



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

**A Resolution Entitled: “*Tribal Business Council Directive to Twin Buttes School Board to Prepare and Submit Travel Budgets For Fiscal Years 2006, 2007 and 2008 to the Tribal Business Council*”**

**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 (l) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies and Tribal officials on the Reservation; and

**WHEREAS,** In 1988 the U.S. Congress passed P.L. 100-297, the Tribally Controlled School Grants Act, codified at 25 U.S.C. 2501 et seq., which authorizes grants to Indian Tribes and tribal organizations for the purpose of defraying costs of education related activities of tribally controlled schools; and

**WHEREAS,** 25 U.S.C. 2504 (d) requires the submission of grant applications to receive funding under the Tribally Controlled School Grants Act and further requires that submitted applications be accompanied by a document indicating the action taken by the tribal governing body in authorizing such applications; and

**WHEREAS,** In 1988, the Tribal Business Council passed Resolution #88-236 which authorized the White Shield, Mandaree and Twin Buttes School Boards to individually apply for and be the recipient of tribal funds under the Tribally Controlled School Grants Act as authorized by 25 U.S.C. 2504 (d) to operate their respective local educational programs; and

**WHEREAS,** The Tribal Business Council has the authority and a responsibility to the public to ensure that federal funds received for the education of the children of the Mandan, Hidatsa and Arikara Nation are expended appropriately and in accordance with the law; and



**WHEREAS,** The Tribal Business Council has been made aware of issues regarding travel by the Twin Buttes School Board and potential discrepancies in financial records related to such travel and these matters have garnered a great deal of media attention and negative press; and

**WHEREAS,** Through the efforts of Senator Conrad Dorgan, D-N-D, a Department of Interior inspector general's investigation will be conducted to review the Twin Buttes School Board's travel expenditures; and

**WHEREAS,** Due to the reports regarding excessive travel and discrepancies in travel records, the Tribal Business Council has requested full disclosure from the Twin Butte's School Board of all travel and travel expenditures up through Fiscal Year 2005; and

**WHEREAS,** In order to guarantee future financial accountability, the Tribal Business Council has adopted a Tribal Resolution requiring that all public schools on the Fort Berthold Indian Reservation receiving grant funds on behalf of the Three Affiliated Tribes under the Tribally Controlled School Grants Act adopt policies and procedures governing travel and travel expenditures; and

**WHEREAS,** The Tribal Business Council has determined that in order to ensure appropriate and adequate budgeting and financial accountability it is necessary to require that the Twin Buttes School Board prepare annual travel budgets for the next three fiscal years and submit those budgets to the Tribal Business Council for review and approval.

**NOW THEREFORE BE IT RESOLVED,** that the Tribal Business Council of the Three Affiliated Tribes hereby directs the Twin Buttes School Board to prepare detailed budgets for school board member and employee travel and submit such budgets on annual basis to the Tribal Business Council for review and approval; and

**BE IT FURTHER RESOLVED,** that the directive set out herein shall be effective for the Fiscal Years 2006, 2007 and 2008; and

**BE IT FINALLY RESOLVED,** that the failure by the School Board to adhere to this Resolution and the requirements contained herein will result in the Tribal Business Council reconsidering the authority it granted to the School Board under 25 U.S.C. 2504 (d) and Resolution 88-236.

#### CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Forth Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, \_\_\_ were present at a Regular Meeting thereof duly



called, noticed, convened, and held on the 9 day of June 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 9 day of June 2005.

Handwritten signature of Nathan Hale in cursive script.

Secretary, Nathan Hale  
Tribal Business Council

ATTEST:

Handwritten signature of Tex G. Hall in cursive script.

Chairman, Tex G. Hall  
Tribal Business Council