**U.S. Department of Treasury**
**State Small Business Credit Initiative**
**APPLICATION ATTACHMENT**
**Section 1E — Narrative Regarding Legal Actions That Enable Designee to Implement the Applicant Programs**

The City of Mandan and all Co-Applicants are “municipal corporations” or “municipalities” organized under the laws of the State of North Dakota, specifically Chapter 40-01, NDCC. Chapter 40-05, NDCC, sets forth the powers of municipalities which, among other things, authorizes municipalities to control its finances, to contract debts and borrow money (§40-05-01(2)), and to contract and be contracted with (§40-05-01(71)).

The City of Mandan, as lead applicant, is also a “home rule” city as authorized by Chapter 40-05.1, NDCC. The home rule charter of the City of Mandan (“HRC”) includes those powers specified by the North Dakota Legislature as found in §40-05.1-06, NDCC, specifically “to control its finances and fiscal affairs (§40-05.1-06(2)) (HRC Article III (b)); to engage in any utility business or enterprise permitted by the Constitution . . .” (§40-05.1-06(10)) (HCR Article III (j)); “to exercise in the conduct of its affairs all powers usually exercised by a corporation” (§40-05.1-06(13)) (HRC Article III (m)), “to contract with and receive grants from any other governmental entity or agency with respect to any local, state, or federal program, project or works.” (§40-05.1-06(15)) (HRC Article III (o)).