



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

A Resolution Entitled: "Authorization for the Fort Berthold Housing Authority acting as the Tribally Designated Housing Entity for the Three Affiliated Tribes to enter into a Guaranteed Loan Pursuant to Title VI of the Native American Housing Assistance and Self Determination Act of 1996 and Further Authorizing the Chairperson of the Housing Authority Board of Directors to Execute all Loan Documents on Behalf of the Fort Berthold Housing Authority"

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, Article VI, Section 5 (d) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to negotiate with the federal, state and local governments on behalf of the Tribes; and

WHEREAS, Pursuant to the Native American Housing Assistance and Self Determination Act of 1996, 25 U.S.C. 4101, Et seq. (NAHASDA), the Tribal Business Council has designated the Fort Berthold Housing Authority as the Three Affiliated Tribes Tribally Designated Housing Entity (TDHE); and

WHEREAS, Title VI of NAHASDA authorizes the Secretary of Housing and Urban Development to guarantee loans for Indian Tribes or their tribally designated housing entities to borrow funds from private lenders for the purpose of financing affordable housing activities; and

WHEREAS, The Fort Berthold Housing Authority included within its 2005 Indian Housing Plan required by NAHASDA the goal and objective of developing Project ND5-31, new construction in Mandaree and Project ND5-04 the renovation of 120 homes Reservation wide through a Title VI loan guarantee in



the amount of \$3,675,605; and

WHEREAS, The Title VI Loan Guarantee Program requires that the TDHE obligate a portion of its grant proceeds received under NAHASDA for repayment of the funds Borrowed under the loan guarantee; and

WHEREAS, NAHASDA requires that the Tribe approve the entering into of a Title VI guaranteed loan by the TDHE by tribal resolution; and

WHEREAS, The Tribal Business Council has previously approved the Fort Berthold Housing Authority's 2005 Indian Housing Plan; and

WHEREAS, The Tribal Business Council finds that the Fort Berthold Housing Authority's plan to borrow funds for new housing development and renovation pursuant to Title VI of NAHASDA is in the best interests of the Tribes and its members.

NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes hereby authorizes the Fort Berthold Housing Authority, acting as the Tribally Designated Housing Entity for the Tribes, to enter into a loan guarantee pursuant to Title VI of the NAHASDA and to borrow \$3,675,605 pursuant to said guarantee from a private lender for the purpose of meeting its goals and objectives set out in its 2005 Indian Housing Plan; and

BE IT FURTHER RESOLVED, that the Tribal Business Council further authorizes the Fort Berthold Housing Authority to pledge its annual block grant proceeds in accordance with 25 U.S.C. § 4192 for the purpose of repaying the note; and

BE IT FINALLY RESOLVED, that the Tribal Business Council further authorizes the Chairperson of the Fort Berthold Housing Authority Board of Directors to execute any and all documents necessary to accomplish the Title VI loan guarantee transaction.

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 22 day of August 2005; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 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 22 day of August 2005.



**THREE AFFILIATED TRIBES
TRIBAL BUSINESS COUNCIL
CONTINUATION MEETING
AUGUST 22, 2005**

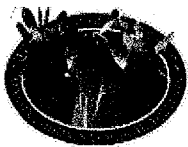
CALL TO ORDER:

The meeting from August 11, 2005 was reconvened at 1:35 p.m. by Vice-Chairman Wells.

09. RESOLUTION NO. 05-121-05 FORT BERTHOLD HOUSING AUTHORITY (NAHASDA) FOR THE TAT GUARANTEED LOAN PURSUANT TO TITLE VI OF THE NAHASDA ACT OF 1996 AND AUTHORIZING THE CHAIRPERSON OF FBHA TO EXECUTE ALL LOAN DOCUMENTS OF BEHALF OF FBHA.

Councilman Packineau moved for a Resolution entitled, "Fort Berthold Housing Authority (NAHASDA) for the TAT Guaranteed Loan Pursuant To Title VI of NAHASDA Act of 1996 and Authorizing the Chairperson of FBHA to execute all Loan Documents on Behalf of FBHA. Councilman Wolf seconded the motion.

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



A handwritten signature in black ink, appearing to be 'N. Hale', written over a horizontal line.

Executive Secretary, Nathan Hale
Tribal Business Council

A handwritten signature in black ink, appearing to be 'Marcus Wells, Jr.', written over a horizontal line.

Acting Chairman, Marcus Wells, Jr
Tribal Business Council