



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

A Resolution Entitled: “Authorization of Small Loan in the amount of \$15,000.00 to Donna and Rodney Howling Wolf subject to the granting of a mortgage to certain fee property”

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-laws pursuant to 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 Constitution of the Three Affiliated Tribes 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, pursuant to such powers the Tribal Business Council has developed the Three Affiliated Tribes Small Loans Program which provides direct loans to tribal members; and

WHEREAS, Donna and Rodney Howling Wolf have requested a loan in the amount of \$15,000.00 for the purpose of paying past due federal taxes and other debts and have agreed to grant the Tribes a mortgage to secure payment of the loan and other amounts owed to the Tribes; and

NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby authorizes a loan in the amount of \$15,000.00 to Donna and Rodney Howling Wolf from the Tribes’ Small Loans Program provided that said loan will be consolidated with a previous loan owed by Rodney Howling Wolf to the Three Affiliated Tribes subject to terms and conditions for repayment that shall be set out in a promissory note; and

BE IT FURTHER RESOLVED, that said loan shall be secured by a mortgage that shall be granted to the Tribes by the borrowers

27. **RESOLUTION NO. 05-17-NH, DONNA HOWLING WOLF FINANCIAL REQUEST:**

Councilman Hale moved for approval of a personal loan of \$15,000.00, with a payback agreement of \$1100 per month, and collateral being 80 acres of fee patent land. Councilman White Calf seconded the motion.

DISCUSSION: The land base is worth approximately \$120 per acre. The Tribal Budget will be amended to include the amount of the loan.

VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.



*Rec'd
Feb. 11, 2005*



VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

28. **NORTHERN LIGHTS PROJECT, BILL WELLS:**

Councilman Wolf moved for approval to lay-off Bill Wells from the Northern Lights Project effective December 31, 2004. Councilman White Calf seconded the motion.

VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

29. **FOUR BEARS CONVENIENCE STORE:**

Councilman Wells moved for approval to hire Bill Wells as the Project Manager for the new Four Bears Convenience Store. Councilman Hale seconded the motion.

VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

30. **REIMBURSEMENT OF VERIZON COSTS BILL WELLS:**

Councilman Hale moved for approval to reimburse 50% of Bill Wells' cell phone bill for CY-2004, which was used for business purposes when he worked for the Northern Lights Project. Councilman Wolf seconded the motion.

VOTE: 6 Ayes, 0 Nays, 1 Abstention, 0 not voting. Motion carried.

31. **FOUR BEARS LAGOON/BRANKO/RISING SUN ARBITRATION-LEGAL DEPARTMENT:**

Councilman Wells moved for approval to deposit \$100,000 in an escrow account for the Four Bears Lagoon pending the outcome of the arbitration between Rising Sun and Branko. Councilman Hale seconded the motion.

VOTE: 6 Ayes, 0 Nays, 0 Abstentions, 0 not voting. Motion carried.

32. **PRAIRIE TRUCK EQUIPMENT:**

Councilman Hale moved for approval to purchase one 1400050/SGH 096C Sander truck for \$3951.00, \$500 for freight charges and \$525.00 for assembly and installation, and paid from the General Fund. Councilman Wells seconded the motion.

DISCUSSION: This equipment will be used for all segments.

VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

33. **BUREAU OF RECLAMATION APPEAL FOR REIMBURSEMENT:**

Councilman Hale moved for approval to authorize the Executive Committee to act in the Bureau of Reclamation's appeal for the reimbursement of past water projects, and to bring back a full update to the Council. Councilman Wolf seconded the motion.

VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

34. **RESOLUTION NO. 05-18-NH, SERGEANT AT ARMS:**

Councilman Wells moved for approval to hire Titus White Body at \$15.00 per hour as the Sergeant At Arms for the Tribal Business Council; and change Jeff Baker's Job title to Security Shift Supervisor with a salary increase to \$13.00 per hour. Councilman White Calf seconded the motion.



Councilman White Calf seconded the motion.

Councilman Wells amended his motion to read, "\$3,100 personal small loan, and a \$2,900 @ 4% repayment educational loan that will be sent directly to the vendor, in accordance with the Policies. Councilman White Calf concurred with the motion.

VOTE: 6 Ayes, 0 Nays, 1 Abstentions, 0 Not voting. Motion carried.

21. **JENNIFER WHITE BEAR EDUCATION:**

Councilman White Calf moved for approval to pay an education bill of \$2,050.00 for Jennifer White Bear, to be processed through the Education Line Item, [\$100,000] and subject to the requirements of the Educational Loan Program. Councilman Wells seconded the motion.

VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

22. **PENSION PLAN TRIBAL CHAIRMAN/TRIBAL COUNCIL: Option #3**

Councilman Hale moved for approval to direct the appropriate staff to reach other possible alternatives for the "Pension Plan of Prior Chairmen and Council," to bring back to the Council for review. Councilman White Calf seconded the motion.

VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

23. **INDIAN HEALTH SERVICE BILL S. 1146 TO CONSTRUCT A RURAL HEALTH CARE FACILITY ON FORT BERTHOLD.**

The Service Unit Director submitted a written report, but was unavailable for the presentation.

24. **APPROVAL OF MINUTES, NOVEMBER 24, 2004**

Councilman Wells moved for approval of the November 24, 2004 minutes of the Tribal Business Council. Councilman Hale seconded the motion.

VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

25. **APPROVAL OF MINUTES, DECEMBER 09, 2004**

Councilman Hale moved for approval of the December 09, 2004 Minutes of the Tribal Business Council. Councilman White Calf seconded the motion.

VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

26. **APPROVAL OF MINUTES, NOVEMBER 05, 2005:**

Councilman Wells moved for approval of the November 05, 2004 minutes of the Tribal Business Council, subject to the changes of the time of the meeting. Councilman Hale seconded the motion.

VOTE: 7 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

27. **RESOLUTION NO. 05-17-NH-DONNA HOWLING WOLF FINANCIAL REQUEST**

Councilman Hale moved for approval of a personal loan of \$15,000.00 with a payback agreement of \$1,100 per month, and collateral being 80 acres of fee patent land. Councilman White Calf seconded the motion.

DISCUSSION: The land base is worth approximately \$120 per acre. The Tribal Budget will be amended to include the amount of the loan.



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, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 24 day of January 2005; 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 24 day of January 2005.

Handwritten signature of Nathan Hale, Secretary of the Tribal Business Council.

Secretary, Nathan Hale
Tribal Business Council

ATTEST:

Handwritten signature of Tex G. Hall, Chairman of the Tribal Business Council.

Chairman, Tex G. Hall
Tribal Business Council