



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

A Resolution Entitled: *"Tribal Business Council Approval and Certification for the FY 2008 Grant Application for the ICDBG Grant Program for the Four Bears Segment Multi-purpose Building."*

- 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(c) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to administer 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 Article VI, Section 5 (d) of said Constitution, the Tribal Business Council is authorized to negotiate with the federal government and advise the federal government with regards to all appropriations estimates or federal projects for the benefit of the Three Affiliated Tribes, and
- WHEREAS,** the Tribe has authority to submit applications to the U.S. Department of Housing and Urban Development (HUD) for the Indian Community Development Block Grant (ICDBG) program and the Tribal Business Council has decided that the first priority for the ICDBG Grant Application for FY 2008 shall be to build a new Multi-purpose Building for the Northwest/Four Bears Segment with a total



grant request of \$900,000 + 25% tribal cash match of \$300,000 for a total project cost of \$1.2 million; and

WHEREAS, Pursuant to Resolution No. 05-97-NH the Tribe has adopted, acknowledged, and accepted the Maintenance and Operation Plan required by HUD for all proposed community facilities and commits to providing annually the necessary financial support in the amount of \$30,000.00 for these responsibilities; and

WHEREAS, all community facilities owned in whole or in part by the Three Affiliated Tribes are covered under the Tribes' comprehensive insurance policy; and

NOW, THEREFORE BE IT RESOLVED, the Tribal Business Council of the Three Affiliated Tribes hereby authorizes the FY 2008 ICDBG Grant application in the amount of \$900,000 for the purpose of constructing a multi-purpose building for the North West/Four Bears Segment Community; and

FURTHER, BE IT RESOLVED, that the Four Bears Segment of the Three Affiliated Tribes shall allocate \$10,000.00 annually for a maintenance reserve fund for the new facility; and

FURTHER, BE IT RESOLVED, that the Tribal Business Council hereby certifies that the requirements of 24 CFR 953.6049 (a) and (c) and 24CFR 1003.604(a) have been complied with in the development of the FY 2008 ICDBG grant application to ensure adequate citizen participation and consideration of community input and further certifies that at least 85% of the beneficiaries of the proposed project are at or below low and moderate incomes; and

FURTHER, IT BE RESOLVED, the Tribal Business Council hereby certifies that the demographic data submitted with the FY 2008 ICDBG grant application has been systematically collected, is systematically reliable and feasible and is independently verifiable; and

FURTHER, IT BE RESOLVED, the Tribal Business Council hereby certifies that Four Bear's Community is the priority for FY 2008 ICDBG and that it will provide a cash match of 25% of the total project cost in the amount of \$300,000 in compliance with the ICDBG grant requirements for the FY 2008 application (Total grant request is \$900,000.00 + 25% cash match of \$300,000 = 1,200,000.00); and

FURTHER, IT BE RESOLVED, that the Tribal Business Council hereby authorizes Tribal Chairman Marcus D. Wells, Jr. and Tribal Secretary V. Judy Brugh to sign and certify all agreements, applications, and other documents necessary for said grant application; and

FINALLY BE IT RESOLVED, the Three Affiliated Tribes hereby adopts and adheres to all codes of conduct, financial management, procurement and internal control policies and



procedures in compliance with 24 CFR Part 84 and 85; 24 CFR Part 1003 in the administration of all ICDBG projects.

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 10th day of July 2008; 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 10th day of July 2008.

ATTEST:

Acting Tribal Secretary, Mervin Packineau
Tribal Business Council
Three Affiliated Tribes

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