

045-3

Resolution No.04 045 -DSB



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

A resolution entitled "Housing Division HUD section 184 loans, Authorized Representatives."

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 Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to administer the funds within the exclusive control of the Tribes and to make expenditures from available Tribal funds for public purposes of the Tribes; and

WHEREAS, There exists within the several segments of the Fort Berthold Reservation an unmet need for adequate individual family housing including single family units and multifamily dwellings; and

WHEREAS, The unmet need for housing includes low income housing and median income housing; and

WHEREAS, In order to develop housing to fill the needs of the enrolled members of the Three Affiliated Tribes, the Tribal Business Council by resolution created the Housing Division which lead to the development of the Dreamcatcher Program; and

WHEREAS, The Housing Division has developed the first phase of the Dreamcatcher Program and the closing date for thirty-four (34) Bank One HUD Section 184 loans is set for April 29, 2004; and

WHEREAS, In order to close said loans it is required that the Three Affiliated Tribes' representatives be authorized by Tribal Business Council to execute said closing documents and that said authorized representatives be present in the Council Chambers at 8:00 am April 29, 2004 with proper identification; and

WHEREAS, That it serves the best interest of the Three Affiliated Tribes that the following shall serve and be authorized to sign as the representatives of the Three Affiliated Tribes: Tex G. Hall as Chairman of the Tribal Business Council; Mervin Packineau, as Vice Chairman of the Tribal Business Council; and Connie R. Wilkinson, as Director of the Housing Division; and

WHEREAS, The Tribal Business Council in a previous resolution authorized Marcus Wells Jr. as Treasure of the Three Affiliated Tribes, along with the Chairman and the Director of the Housing Division to execute said closing documents as authorized representatives of the Three Affiliated Tribes; and

WHEREAS, Marcus Wells Jr., is unavailable for the closing on April 29, 2004 and it serves the best interest of the Three Affiliated Tribes to appointed Mervin Packineau, as Vice Chairman to execute said closing documents with full vested authority of the Tribal Business Council.

NOW, THEREFORE, BE IT RESOLVED, that notwithstanding any previous resolution, the following individuals are hereby authorized as representatives to execute any and all documents necessary for the thirty-four (34) Bank One HUD Section 184 loans to be closed for Phase One of the Dreamcatcher Program as authorized representatives of the Three Affiliated Tribes: Tex G. Hall, as Chairman of the Tribal Business Council; Mervin Packineau, as Vice Chairman of the Tribal Business Council and Connie R. Wilkinson, as Director of the Housing Division of the Three Affiliated Tribes.

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 Regular Meeting thereof duly called, noticed, convened, and held on the 8th day of April, 2004; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 0 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 8th day of April, 2004.

Dayton Spotted Bear
Randy Phelan
Acting Secretary, Tribal Business Council

ATTEST:

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