

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 Tribe desires to fully account for all funds entrusted to it and to have those funds audited in a professional and competent manner, in accordance with all applicable Federal and Tribal law and the Constitution of the Three Affiliated Tribes; and

WHEREAS, The Tribe is required by Federal law to perform an audit of its Federal funds at least annually, and also believes that an audit of all Tribal funds, including non-Federal funds and the non-federal expenditures of all Tribally owned entities should be conducted on an annual basis; and

WHEREAS, The Tribal Business Council has put out a Request for Proposal concerning audit services and has received several proposals in response, and further has found that the firm of KPMG, LLP, Certified Public Accountants, has presented a superior proposal for audit services for the Three Affiliated Tribes and for Tribally owned entities, excluding the 4 Bears Casino and Lodge, but including Mandaree Electronics, Fort Berthold Development Corporation, Fort Berthold Communications Enterprises, Fort Berthold Utilities Commission, the Three Affiliated Tribes Small Loan program, the Fort Berthold Tribal Court, and an other entity owned and controlled by the Three Affiliated Tribes; and

WHEREAS, The Tribe has determined that it will go forward with accepting the proposal of KPMG, LLP, to provide audit services for the Tribe and Tribally owned entities, excluding 4 Bears Casino and Lodge, at the proposed amount not to exceed \$92,000 per year for Fiscal Years 1998, 1999 and 2000; and

NOW, THEREFORE BE IT RESOLVED, that the Tribal Business Council hereby authorizes the Tribal Chairman and the Tribal Treasurer to enter into an agreement with KPMG, LLP, to provide audit services to the Three Affiliated Tribes and Tribally owned entities, excluding 4 Bears Casino and Lodge, for Fiscal Years 1998, 1999 and 2000, at a rate not to exceed \$92,000 per year, consistent with the proposal as presented to the Tribe by KPMG, LLP, to cover both audit services for audits as required by the Federal government and any audit of Tribal funds and other Tribal entities as listed above that the Tribal Business Council may cause to be

conducted, with the total amount of the contract not to exceed \$92,000 per year for fiscal years 1998, 1999 and 2000, plus necessary expenses and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Tribal Business Council directs that prior to KPMG, LLP commencing work on audits as authorized by this resolution, appropriate representatives of KPMG, LLP meet with the Tribal Business Council and representatives of its finance office to discuss the scope and nature of the audit services to be performed for the Tribe.

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 Regular Meeting thereof duly called, noticed, convened, and held on the 10th day of June, 1999; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 2 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 10th day of June, 1999.

Daylon Spotted Bear
Daylon Spotted Bear
Secretary
Tribal Business Council

ATTEST:

Tex G. Hall
Tex G. Hall
Chairman
Tribal Business Council