executive session. Seconded by Shawn Bordeaux. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

Adjourn at 4:05 PM

Motion made by William Bear Shield to adjourn at 4:05 PM. Seconded by Fern Bordeaux-Boltz. Vote 4 in favor, 0 opposed, 1 not voting. MOTION CARRIED.

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Amos Prue

TLE Chairman

Board of Directors

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Kathleen Wooden Knife

TLE Secretary

Board of Directors

Date of Approval: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_