


**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 Three Affiliated Tribes has been engaged in completing the Twin Buttes Community Facility Project with construction costs being financed through 1988 HUD/Community Development Block Grant funds, Tribal funds (previously allocated funds and a loan authorized by Resolution #90-141-TL against FY 1991 income), local Twin Buttes funds, and the sale of ANG donated trailer structures as authorized in various Tribal Resolutions - the total of actual funds and loan authority being \$172,635.72; and
- WHEREAS,** LCM's construction bid, approved by the Tribes and HUD, was \$166,800 (\$5,835.72 under amount available); and
- WHEREAS,** A detailed Soils Test, recently requested by HUD, has revealed that additional foundation footing depth will be required for support of the Twin Buttes Facility, which means additional concrete and excavation work are necessary in the amount of \$18,500 which would bring the total project construction cost to \$185,300 plus an additional fee of \$4,716 for the soils testing and specifications revisions; and
- WHEREAS,** To finance the Project completion will require an additional \$17,380.28 in loan authority being added to the amount (\$52,302.49) authorized by Resolution #90-141-TL; and

Certified True And Correct By:

  
Secretary, Three Affiliated Tribes  
Tribal Business Council

**WHEREAS,** In its past monitoring findings, HUD required a centralized administrative authority for completion of the Three Affiliated Tribes FY 1987 and 1988 CDBG Projects, and Tribal Business Council responded in Resolution #89-266-TL that the Treasurer Lawrin Hugh Baker was designated as the FY 1987/88 CDBG Administrator, which will require a change with the appointment of a new Treasurer subsequent to the 1990 Tribal elections.

**NOW, THEREFORE, BE IT RESOLVED,** that the Tribal Business Council of the Three Affiliated Tribes hereby amends Resolution #90-141-TL to raise the Loan Authority to the Twin Buttes Facility Project by \$17,380.28 from \$52,302.49 to \$69,682.77

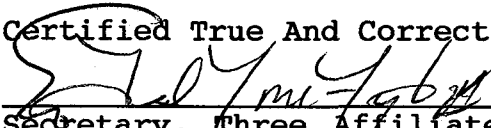
**BE IT FURTHER RESOLVED,** that the Tribal Treasurer and Chairman are authorized to execute the required bank loan documents and Assignment of Trust Income forms necessary to secure an increase in the existing loan amount up to the new loan authority of \$69,682.77 plus interest from the First International Bank of Watford City, secured by Tribal Trust/Lease Income with repayment from the 1991 Tribal Docket 350G Business Development Fund Account by January 31, 1991.

**BE IT FURTHER RESOLVED,** that for the amended higher loan amount, the Tribal Business Council hereby expressly waives the sovereign immunity of the Three Affiliated Tribes for the exclusive purpose of 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 the Tribal Twin Buttes Community Facility Project Package.

**BE IT FURTHER RESOLVED,** that upon completion/closing of the additional loan amount, \$18,500 shall be deposited to the Tribal Twin Buttes CDBG Match Account #1132 Construction Line Item and \$4,716 to the Professional Services Line Item.

**BE IT FURTHER RESOLVED,** that until Project completion, the Tribal Council Treasurer shall be the CDBG Administrator for all FY 1988 HUD/CDBG activities.

Certified True And Correct By:

  
Secretary, Three Affiliated Tribes  
Tribal Business Council

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, 6 were present at a Special Meeting thereof duly called, noticed, convened, and held on the 31st day of October, 1990; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 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 31st day of October, 1990.

[Signature]  
Secretary, Tribal Business Council

ATTEST:

[Signature]  
Chairman, Tribal Business Council

Certified True And Correct By:  
[Signature]  
Secretary, Three Affiliated Tribes  
Tribal Business Council