

Resolution #93-27 *QJR*

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; 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 all economic affairs and enterprises of the Three Affiliated Tribes of the Fort Berthold Reservation in accordance with the terms of a charter to be issued to them by the Secretary of the Interior; and

WHEREAS, It has come to the attention of the Tribal Business Council of the Three Affiliated Tribes through the Treasurer that the payment of monies from various federal sources for the direct monies and the indirect monies for and on behalf of the various programs and departments of the Three Affiliated Tribes does not occur on a regular and timely basis, thus creating periods of time when the Three Affiliated Tribes has obligations or accounts payable which must be paid on a timely and regular basis but the Three Affiliated Tribes does not have sufficient funds to make these payments on a timely basis; and

WHEREAS, It has come to the attention of the Tribal Business Council of the Three Affiliated Tribes that the current practice of delaying payment of these obligations and accounts payable of the Three Affiliated Tribes until receipt of the monies from the various federal sources for direct and indirect cost hurts those companies and individuals to whom monies are owed and impedes the ability of the various programs and departments of the Three Affiliated Tribes to properly carry out their duties as prescribed by the Tribal Business Council; and

WHEREAS, It has come to the attention of the Tribal Business Council of the Three Affiliated Tribes that the creation of a line of credit at Lakeside State Bank in the amount of \$1,000,000.00 for the purpose of allowing the Three Affiliated Tribes to timely pay its obligations or accounts payable; and

WHEREAS, It has come to the attention of the Tribal Business Council of the Three Affiliated Tribes that proper controls and conditions of repaying the line of credit needs to be established and to ensure that the monies to be received from the various federal sources will be allocated to repayment of principal of the line of credit, and that the interest expense, if any, shall come from the general Tribal account;

NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes hereby delegates to the authority to the Comptroller of the Three Affiliated Tribes to arrange the necessary lines of credit under such terms and conditions so that the Three Affiliated Tribes has the funds necessary to pay its obligations and accounts payable.

Special Council Meeting
March 3, 1993
Page six

LOANS (CON'T)
assignment
Lucy Malnourie, \$4758.92, land sale in progress
Sue Romero, \$1500.00, medical expenses/airline
ticket
Elmer Fredericks, \$1800.00, funeral expenses
Mylo Chase, \$1000.00 accepted \$250.00
Sadie Mann, \$300.00
Sherman Sierra, \$1000.00, educational loan
Valerian Three Irons, \$1000.00, educational loan
Melford Gunderson, \$1000.00, educational loan
Anthony Foote, \$1000.00, educational loan
Frank Chase, \$1000.00, educational loan
Cuthbert R. Flynn, 1,000.00 educational loan
Yvette Gunderson Ward, \$1500.00, educational loan
Camile Gunderson, \$1500.00, educational loan
Hope Fergosa, \$400.00, educational loan

Treasurer Bird Bear motioned to approve the loan list, seconded by Councilman Fast Dog.

Chairman Wilkinson acknowledged motion and second.

These are all loans. These loans are contingent of the availability of funds. The earliest they will go out will be on March 5, 1993.

Vote: 6 for, 0 opposed. Motion carried.

ITEM 14: RESOLUTION/LINE OF CREDIT #93-27-JJR
This resolution was introduced by Treasurer Bird Bear. Treasurer Bird Bear explained that we need a line of credit on collecting our indirect recovery.

This resolution pertains to a line of credit from the bank to help cover the accounts payable and other obligations, which could be unmet for brief periods due to the irregularity of federal funding sources.

Treasurer Bird Bear explained the collateral for this will be the money recovered on this indirect cost. He further explained that this resolution is for a Line of Credit authorization up to 1 million dollars, and consent to the BIA assigning our in-

Special Council Meeting
March 3, 1993
Page seven

LINE OF CREDIT (CON'T)
come for this purpose.

Treasurer Bird Bear motioned to approve, seconded by Secretary Rabbithead.

Chairman Wilkinson acknowledged motion and second.

Vote: 6 for, 0 opposed. Motion carried.

ITEM 15: RESOLUTION/ROAD CONSTRUCTION CONTRACT #93-28-JJR
Treasurer Bird Bear presented this which establishes priority for our roads. Lake access roads will be the top priority. Treasurer Bird Bear asked for authorization from the Tribal Council to commit some of the line of credit funds for this development. Councilman Mossett explained we will work to collect it back through the roads contracts.

Chairman Wilkinson entertained motion to approve.

Councilman Mossett motioned to approve, seconded by Treasurer Bird Bear.

Councilman Mossett stated that the resolution would have to be sent to Aberdeen, informing them that as of today the Tribe wants to develop lake access roads as our number one priority. Treasurer Bird Bear mentioned the line of credit will be up to approximately \$400,000. It's not definite. Councilman Mossett has a plan which is to be discussed later with the Council members.

Vote: 5 for, 0 opposed. Motion carried.

ITEM 16: VIETNAM WAR VETERANS
Councilman Fast Dog mentioned the Vietnam Veterans are having a fund raising event. He requested of all Council members to play in a basketball tournament. The BIA will also be asked to play. More information will be given about this at a later date.

CERTIFICATION

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 seven (7) members of whom 5 constitutes a quorum, 6 were present at a Special Meeting thereof duly called, noticed, convened and held on the 3rd of March, 1993; 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 this 3rd day of March, 1993.

John Rabbithead Jr.
Secretary, Tribal Business Council

Attest:

William O. Walker
Chairman, Tribal Business Council