

**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,** Article VI, Section 5(c), of the Tribal Constitution provides that the Tribal Business Council may administer any funds or property within the exclusive control of the Tribes and to make expenditures from available Tribal funds; and
- WHEREAS,** Pursuant to Resolution #97-132-DSB, the Tribal Business Council established a planning committee for the purpose of developing a Law Enforcement and Detention Center to address the critical shortage of adequate detention facilities on Fort Berthold; and
- WHEREAS,** The Three Affiliated Tribes has been awarded a U.S. Department of Justice Grant in the amount of \$3.8 million entitled "Construction of the Juvenile Correctional Facility Component of the Fort Berthold Justice Center"; and
- WHEREAS,** The Three Affiliated Tribes has been advised by the Department of Justice that the funds are available for draw down on a cost reimbursement basis only; and
- WHEREAS,** The Tribal Business Council is desirous of establishing a Tribal escrow account with the Community First Bank or BNC National Bank to deposit the grant funds in order to manage the project in a timely and efficient manner and to maintain compliance with all applicable regulations;

**NOW, THEREFORE, BE IT RESOLVED,** That the Tribal Business Council of the Three Affiliated Tribes has reviewed and discussed the necessary documents and approves the establishment of the Fort Berthold Justice Center Escrow Account to be maintained at the Community First Bank or BNC National Bank; further, that both federal and Tribal funds will be deposited into such account and utilized only for cost reimbursement draw downs and expenditures related to the Justice Center project.

**BE IT FURTHER RESOLVED,** That the Three Affiliated Tribes Tribal Business Council has determined that fiscal management of the Escrow Account shall be the responsibility of the Fort Berthold Detention Center Project Director/Consultant, the Tribal Contracting Officer Representative, and the Chairman of the Detention Center Planning Committee.

**BE IT FURTHER RESOLVED,** That the two required signatory authorities on such Escrow Account shall be the Chairman and the Treasurer of the Tribal Business Council and that said Account shall be closed out in compliance with all federal and Tribal regulations upon completion of the project.

**BE IT FINALLY RESOLVED,** That the Tribal Business Council hereby authorizes the Chairman and the Treasurer of the Tribal Business Council to approve and execute any and all documents necessary for the establishment and maintenance of the Fort Berthold Justice Center Escrow Account.

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, 6 were present at a Special Meeting thereof duly called, noticed, convened, and held on the 18<sup>th</sup> day of April 2001; that the foregoing Resolution was duly adopted at such Meeting by the Affirmative vote of 5 members; 0 members opposed; 0 members abstained; 1 members not voting; and said Resolution has not been rescinded or amended in any way.

Dated this 18<sup>th</sup> day of April, 2001.

CHAIRMAN (  ) VOTING ( ) NOT VOTING

ATTEST:

Dayton Spotted Blue  
Secretary, Tribal Business Council

[Signature]  
Chairman, Tribal Business Council