

**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, Since October 1, 1999, the Tribe has been eligible to receive interest from the Economic Recovery Fund created by Congress under the Equitable Compensation Act of the Three Affiliated Tribes and the Standing Rock Sioux Tribe (the "Act"), Title XXXV of P.L. 102-575, 106 Stat. 4731, for the benefit of the Three Affiliated Tribes and its members; and

WHEREAS, In order to receive such interest funds, or a portion thereof, the Tribe must submit to the Secretary of the U.S. Department of Interior for his approval a plan, also known as the "JTAC plan", drawn up in accordance with the Act, for expenditure of the interest funds that are now available to the Tribe under the Act, and that will become available to the Tribe in the future; and

WHEREAS, Al Nygaard, a Tribal member, who has more than 15 years experience as a planner and economic development specialist working with Indian tribes and Indian persons in North Dakota, has submitted a proposal to the Tribe for him to assist the Tribe to prepare a JTAC plan that will provide for expenditures of the interest accumulated on the Economic Recovery Fund created by the Act, and to assist the Tribe to satisfy the desire of its members that the interest on the Economic Recovery Fund will be spent fairly and for the benefit of the Tribe and its members, and to prepare the plan in such a way that it will receive the approval of the Secretary as provided by the Act; and

NOW, THEREFORE BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby approves the proposal of Al Nygaard for development of an Equitable Compensation Fund spending plan or plans, known as the "JTAC Plan", it being understood that such plan or plans as Mr. Nygaard may prepare will be subject to the approval of the Council and subject to approval by such referendum vote of the members of the Three Affiliated Tribes as the Council may authorize and conduct, and further the Council agrees to compensate Mr. Nygaard in an amount not to exceed \$10,000, plus expenses, for the development of the JTAC Plan or plans; and

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Tribal Business Council of the Three affiliated Tribes hereby authorizes the Chairman and the Treasurer of the Three Affiliated Tribes to execute on behalf of the Tribe an agreement with Al Nygaard as may be needed to specify the work to be performed by Mr. Nygaard and anticipated completion dates, it being understood that every effort will be made by Mr. Nygaard to complete the plan no later than September 30, 1999, and which will further specify that Mr. Nygaard will be compensated for the development of the JTAC plan or plans in an

amount not to exceed \$10,000, plus expenses, with one-half of the sum to be payable to Mr. Nygaard prior to commencement of his work and the other half to be paid upon the completion of the plan.

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 23rd day of June, 1999; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 0 members opposed, 1 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 23rd day of June, 1999.

Daylon Spotted Bear
Secretary, Tribal Business Council

ATTEST:

[Signature]
Chairman, Tribal Business Council