



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

*A Resolution entitled, “Tribal Business Council Support For the Section 202 Supportive Housing Program For The Elderly.”*

**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 under said Act; and

**WHEREAS,** Pursuant to Article III, Section 1 of the Constitution and By Laws of the Three Affiliated Tribes, the Tribal Business Council is the governing body of the Tribes; and

**WHEREAS,** Pursuant to Article VI, Section 5(1) of said Constitution, the Tribal Business Council has the power to adopt resolutions regulating the procedures of the Tribal Business Council and other Tribal agencies and the Tribal officials on the Reservation; and

**WHEREAS,** Incorporated by the Tribal Business Council, May 7, 1962, the Fort Berthold Housing Authority (FHBA) is a Tribally Designated Housing Entity (TDHE) whose mission is to assist the Mandan, Hidatsa, and Arikara people and their extended family to reside and/or acquire safe, decent, and sanitary affordable homes; and

**WHEREAS,** The Section 202 Supportive Housing for the Elderly Program is authorized by Section 202 of the Housing Act of 1959 (12 U.S.C. 1701q), as amended by Section 801 of the Cranston-Gonzalez National Affordable Housing Act (Pub. L. 101-625, approved November 28, 1990), the Housing and Community Development Act of 1992 (Pub. L. 102-550, approved October 28, 1992), the Rescissions Act (Pub. L. 106-569, approved December 27, 2000), and the Revised Continuing Appropriations Resolution, 2007 (Pub L. 110-5), approved February 15, 2007; and

**WHEREAS,** Indian Tribes are considered as eligible applicants under the 202/811 capital advance programs; and

**WHEREAS,** Fort Berthold Housing and Maxfield Research Inc. administered a door-to-door housing survey of nearly 600 Fort Berthold Reservation households which revealed the following:

- (1) About 27% of survey respondents stated they had elderly family members who were in need of support services;
- (2) The services most needed are meals and housekeeping (both at about 80%);
- (3) Laundry service (64%), medication reminders/administration (67%), escorts / (transportation)(58%), and assistance with dressing/grooming/bathing (49%);
- (3) Of these respondents, 72% stated that they would consider moving into an elderly housing complex that provide support services; and

**WHEREAS,** To achieve the Mission of the Tribes' Tribally Designated Housing Entity, the FBHA recommends a low-cost approach delivery systems (Affordable Housing Plus Services) which integrates independent, unlicensed, and primarily subsidized multi-unit housing environments for the elderly ("62 years and older" as defined under the 202 Elderly Program) which will provide lower-income seniors with access to health-related and supportive services so that they are able to "age in place" in the face of declining health and increasing disability; and

**WHEREAS,** The Three Affiliated Tribes Tribal Business Council is fully aware of the needs of the Mandan, Hidatsa, & Arikara people, and can leverage expertise and Tribal resources for its housing / health partnership collaboration between one or more health providers and low-income housing to increase the supply of affordable housing through various service providers such as Indian Health Services (IHS), Three Affiliated Tribes (TAT) Social Services, Fort Berthold Community College, Three Affiliated Tribes Kidney Dialysis Unit, TAT Aging Services, TAT Health Systems (24/7 Hospital), and the Fort Berthold Housing Authority; and

**WHEREAS,** The Three Affiliated Tribes Tribal Business Council desires to take whatever action is necessary to enable the FBHA to participate in the Section 202 Elderly Program.

**NOW THEREFORE, BE IT RESOLVED,** that the Three Affiliated Tribal Business Council hereby confirms that it is the Owner and Lessor of real property held in fee status located in Mountrail County, State of North Dakota, described as follows:

Block 2, lots 1, 2, 3, 4, Elder Apartments  
Block 5, lots 1, 2, 3, 4, Elder Apartments

**BE IT FURTHER RESOLVED,** that the Tribal Business Council further confirms that this property is leased to the Fort Berthold Housing Authority under a fifty (50) year lease which expires on May 30, 2053 and that the purpose of said lease is to provide housing for elderly tribal members; and



**BE IT STILL FURTHER RESOLVED**, that the Tribal Business Council hereby agrees to the site control provision of Section 202 that permits 50-year leases for Indian trust land (Indian reservations) and that this property may be utilized for the Section 202 program; and

**BE IT STILL FURTHER RESOLVED**, The Three Affiliated Tribes Tribal Business Council encourages Fort Berthold Housing Authority to pursue a non-profit (501)(c)(3) status for specifically for Section 202 projects and hereby pledges its support to the FBHA's in its efforts to obtain non-profit status; and

**FINALLY, BE IT RESOLVED**, The Three Affiliated Tribes Tribal Business Council agrees to coordinate and promote any housing and health program partnerships needed to support the affordable housing plus services plan for Section 202 Supportive Housing for the Elderly (62 years plus) in order to ensure that elders participating in the Section 202 program obtain health-related and supportive services.


**CERTIFICATION**

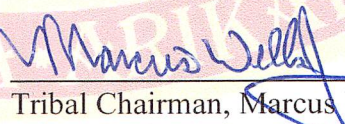
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 10<sup>th</sup> May, 2007; 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 10 day of May, 2007.

**ATTEST:**

  
Executive Secretary, Judy Brugh  
Tribal Business Council  
Three Affiliated Tribes

  
Tribal Chairman, Marcus Wells, Jr.  
Tribal Business Council  
Three Affiliated Tribes