

RESCINDED

DATE 08-21-00

NEW RES# 00-310 DS13

Resolution # 00- 248 -DSB

**RESOLUTION OF THE GOVERNING BODY OF
THE THREE AFFILIATED TRIBES OF THE
FORT BERTHOLD RESERVATION**

- WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and
- WHEREAS,** The Constitution of the Three Affiliated Tribes generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and
- WHEREAS,** In 1992, the United States Congress passed the "Equitable Compensation Act of the Three Affiliated Tribes and the Standing Rock Sioux Tribe" (the "Act"), Title XXXV of P.L 102-575, 106 Stat. 4731, for the benefit of the Three Affiliated Tribes and its members, in partial compensation for the flooding of productive Tribal lands and Tribal towns and villages following the construction of the Garrison Dam and the creation of Lake Sakakawea by 1954; and
- WHEREAS,** Interest accumulates each year on the principal of the Economic Recovery Fund, and is available for distribution pursuant to the Act for economic development, education, social welfare and for other unspecified programs, provided that no funds can be used for per capita expenditures to each member of the Tribe; and
- WHEREAS,** The elderly members of the Tribe who are 60 years of age or older has witnessed first hand the destruction of the homelands of the Three Affiliated Tribes following the building of the Garrison Dam and the creation of Lake Sakakawea almost 50 years ago; and
- WHEREAS,** Each Tribal elder, defined as an enrolled Tribal member who is 60 years of age or older as of January 1, 2000, has substantial medical or other needs which are not being met through existing programs of assistance; and
- WHEREAS,** A committee of Tribal elders has been meeting to determine how the Tribe can best help meet the needs of Tribal elders; and
- WHEREAS,** There exist in Tribal accounts enough funds from the Equitable Compensation Act or from income from the Tribe's gaming enterprise not otherwise allocated to permit each elder to receive an elderly assistance grant in the amount of \$500 for health care and other needs of each and every Tribal elder;
- NOW, THEREFORE, BE IT RESOLVED,** that the Tribal Business Council hereby authorizes and directs the Tribal Finance Department to pay out by check to each and every living Tribal member who is an elder, as defined above, a check in the amount of \$500.00, as one part of a Tribal elderly assistance program, such funds to come from the interest earned on the Economic Recovery Fund created by the Equitable Compensation Act, Title XXXV, P.L. 102-575, 106 Stat. 473.

CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 13th day of July, 2000; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 13th day of July, 2000.

Daylon Spotted Bear
Secretary, Tribal Business Council

ATTEST:

Top G. Hall
Chairman, Tribal Business Council