

Resolution #98-129-DSB

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, Article VI, Section 5C of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to administer the funds within the exclusive control of the Tribes and to make expenditures from available Tribal funds for the public purposes of the Tribes; and
- WHEREAS, Sharon L. White Bear, a member of the Three Affiliated Tribes who has secured her Degree as Certified Surgical Technician, has approached the Tribal Business Council with a formal request for a loan, the proceeds of which would be used to defray a portion of here Small Business venture, named "Native Heart Beats"; and
- WHEREAS, Sharon L. White Bear has submitted a proposed Business loan agreement, titled "Memorandum of Agreement" (which document is attached hereto), whereas Ms. White Bear has set forth all of the considerations and requirements relating to the business loan, including her express desire and intent to provide services of cardiovascular awareness throughout the Fort Berthold Reservation and the surrounding communities, with also the intent to return home, and provide informational services; and
- WHEREAS, Based on its comprehensive review of the attached Memorandum of Agreement and in the interest of encouraging Tribal members to pursue their occupation in the medical field, it is the considered judgment of the Tribal Business Council that the loan request submitted by Sharon L. White Bear should be granted;

MEMORANDUM OF AGREEMENT

THIS AGREEMENT, made and entered into this 31 day of August, 1998, by the Three Affiliated Tribes Tribal Business Council, acting for and on behalf of the Three Affiliated Tribes of North Dakota, and Sharon L. White Bear, HCR Box 211, Garrison, North Dakota.

WITNESSETH:

That the Three Affiliated Tribes Tribal Business Council, herein after referred to as the TRIBE, hereby contracts with Sharon L. White Bear, and the parties agree to the matters hereinafter mentioned:

1. That the TRIBE shall loan to Sharon L. White Bear, the sum of \$5,000.00 (Five thousand dollars), interest free, to be utilized to defray costs and expenses toward her business venture named "Native Heart Beats".

2. That Sharon L. White Bear shall be permitted to accelerate full payment of any outstanding loan balance under this agreement at any time prior to the expiration of the agreement.

3. That this agreement shall be terminated without further obligation under the agreement on the part of Sharon L. White Bear, or here estate, in the event that she should be unable to fulfill the terms of this agreement due to circumstances beyond her control. Such circumstances shall include here death or physical or mental incapacity.

4. That Sharon L. White Bear, shall repay the loan proceeds to the Tribes as follows: within 36 months, interest free until this loan is paid in full.

IN WITNESS WHEREOF, the parties have hereunto set their respective hands on the day and year first above written.

THREE AFFILIATED TRIBES

SHARON L. WHITE BEAR

BY: 

RUSSELL D. MASON, SR.

CHAIRMAN, TRIBAL BUSINESS COUNCIL

BY: 

MARK N. FOX

TREASURER, TRIBAL BUSINESS COUNCIL

NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated tribes hereby grants to Sharon L. White Bear a business loan in the amount of \$5,000.00 (Five Thousand Dollars) and authorizes and directs the Chairman and the Treasurer of the Council to execute on behalf of the Three Affiliated Tribes duplicate copies of the attached Memorandum of Agreement .

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 7 members of whom 5 constitute a quorum, 6 were present at a Special Meeting thereof duly called, noticed, convened, and held on the 25th day of August, 1998; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 1 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 25th day of August, 1998.

Daylon Spotted Bear
Secretary, Tribal Business Council

ATTEST:



Chairman, Tribal Business Council