

**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, The Three Affiliated Tribes has contracted through the 93-638 Self-Determination process since 1979 and,

WHEREAS, The Federal agencies have not fully funded the agreed upon amounts due the Three Affiliated Tribes for Indirect Cost support funds and,

WHEREAS, The Three Affiliated Tribes have spent in excess of seven million dollars of Tribal Funds to satisfy performance of the 93-638 Contracts and,

WHEREAS, The Three Affiliated Tribes have documented proof that they are owed in excess of seven million dollars (see attached document) from the Federal Government via the 93-638 contracting process and

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Tribal Business Council that we seek the assistance of the North Dakota Congressional Delegation – Senator Conrad, Senator Dorgan and Congressman Pomeroy to insure the Three Affiliated Tribes are reimbursed their funds spent upon fulfilling the United States Government obligation and,

FINALLY BE IT FURTHER RESOLVED, the Tribal Chairman, Treasurer, Legal Department and Finance Staff are directed to follow through with this request until reimbursement of owed Indirect Cost Funds are fully reimbursed



MANDAN, HIDATSA, & ARIKARA NATION

Three Affiliated Tribes • Fort Berthold Indian Reservation

HC3 Box 2 • New Town, North Dakota 58763-9402

TRIBAL BUSINESS COUNCIL

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M E M O

TO: Tex Hall, Chairman
3 Affiliated Tribes

DATE: 26 June 2001

FR: Marcus Wells, Sr.
Financial Advisor

RE: **"Indirect Cost Shortfall"**
on the "fixed with carry-forward"
method for FY 1994 - 2000

For your review, our indirect cost shortfall numbers, based on the "fixed with carry-forward" method. We use this method when we send in our Indirect Costs proposals, and it is a quick way to find our indirect costs shortfall. We are now working up the "actual shortfall" data now, which I know they will be requesting.

I'm now in the process of sending this information to Senators Conrad and Dorgan. I have contacts with each office and will get all their questions answered, if and whenever we may meet with them.

3 AFFILIATED TRIBES OF ND									
INDIRECT COST SHORTFALL									
1994 THRU 2001									
FUNDING AGENCY	1994	1995	1996	1997	1998	1999	2000	TOTAL	
Bureau of Indian Affairs	6,279,671	4,328,247	7,643,263	9,776,965	8,783,979	6,868,054	6,013,306	49,693,485	31.85%
Indian Health Services	1,401,699	1,507,974	2,076,941	2,548,935	2,983,380	2,937,189	2,856,686	16,312,804	10.46%
Other Federal	2,377,930	2,452,004	2,992,232	4,435,223	5,543,349	6,196,847	6,223,346	30,220,931	19.37%
Total Federal Programs	10,059,300	8,288,225	12,712,436	16,761,123	17,310,708	16,002,090	15,093,338	96,227,220	
Tribal General	7,245,936	5,792,334	7,698,830	7,456,209	9,863,459	9,192,111	12,526,661	59,775,540	38.32%
Total Programs	17,305,236	14,080,559	20,411,266	24,217,332	27,174,167	25,194,201	27,619,999	156,002,760	100.00%
Indirect Cost Actual Exps.	3,186,254	2,760,466	2,868,597	2,818,746	3,295,387	3,506,565	3,404,110	21,840,125	
Total Fed & Tribal Programs	20,491,490	16,841,025	23,279,863	27,036,078	30,469,554	28,700,766	31,024,109	177,842,885	
Projected Costs:									
	Funding Agency % Share		IDC Pool	% Funded	Funded	Shortfall	Total Tribal Share		
Bureau of Indian Affairs	21,840,125 x 31.85%		6,956,080	x 50%	3,478,040	3,478,040			
Indian Health Services	21,840,125 x 10.46%		2,284,477	x 80%	1,827,581	456,896			
Other Federal Programs	21,840,125 X 19.37%		4,230,432	x 15%	634,565	3,595,867			
Tribal Programs	21,840,125 x 38.32%		8,369,136	x 100%	8,369,136	0	15,899,939		
			21,840,125		14,309,322	7,530,803	or 72.8%		
NOTE:									
This method is using the									
"fixed carry-forward" method									
as used in the indirect cost									
proposals to OIG. This is									
not the "actual" method, we									
are running these numbers									
now!									

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 seven (7) members of whom five (5) constitute a quorum, 6 were present at a Regular Meeting, thereof duly called, noticed, convened, and held on the 27 day of June, 2001; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 members, 0 opposed, 0 members abstained, _____ not voting and that said Resolution has not been rescinded or amended in any way.

Chairman: voting not voting

Dated this 27 day of June, 2001

Marcus Welby
Secretary, Tribal Business Council

Attest:

[Signature]
Chairman, Tribal Business Council