

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 of the Three Affiliated Tribes generally 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 3 of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to exercise all necessary sovereign powers for the purpose of enforcing the jurisdiction granted to the Tribal Council by the People in Article I of the Constitution; and
- WHEREAS, Article VI, Section 5(a) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to manage the economic affairs of the Three Affiliated Tribes; and
- WHEREAS, The Tribal Business Council is authorized and empowered to grant corporate charters for the reservation communities to organize through non-profit corporate charters for the general purpose of promoting and improving the health, social and economic well-being of their respective community members; and
- WHEREAS, Article IV, Section D in the Charter of the Northeast Segment authorizes the corporation therein to engage in activities and manage the business affairs to, in part, improve the economic status of the members of the Northeast Segment Indian Community; and
- WHEREAS, James Foote resigned from his position as Chairman of the Northeast Segment Corporation in January, 1985 and at a subsequent meeting of the Board in August, 1985, the Board therein accepted the resignation of James Foote as Chairman of the Northeast Segment Corporation; and
- WHEREAS, James Foote authorized substantial amount of the Corporation's assets for the payment of his personal attorney fees to the law firm of Teevans, Johnson and Montgomery, wherein said law firm represented James Foote at the Tribal Election Hearings held November 19th through November 21, 1986; and

- WHEREAS, The authorization of the corporate assets for the personal use of James Foote is unlawful pursuant to Article IV, D of the Charter of the Northeast Segment wherein the Corporation is authorized to engage in activities to promote the economic status of all members of the Northeast Segment Indian Community; and
- WHEREAS, James Foote has not been the lawful and authorized Chairman of the Northeast Segment Corporation since 1985, and the authorization by James Foote for the use of corporate assets to pay his personal attorney fees are unlawful; and
- WHEREAS, The Treasurer of the Northeast Segment Board, Phoebe Dixon, who permitted and authorized said payments to the law firm of Teevans, Johnson and Montgomery has acted outside the scope of her authority and has, thereby, jeopardized the corporate assets through said unlawful acts and purposes; and
- NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes hereby temporarily suspends the Charter issued to the Northeast Segment for the above-referenced unlawful acts; and
- BE IT FURTHER RESOLVED, That the Corporate books, records, bank statements, and checks of the Northeast Segment Indian Community are to be immediately turned over to the BIA Special Investigator for delivery to the Treasurer of the Tribal Business Council for purposes of ensuring that all payments made for the Northeast Indian Community are bona fide and signed by the Tribal Chairperson and Tribal Treasurer; and
- BE IT FURTHER RESOLVED, That Board Members of the Northeast Segment Corporation shall have the opportunity to appear before the Tribal Business Council on Monday, 22 December 1986, to discuss the temporary suspension of the Northeast Segment's Community Charter and to answer the allegations as set forth herein.

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 which 7 constitutes a quorum, 7 were present at a Regular Meeting, thereof duly called, noticed, convened, and held on the 11th day of December, 1986; that the foregoing resolution was duly adopted by the affirmative vote of 5 Members, 1 Member opposed, 1 Member abstaining, 0 Member not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 11th day of December, 1986.

Ellie Walker
actg. SECRETARY, TRIBAL BUSINESS COUNCIL

ATTEST:

Alyce Spotted Bear
CHAIRPERSON, TRIBAL BUSINESS COUNCIL