



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

A Resolution Entitled: *“Fiscal Year 2009 Continuing General Fund Budget Resolution”*

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 provides that the Tribal Business Council has the power to administer any funds or property within the exclusive control of Tribes and to make expenditures from available tribal funds for public purposes of the Tribes; and

WHEREAS, The Tribal Business Council has the authority and is required by law to adopt an Annual General Fund Operating Budget each Fiscal Year in order to appropriate and expend its federal and general funds; and

WHEREAS, The Tribal Business Council has been operating under a Fiscal Year 2008 Budget in the amount of \$26,701,000 which was adopted pursuant to Resolution 07-198 VJB which approved the FY08 Budget ; and

WHEREAS, The Tribe operates on a Fiscal Year, with FY09 beginning on October 1st, 2008.

WHEREAS, The Tribal Business Council has not yet adopted a Fiscal Year 2009 General Fund Budget due to time constraints but intends to prepare and adopt such budget within the next sixty days and has held several meetings addressing the FY09 budget with its Treasurer and Finance staff and is in the budget formulation process at this time ; and



WHEREAS, The Tribal Business Council has authorized the operation of the Tribe and appropriations and expenditures from the General Fund in prior years including in 2008 based on a continuing budget resolution to operate under the prior fiscal year budget when the Tribal Business Council has not had the opportunity to complete and adopt a new fiscal year budget;

WHEREAS, The Tribal Businesses Council has determined that it would be prudent and in the best interests of the Tribes to adopt a Continuing Budget Resolution for FY09 authorizing the tribe operate under the Tribe's 2008 General Fund Budget until the Tribal Business Council has had the opportunity to formulate and adopt the Tribes FY 09 General Fund Operating Budget.

NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby adopts this Continuing Budget Resolution whereby the Three Affiliated Tribes shall be authorized to operate in FY09 pursuant to the Tribes 2008 General Fund Budget which was adopted pursuant to Resolution 07-221-VJB until such time as a FY09 Budget can be formulated and adopted; and

BE IT FINALLY RESOLVED that the Tribal Business Council shall formulate and adopt the FY09 Budget no later than June 1st, 2009

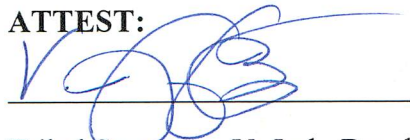
CERTIFICATION

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 Special Meeting thereof duly called, noticed, convened, and held on the 15th day of April, 2009; 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.

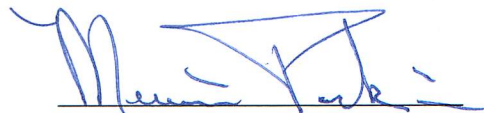
Chairman [] voting. [] not voting.

Dated this 15th day of April, 2009.

ATTEST:



Tribal Secretary, V. Judy Brugh
Tribal Business Council
Three Affiliated Tribes



Tribal Chairman, Mervin Packineau
Tribal Business Council
Three Affiliated Tribes





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

A Resolution Entitled: "Acceptance of Bid and Approve contract with Landmark Structures, LLP for the Mandaree Reservoir in the amount of \$1,323,564.05".

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, 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, 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, pursuant to Article VI, Section 5 (l) 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 Tribal officials on the Reservation; and

WHEREAS, The Tribe and Tribal Business Council has established the Fort Berthold Rural Water System whose primary responsibility is to develop effective, efficient and safe, drinking water systems for the members of the Tribe on the Reservation; and

WHEREAS, The Fort Berthold Rural Water System held a bid opening on April 1, 2009 for the Mandaree Reservoir Project and three bids were received per the appropriate procurement procedures, and

WHEREAS, Fort Berthold Rural Water recommends the acceptance of the low bid from Landmark Structures LLP of Fort Worth, Texas in the amount of \$1,323,564.05; and

WHEREAS, The Tribal Business Council hereby accepts Fort Berthold Rural Water's recommendation and moves to have the Full Council approve the contract to be executed; and



NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby accepts the bid of Landmark Structures, LLP for the Mandaree Reservoir and authorizes Fort Berthold Rural Water to execute the necessary contract documents to proceed with the Mandaree Reservoir for the construction of a Composite Style Tank; and

BE IT FURTHER RESOLVED, that the Tribal Business Council hereby authorizes the Chairman, Vice-Chairman, Secretary and Treasurer of the Tribal Business Council to execute the aforementioned program, as may be necessary, on behalf of the Three Affiliated Tribes of the Fort Berthold Reservation, and to further execute such other documents as may be necessary to implement the aforementioned contract.


CERTIFICATION

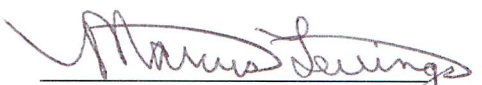
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 5 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 25 day of April 2009; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 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 25 day of April 2009.

ATTEST:


Tribal Secretary, V. Judy Brugh
Tribal Business Council
Three Affiliated Tribes


Tribal Chairman, Marcus Levings
Tribal Business Council
Three Affiliated Tribes