



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

A Resolution entitled "Support for the Formation of a Separate Corporate Entity to be owned by the same Tribes comprising United Tribes Technical College and to work in conjunction with UTTC."

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, United Tribes Technical College is a non-profit vocational and technical education institution qualified for tax-exempt status under the tax laws of the United States, duly incorporated under the laws of the State of North Dakota, and is owned operated and controlled and operated by the Standing Rock Sioux Tribe, the Spirit Lake Nation, the Three Affiliated Tribes, the Sisseton Wahpeton Dakota Nation and the Turtle Mountain Bank of Chippewa; and

WHEREAS, the Tribes that own United Tribes have gone on record indicating that they would like to develop a hotel-convention center in Bismarck North Dakota and have formed a Hotel Committee to investigate potential hotel sites; and

WHEREAS, the Bismarck City Council has given United Tribes an exclusive right for a six month period to develop a business plan, secure financing and locate a nationally known hotel franchise for a hotel-convention center complex on a site adjacent to the Bismarck Civic Center; and

WHEREAS, the Tribal Business Council believes that it would be prudent and good business to form a separate business entity owned and operated jointly by the same Tribes comprising UTTC only under a separate corporation that would own and operate the hotel and convention center in conjunction with UTTC; and

WHEREAS, the Tribal Business Council recognizes that the formation of a separate corporate entity would: (1) protect the assets of UTTC; (2) allow the new entity to operate as a "for-profit" entity as originally envisioned; (3) enable the Tribes to purchase shares and invest in the corporation at levels comfortable to each Tribe; and (4) allow the Tribes to operate the hotel and convention center and under governing documents conducive to a for-profit enterprise.

WHEREAS, the Tribal Business Council desires to go on record supporting the formation of a for-profit entity to own and operate any hotel-convention center developed by the Tribes.



NOW, THEREFORE BE IT RESOLVED, the Tribal Business Council hereby formally supports the formation of a for-profit corporate entity owned and operated by the Tribes comprising UTTC and for this entity to work with UTTC in developing and utilizing a training program for UTTC students.

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, ___ were present at a _____ Meeting thereof duly called, noticed, convened and held on the _____ day of _____, 2004, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of ___ members, ___ members opposed, ___ members abstained, ___ members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [] Voting. [] Not Voting.

Dated this 28 day of JUNE, 2004.

ATTEST:

Randy Phelan, Secretary
Tribal Business Council
Three Affiliated Tribes

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