

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, the Docket 350-C&D Community Development Funds for Fiscal Year have been made available and \$34,198.20 is shown in Tribal Account No. 1422; and

WHEREAS, The Docket 350-C&D Community Development fund was approved by the Secretary of Interior for the following purposes:

Community Development

Thirty-Five Percent (35%) of the annual income shall be divided on a local resident tribal member basis among the five reservation communities or segments for Community Development Projects as approved by the tribal governing body.

; and

WHEREAS, the Tribal Business Council, in Resolution #88-52-TL, specified that prior to disbursement of the FY 1989 CD Funds the Communities would be required to submit their 1988 Community Census Listings and FY 1983-1988 Revenue Sharing & CD Funds Audit Material; and

WHEREAS, the Updated Community Census Lists for 1988 have been received, arranged in alphabetical order, checked for enrolled membership, and compared for persons claimed in more than one segment; and

WHEREAS, the results of the Communities' Census Listings as applied to the amount available for FY 1989 are as follows:

North Segment	729 Members	28.9%	\$9,883.28
South Segment	304 Members	12.1%	\$4,137.98
Mandaree Segment	444 Members	17.6%	\$6,018.88
N.E. Segment	338 Members	13.4%	\$4,582.56
East Segment	386 Members	15.3%	\$5,232.33
4 Bears Segment	320 Members	12.7%	\$4,343.17
<b>Totals</b>	<b>2,521 Members</b>	<b>100.0%</b>	<b>\$34,198.20</b>

; and

**WHEREAS,** The required submission of audit materials by the Communities has been incomplete (Yes = Received) (No = Not Provided By Community) (CD = Docket Community Development Funds) (RS = US Revenue Sharing Funds):

<u>Community</u>	83-84		84-85		85-86		86-87	87-88
	CD	RS	CD	RS	CD	RS	CD	CD
N. Seg.	No	No	No	No	No	No	Yes	No
T. Buttes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No
Mandaree	No	No	No	No	No	No	No	Yes
NE Seg.	No	No	No	No	No	No	No	Yes
East Seg.	No	Yes	No	Yes	No	Yes	No	No
4 Bears	No	No	No	No	No	Yes	Yes	Yes

**WHEREAS,** The Tribal Business Council does not wish to assume liability for the unauditable accounts of the Reservation Communities and have to utilize T-2 Funds to correct any questioned costs, etc.;

**NOW, THEREFORE, BE IT RESOLVED,** that until they have provided ALL of their required audit information, the Communities shall be eligible to receive only the fraction or proportion of the Docket 350-C&D Community Development Funds that is comparable to the amount of audit information they currently have delivered:

N. Segment	$1/8 \times \$9,883.28 = \$1,235.41$	- \$500.00	Advance = \$735.28
T. Buttes	$7/8 \times \$4,137.98$		= \$3,620.73
Mandaree	$1/8 \times \$6,018.88$		= \$752.36
NE Segment	$1/8 \times \$4,582.56$		= \$572.82
East Seg.	$3/8 \times \$5,232.33$		= \$1,962.12
4 Bears	$3/8 \times \$4,343.17$		= \$1,628.69

(Based upon the eight (8) sets of information above)

FURTHER BE IT RESOLVED, that the Communities shall be required to utilize the attached Request/Notification Form to request Fiscal Year 1989 Docket 350-C&D Community Development Funds

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 7 members of whom 5 constitute a quorum, 5 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 13th day of April, 1989; 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.

Dated the 13th day of April, 1989.

Acting Jim M. Masse  
Secretary, Tribal Business Council

ATTEST:

Alvin Dennis S. West - Chairman  
Chairman, Tribal Business Council

REQUEST AND NOTIFICATION FORM  
FOR  
FISCAL YEAR 1989 DOCKET 350-C&D  
COMMUNITY DEVELOPMENT FUNDS

REQUEST

I, \_\_\_\_\_ (print name), hereby request the amount of Docket 350-C&D Community Development Funds authorized

by Resolution #89- \_\_\_\_\_ for the \_\_\_\_\_

Community and certify that the following statements or instructions are understood and will be complied with:

1. The Community shall not receive the balance of the FY 89 CD Funds authorized by Resolution until ALL of the Required Audit Information for Community Development Funds FY 1983-1988 and US Revenue Sharing Funds FY 1983-1985 is received.
2. The following FY 1989 (October 1, 1988 through September 30, 1989) Audit and Recordskeeping Information shall be required prior to the disbursement of the Fiscal Year 1990 Docket 350-C&D Funds:
  - A. Community Meeting Minutes
  - B. Bank Statements
  - C. Bank Reconciliations
  - D. Cash Receipt Records
  - E. Cash Disbursement Records(These should be provided no later than October 15, 1989 so that they may be made available to the Tribe's Auditors)
3. Community Census List Requirements are:
  - A. Conduct a Head Count restricted to Enrolled Tribal Members Residing within the Community
  - B. Prepare 26 Sheets of Paper to compile your lists on. At the top-middle of each sheet you should write the Name of the Community and the appropriate letter of the Alphabet. The 1st Sheet would have " \_\_\_\_\_ " Community and "A" at the top, and so on, through the 26th Sheet which would have the Community Name and "Z" at the top.
  - C. Each resident enrolled member's Full Name shall be entered upon one of the sheets, alphabetically by last name, in the following manner:  
Last Name, First Name

- D. Additionally, once each sheet listing is complete, the names listed on that sheet should be placed in alphabetical order.
- E. One copy of this 26 Page Document shall be submitted to the Secretary of the Tribal Business Council prior to October 15, 1989.

4. The Names, Addresses, and Telephone Numbers of each of the Community Officers are:

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5. Signature \_\_\_\_\_

Date \_\_\_\_\_

## SECTION 7 - BILLING:

All bills for consumers connected to community type water and/or sewer systems shall be rendered monthly in advance.

Bills shall be rendered on the twentieth of the month preceding the month for which service will be provided.

Bills shall be due and payable on the first of each month.

Bills can be paid at the office of the Commission during regular business hours.

Failure to receive a bill does not relieve the party from his obligation, nor exempt him from lawful penalty if not paid within the specified period.

If the water and/or sewer bill is not paid by 12 o'clock noon on the last day of the month for which service has been provided, payment will be considered delinquent.

The Utility Commission staff shall prepare a short form listing the name of the account to be disconnected, the amount of money owing, the dates for which service has been given and is delinquent.

## SECTION 8 - VIOLATIONS OF PROVISIONS, PENALTY FOR:

The Utilities Commission shall shut off the water from any premises where the owner or occupant is on the delinquent short form list and who has been given a 15 calendar day written notice of such intended action.

The Utilities Commission has the discretion of allowing a delinquent consumer up to 15 additional calendar days to develop, seek Utilities Commission approval of, and implement a Delinquency Repayment Plan.

The Utilities Commission shall re-connect service only after a delinquent account is brought current (or acceptable alternate arrangements as provided above are made), a \$15.00 re-connect fee is paid, and a \$.20 per mile (round trip from the Utilities Commission office to the affected party's residence and return) fee is paid.