

**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 has previously authorized negotiations to commence for the financing and purchase of a new garbage truck for the Tribal Solid Waste Program, which provides solid waste removal for a number of communities on the Fort Berthold Reservation; and

**WHEREAS,** The equipment needed costs approximately \$100,000 and is available from a firm in Dickinson with the financing available through a lease-purchase arrangement with Lehigh Municipal Leasing of Allentown, Pennsylvania; and

**WHEREAS,** The terms of the lease agreement with Lehigh concerning payments and interest rate are satisfactory to the Tribe; and

**WHEREAS,** The lease agreement with Lehigh also requires that the Tribe waives its sovereign immunity in an amount not to exceed the contractual amount stated in the lease agreement, which the Tribe finds to be in its best interests;

**NOW THEREFORE BE IT RESOLVED,** That the Tribal Business Council hereby authorizes the Tribal Chairman or the Tribal Treasurer to execute the attached Lease Agreement and any other necessary documents for the completion of the lease agreement to allow the Tribe to acquire a new garbage truck with attachments; and

**THEREFORE BE IT FURTHER RESOLVED,** that the Tribal Business Council hereby expressly approves a limited waiver of sovereign immunity concerning the lease of the garbage truck, specifically limited to the amount of the contractual amount contained in the lease agreement.

**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, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 18<sup>th</sup> day of June, 1996; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 members, 1 members opposed, 0 members abstained, 0 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 18<sup>th</sup> day of June, 1996.

Daylen Spotted Bear  
Secretary, Tribal Business Council

ATTEST:

  
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Chairman, Tribal Business Council