



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

*A Resolution entitled, "Consultant Agreement for Attorney Contract to Provide Legal Services to Housing Divisions"*

**WHEREAS**, this Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and

**WHEREAS**, the Three Affiliated Tribes' Constitution authorizes and empowers the Mandan, Hidatsa & Arikara Tribal Business Council to engage in activity 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 Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to administer funds within the exclusive control of the Tribes and to make expenditures from available Tribal funds for public purposes of the Tribes; and

**WHEREAS**, the Tribal Housing Division's mission is to break the barriers that currently prevent home ownership amongst tribal members and to assist in meeting the housing demand; and

**WHEREAS**, the Tribal Housing Division's mission to provide housing to tribal is being effectively met by the employment of legal counsel and the Consultant Agreement with Beaudry Law Office is expired.

**WHEREAS**, continued Legal Services are needed in order to effectively proceed on a timely basis with the Dreamcatcher program. Continued legal services required include: Legal review of title opinions, occupancy agreements, program document revisions, BIA approvals, attorney opinions, general and subcontractor contract amendments and disputes, assistance with the Native American Conventional Lending Initiative, pursuit of bond issuance, negotiations with lenders and HUD in compliance with Section 184 loan requirements, enforcement of contracts and legal services needed in the construction of 250 homes.

**NOW THEREFORE, BE IT RESOLVED**, that the Tribal Business Council of the Three Affiliated Tribes hereby authorized the Chairman and the Secretary to enter into a Consultant Agreement with Gary M. Beaudry, of Beaudry Law Office for legal services to be provided to the Three Affiliated Tribes' Housing Division for compensation at Seventy-five (\$75.00) an hour and reasonable costs and expenses not to exceed \$10,800. Compensation to be limited to an average of four hours per day per monthly billing. Terms and conditions of the consultant agreement shall be consistent with the Consultant Agreement presented to the Tribal Business Council on this day.



CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian 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 9<sup>th</sup> day of October, 2003, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 1 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman  Voting. [ ] Not Voting.

Dated this 9<sup>th</sup> day of October, 2003.

Randy Phelan  
Randy Phelan, Secretary  
Tribal Business Council

ATTEST:

Tex G. Hall  
Tex G. Hall, Chairman  
Tribal Business Council