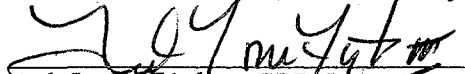


**RESOLUTION OF THE GOVERNING BODY OF
THE THREE AFFILIATED TRIBES OF THE
FORT BERTHOLD RESERVATION**

- 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 Tribal Business Council chartered and secured implementing financing for the Three Affiliated Tribes Lumber, Construction, and Manufacturing Corporation (LCM); and
- WHEREAS,** One of the primary purposes of the establishment of this business entity was to secure federal and federally-financed construction contracts to enhance local Tribal member employment rather than continue to see off-Reservation businesses reap substantial economic benefits; and
- WHEREAS,** The Bureau of Indian Affairs, the Indian Health Service, the U.S. Department of Housing & Urban Development, and other agencies have regulations, procedures and instructions in place which have created barriers to LCM and other Reservation contractors in acquiring substantial number of Federal construction contracts awarded during each Fiscal Year; and
- WHEREAS,** It is anticipated that a properly structured research effort directed toward detailed interpretation of the relevant Federal procurement, contracting, etc. regulations would reveal a more effective strategy for the Three Affiliated Tribes and/or LCM to utilize; and
- WHEREAS,** The Bureau of Indian Affairs and the Indian Health Service have failed, over the years, to efficiently provide the type of technical assistance required maximize local employment and economic development; and

Certified True and Correct By:


Ted Lone Fight, III Secretary
Three Affiliated Tribes

WHEREAS, LCM does not possess the fiscal resources or staff expertise to engage in such a research effort, and the Tribal Legal Department is already overload with work; and

WHEREAS, The Attorney Ronald Hodge of Bismarck as been identified as possessing the requisite expertise and experience in federal procurement and P.L. 93-638 regulations and will preform this required research at a cost of \$85.00 per hour plus travel expenses for an estimated total of \$30,000; and

WHEREAS, The Three Affiliated Tribes Tribal Business Council does not have the referenced \$30,000 available in their FY 1990 Budget,


NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes authorizes the allocation of \$30,000 to LCM Corporation so that they might contract with Attorney Ron Hodge to preform the required research and recommendations on federal procurement and contracting that will benefit Tribal Members, Tribal Member Contractors, the Tribally chartered LCM corporation, and the Three Affiliated Tribes.

FURTHER BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby authorizes the Treasurer to secure a short term loan in the amount of \$30,000 plus interest from the First International Bank of Watford City, secured by and to be repaid by FY 1990 Tribal Trust/Lease Income by January 31, 1990.

FURTHER BE IT RESOLVED, that the Tribal Chairman, Tribal Treasurer, and Tribal Credit Office staff are authorized to execute the required bank loan documents and Assignment of Trust Income forms.

FURTHER BE IT RESOLVED, that the Tribal Business Council hereby expressly waives the sovereign immunity of the Three Affiliated Tribes for the exclusive purpose of the performance of the Loan and associated security agreements to be entered into between the Three Affiliated Tribes and First International Bank of Watford City, as such agreements relate exclusively to this \$30,000 Project.

Certified True and Correct By:


Ted Lone Fight, III Secretary
Three Affiliated Tribes

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, 10 were present at a Special Meeting thereof duly called, noticed, convened, and held on the 30th day of August, 1990; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 10 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 30th day of August, 1990.

Ted Lone Fight III
Secretary, Tribal Business Council

ATTEST:

Edward Lone Fight III
Chairman, Tribal Business Council

Certified True and Correct By:

Ted Lone Fight III
Ted Lone Fight, III Secretary
Three Affiliated Tribes