

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

**WHEREAS,** the Three Affiliated Tribes of the Fort Berthold Reservation are organized under the Indian Reorganization Act of 1934 (IRA) and have adopted an IRA Tribal Constitution and Bylaws, which were approved on June 29, 1936 by the Secretary of the Interior; and

**WHEREAS,** the Tribal Business Council is specifically empowered as the governing body of the Three Affiliated Tribes under Article III, Section 1 of the Tribal Constitution and Bylaws and is generally authorized 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,** via Tribal Resolution No. 89-94-TL, this Council formally authorized the Twin Buttes Elementary School, located on tribal trust lands within the Reservation, to operate as a Tribal Grant School as provided by the Tribally Controlled Schools Act of 1988, *codified at* 25 U.S.C. § 2501-2511; and

**WHEREAS,** the Twin Buttes Elementary School, originally built in 1960, has deteriorated to a state not remediable by simple repair and maintenance but requiring the construction of new facilities in order to ensure the health and safety of its students; and

**WHEREAS,** Congress established the Tribal School Construction Demonstration Program in 1999 which allows the Bureau of Indian Affairs and Indian tribes to enter into financial partnerships to expedite the replacement and construction of tribal schools; and

**WHEREAS,** in order to receive appropriated Tribal School Construction Demonstration Program funds, Congress requires a Tribe to commit to funding fifty percent (50%) of the total replacement school construction costs; and

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**WHEREAS,** the Twin Buttes School Board has determined that it is in the school's best interest to seek funding through the Tribal School Construction Demonstration Program and request the Tribes to fund fifty percent (50%) of the total planning, design and construction costs for the Twin Buttes Elementary School.

**NOW, THEREFORE, BE IT RESOLVED,** that the Tribal Business Council hereby requests that the Tribe be allowed to participate in a tribal/federal partnership to construct a replacement school for the Twin Buttes Elementary School under the Tribal School Construction Demonstration Program.

**BE IT FURTHER RESOLVED,** that the Tribal Business Council's request to participate in the Tribal School Construction Demonstration Program, by contributing no more than fifty percent (50%) of the total planning, design and construction costs amounting to potentially \$5,000,000.00 Dollars for the Twin Buttes Elementary School, is contingent upon the availability of tribal funds at the time of contracting.

**BE IT FINALLY RESOLVED,** that the Chairman of the Tribal Business Committee is hereby authorized to sign any and all agreements, letters and like documents for the purpose of carrying out the intent and purpose of this Resolution.

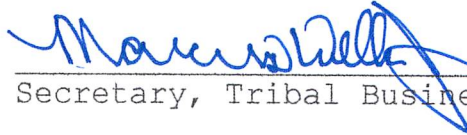
**CERTIFICATION**

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 (seven) members of whom 5 (five) constitute a quorum, \_\_\_\_\_ members were present at a Meeting thereof duly called, noticed, convened, and held on the 25 day of SEPTEMBER, 2001; that the foregoing Resolution No. 01-237-MWJr. was duly adopted at such Meeting by the affirmative vote of 5 members for, 1 opposed, 1 members abstaining, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

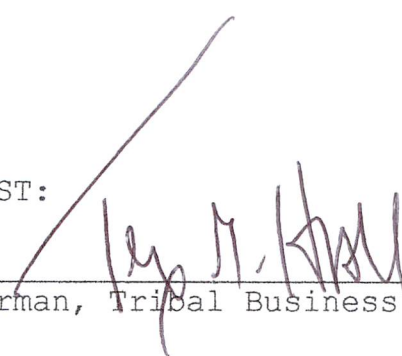
Dated this 25 day of SEPTEMBER, 2001.

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Chairman (X) Voting ( ) Not Voting

  
Secretary, Tribal Business Council

ATTEST:

  
Chairman, Tribal Business Council