



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

**A Resolution Entitled: "Approval of Commitment Letter of With TDS Group, Merritt Island, Florida for Four Bears Segment Representative of the Tribal Business Council of TAT".**

**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,** The Four Bears Segment has identified a potential partner to develop, fund and construct a proposed luxury hotel project within the Four Bears Segment; and

**WHEREAS,** The Segment and TDS Group of Merritt Island, Florida have negotiated a commitment letter to build and operate the property for a period of 25 years; and

**WHEREAS,** The Segment will receive 20% net distribution after operational costs and monthly debt payment and upon debt retirement the distribution will be raised to 30% until the conclusion of the 15 year agreement and after such time the Four Bears Segment Office of the Three Affiliated Tribes shall have the option to remit the remainder of debt owed of the hotel and attain 100% of net return; and

**WHEREAS,** The Segment shall have an option to have the TDS Group to continue the hotel operations at the decision of the Four Bears Segment Representative and the Tribal Business Council; and

**NOW, THEREFORE BE IT RESOLVED,** that The Tribal Business Council hereby supports the Four Bears Segment in its efforts to develop a Luxury Hotel Project within the Segment; and



**BE IT FURTHER RESOLVED,** The Tribal Business Council approves the attached non-exclusive binding Letter of Commitment with TDS Group of Merritt Island, Florida; and

**BE IT FINALLY RESOLVED,** Any Proposed Luxury Hotel Project that the parties determine is feasible shall require full review and approval by the Tribal Business Council prior to execution of any contracts or other legally binding documents.

*(The remainder of this page is intentionally left blank)*




**CERTIFICATION**


I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven ( 7 ) members of whom five ( 5 ) constitute a quorum, 6 were present at a Regular meeting thereof duly called, noticed, convened and held on the 11<sup>th</sup> day of September, 2014, 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 11<sup>th</sup> day of September, 2014.

**ATTEST:**

  
\_\_\_\_\_  
Executive Secretary, Judy Brugh  
Tribal Business Council  
Mandan Hidatsa Arikara Nation

  
\_\_\_\_\_  
Tribal Chairman, Tex G. Hall,  
Tribal Business Council  
Mandan Hidatsa Arikara Nation