



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

***A Resolution entitled: "Tribal Authorizations and Certifications for Submittal of the Tribes'
ICDBG Application for HUD Fiscal Year 2004 Funds"***

- WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and
- WHEREAS,** Article III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; and
- WHEREAS,** The Three Affiliated Tribes Constitution 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) authorizes the Tribal Business Council to administer any property or 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 United States Department of Housing and Urban Development (HUD) has issued its Notice of Funding Availability for Fiscal Year 2004 Indian Community Development Block Grant (ICDBG) Program funds; and
- WHEREAS,** Several of HUD's strategic goals and policy priorities are in line with our identified tribal policies and goals as stated within our Economic Recovery Fund Proposal, the Comprehensive Five-year Tribal Community Plan for Children's and Family Services, and the Tribes' Strategic Plan, namely those goals and policies relative to strengthening communities, improving quality of life, and promoting participation of grass-roots, faith-based and other community-based organizations and individuals; and
- WHEREAS,** The Three Affiliated Tribes Tribal Business Council has variously, by Tribal Resolutions 02-073-MWJR, 03-254-RP, and 04-14-NH, authorized the Mandaree (West) and Four Bears Segments to submit application for these funds; and
- WHEREAS,** Both communities found existing demographic data to be substantially inaccurate or incomplete and elected to accomplish their own surveys, and
- WHEREAS,** The resulting demographic data to be submitted under cover of the application were collected systematically, and are to the greatest extent feasible, statistically reliable and independently verifiable, and data differentiate between reservation and BIA Service Area populations, when applicable; and
- WHEREAS,** The Tribal Business Council passed Resolution No. 04-23-NH acknowledging the Tribes' commitment to provide 25% in matching funds; and



WHEREAS, The amount of the commitment was stated erroneously at \$225,000 which only constitutes 20% of the grant application and reduces the total amount of funds available for the projects; and so

NOW THEREFORE BE IT RESOLVED, That the cash match of \$225,000 be amended to \$300,000 which does represent 25% of the total \$1.2 million project (\$900,000 ICDBG funds + \$300,000 Tribal match = \$1,200,000/4 (25%) or \$300,000); and

BE IT FURTHER RESOLVED, That the Tribal Business Council certifies that the citizen participation requirements of 24 CFR 1003.604(a) are met and that comments and views have been considered and that the modified application was made available to residents; and

BE IT FURTHER RESOLVED, That the Three Affiliated Tribes confirms that it will take all necessary affirmative steps in contracting for the purchase of goods or services to assure that minority firms are used when possible and will abide by the conditions of Executive Orders 13202, 13279, and 13166, and

BE IT FINALLY RESOLVED, That the Tribal Business Council certifies that the projects proposed by this application meet the primary objective of 24 CFR 1003.2, to principally benefit low- and moderate-income persons and confirms that not less than 70% of the expenditures shall be for activities which meet the regulatory criteria at 24 CFR 1003.208 for: 4. provision of community facilities.

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, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 9 day of December 2004, 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.

Chairman voting [] not voting.

Dated this 9 day of December, 2004.

Tribal Secretary Nathan Hale
Tribal Business Council
Three Affiliated Tribes

ATTEST:

Tribal Chairman Tex G. Hall
Tribal Business Council
Three-Affiliated Tribes