

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

WHEREAS; This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and;

WHEREAS; The Constitution and Bylaws of the Three Affiliated Tribes authorizes and empowers the Tribal Business Council to engage in activities for the welfare and benefit of the tribes and tribal members; and

WHEREAS: The Three Affiliated Tribes have been invited by the Department of Housing and Urban Development, Office of Indian Programs to submit a full Application for a grant to fund eligible Community Development Block Grant Activities for Fiscal Year 1982; and

WHEREAS; The Housing Rehabilitation, Grant Administration and Code Enforcement Activities have received HUD CDBG rating panel approval; and

WHEREAS; The Tribal Business Council must make certain Assurances and certifications in compliance with CDBG Regulations.

THEREFORE BE IT RESOLVED, that after a through considerations of all community development needs within the Fort Berthold Reservation the activities to be requested for the FY 82 Community Development Block Grant shall be as follows:

<u>Housing Rehabilitation Activity</u>	<u>\$100,000.00</u>
<u>Grant Administration and Code Enforcement</u>	<u>\$ 67,915.00</u>
Total	<u>\$167,915.00</u>

FURTHER RESOLVED, that the Tribal Business Council hereby commits the FY 82-83 financial resources of the Material Resources Department, specifically the Indian Action and Housing Improvement Budgets, to be utilized in coordination with the FY 1982 Housing Rehabilitation activity.

FURTHER RESOLVED, that the Tribal Business Council, as the eligible applicant hereby assures and certifies that:

- a. It possess the legal authority to apply for the grant and execute the proposed program;
- b. The Tribal Council has duly authorized the filing of the application, including all understandings and assurances contained in the application and has directed and authorized the person identified as the official representative of the applicant to act in connection with the application and to provide such additional information as may be required;

c. Prior to submission of its application it has:

1. Prepared and followed a written Citizen Participation Plan which provides Tribal citizens, especially those living in areas where activities are proposed or on-going, with adequate information concerning the amount of funds available for proposed community development and housing activities, the range of activities that may be assisted, the most highly rated activities under the approved rating system; other important program requirements and solicited their views and participation;

2. Has followed traditional Tribal means of citizens involvement that meet the standards required in 24 CFR 571.703 (b) and (c) (1) above or held at least two adequately publicized meetings of the Tribal Council at a time and location convenient to Tribal citizens which provided an adequate opportunity to articulate needs, express preferences about proposed community development and housing activities, assist in the selection of priorities, and otherwise participate in the development of the application.
(No part of this paragraph shall be construed to restrict the responsibility and authority of the applicant for the development of the application and the execution of its Community Development Block Grant Program. Accordingly, the citizen participation requirement of this paragraph do not include concurrence by any person, or group, involved in citizen participation in making final determination concerning the findings and contents of the application. The Sole responsibility and authority to make such final determinations rests exclusively with the applicant.);

d. The Chief executive Officer or other official of the applicant approved by HUD:

1. Consents to assume the status of a responsible Federal official under the National Environmental Policy Act of 1969 insofar as the provisions of such Act apply to the applicant's proposed program pursuant to 24 CFR 571.602; and

2. Is authorized and consents on behalf of the applicant and him/her self to accept the jurisdiction of the Federal courts for the purpose of enforcement of his/her responsibilities as such an official.

e. The Program has been developed principally to benefit Low-moderate-income persons;

f. It will comply with the regulations of FMC 74-4 and OMB Circular A-102 as they apply to applicants under 24 CFR Part 571;

g. It will administer and enforce the labor standard requirements prescribed by these regulations;

- h. It will comply with the requirements of Title II of Public Law 90-284 (25 USC 1301) (the Indian Civil Rights Act);
- i. It will comply with the Indian preference provisions required in 24 CFR 571.507;
- j. It will establish written safeguards to prevent employees from using positions funded under the Community Development Block Grant Program for a purpose that is, or gives the appearance of being, motivated by private gain for themselves or their close family or business associates. Nothing in this certification should be construed as to limit employees from benefitting from program activities for which they would otherwise be eligible;
- k. It will give HUD and the comptroller General access to and right to examine all books, records, papers or documents related to the grant period of not less than three years after program completion.

(Applicants for whom HUD has approved a claim of incapacity to accept the responsibilities of the Federal government for the purpose of complying with the environmental review requirements of 24 CFR Part 58 pursuant to 24 CFR 571.602 need not include the provision of paragraph (d) above in their assurance.)


C E R T I F I C A T I O N

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 11 members of whom 7 constituting a quorum, 9 were present at a Special Meeting, thereof duly called, noticed, convened, and held on the 6th day of August 1982; that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 8 members, 0 members opposed, 0 members abstained, 1 members not voting, and that said resolution has not been rescinded or amended in any way.

Dated this 6th day of August, 1982


Secretary, Tribal Business Council

ATTEST:


CHAIRMAN, Tribal Business Council

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