

**RESOLUTION OF THE GOVERNING BODY
OF THE
THREE AFFILIATED TRIBES
OF THE
FORT BERTHOLD RESERVATION**

A Resolution entitled "P.L. 103-413 Contract for Administration, Operation and Maintenance of Detention Facility and Start-Up Operations, Including, but not limited to Equipment and Furnishings."

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and

WHEREAS, The Constitution and Bylaws 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 Three Affiliated Tribes and its enrolled members thereof; and

WHEREAS, Article VI, Section 5 (d) of the Constitution of the Three Affiliated Tribes empowers the Tribal Business Council to negotiate with Federal, State and local governments on behalf of the Tribes; and

WHEREAS, The Three Affiliated Tribes is currently in the final construction phase of a detention facility for juveniles and adults which will replace the present detention system imposed by the Bureau of Indian Affairs; and

WHEREAS, The Tribal Business Council maintains that the system of detaining and confining juveniles and adults in a detention facility that meets standard codes applicable to detention centers, requires adequate administration, operational and maintenance support associated with new detention facilities, and

WHEREAS, The Tribal Business Council prefers that the Three Affiliated Tribes assume responsibility for administration, operation and maintenance of a Detention Center under provisions of P.L. 103-413; and

WHEREAS, The Tribal Business Council emphasizes its desire to establish and maintain detention capabilities that require appropriate administrative and detention personnel, support and maintenance staff adequate to meet day-to-day operational needs of a detention facility; and

WHEREAS, The Tribal Business Council prefers that operational standards necessary to set-up and establish the facility for occupancy and to create and establish a staffing pattern appropriate for the administrative and operational needs of a new adult/juvenile detention facility, including but not limited to appropriate insurance coverage, equipment and furnishings, security and fire safety systems, as well as any alterations needed to meet contract requirements, and that standards necessary for continued operation and maintenance of an adult/juvenile detention facility that would normally be met in a federal facility, be included within the scope of contracted responsibilities of the Three Affiliated Tribes,

NOW THEREFORE BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation sanctions its efforts to enter into a contract with the Bureau of Indian Affairs, under provisions of P. L. 103-413, amending legislation to the Indian Self-Determination and Education Assistance Act, whereby the new detention facility located on the Fort Berthold Reservation may be administered, operated, and maintained by the Three Affiliated Tribes;

FURTHER, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation elects to assume the responsibility of establishing the operation and maintenance necessary in meeting the standards specific to the occupancy of a newly constructed adult/juvenile detention facility, most generally referred to as start-up operations.


BE IT FURTHER RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation authorizes the Chairman to execute any and all documents necessary to implement the contracting provisions of P.L. 103-413 relating directly, and indirectly, to administration, operation and maintenance of a newly constructed detention facility.

FINALLY, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated tribes of the Fort Berthold Reservation approves the effective date of contract to be October 1, 2003.

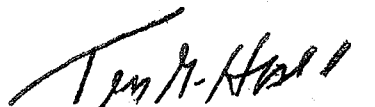
CERTIFICATION

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 seven (7) members of whom five (5) constitute A quorum, 5 members were present at a Regular meeting thereof duly called, noticed, convened and held on the 11th day of September, 2003, that the foregoing Resolution was duly adopted at such meeting by an affirmative vote of 7 members, 0 members opposed, 0 members abstained and 0 members, not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 11th day of September, 2003


Executive Secretary,
Tribal Business Council

ATTEST:



Tex G. Hall,
Chairman

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

37. **DARLENE PERKINS BUSINESS LOAN:**

Councilman Packineau moved to approve a small loan of \$999.00 for Darlene Perkins. Councilman Wells seconded the motion.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

38. **RESOLUTION NO. 03-247-RP-FAMILY CARE GIVERS PROGRAM SERVICES TO THE FORT BERTHOLD RESERVATION:**

Councilman Phelan moved to request that State Department of Human Services Region 2 provide services available under the Family Care Giver Program to eligible residents of the Fort Berthold Reservation. Councilman Packineau seconded the motion.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried

39. **RESOLUTION NO. 03-248-RP-CONTRACT PRETRIAL PROBATION SERVICE:**

Councilman Packineau moved to approve the contract with the United States Resolution that describes contract pretrial services/probation services for the Circle of Life. Councilman Packineau seconded the motion.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried

40. **RESOLUTION NO. 03-249-RP, P.L. 103-413 CONTRACT FOR ADMINISTRATION, OPERATION AND MAINTENANCE OF DETENTION FACILITY AND START-UP OPERATIONS:**

Councilman Wells moved to approve a resolution entitled "P.L. 103-413 Contract for Administration, Operation and Maintenance of Detention Facility and Start-up Operations, including, but not limited to equipment and furnishings. Councilman Phelan seconded the motion.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

41. **RESOLUTION NO. 03-250-RP-ADMINISTRATIVE AND PROGRAMS:**

Councilman Phelan moved to approve a Resolution entitled "P. L. 103-413 contracting of all administrative and program functions and activities related directly or indirectly, to development of the Three Affiliated Tribes' long range transportation 20-year or more plan. Councilman Wells seconded the motion.

VOTE: 5 Ayes, 0 Nays, 0 Abstentions, 0 Not voting. Motion carried.

UNITED STATES PROBATION & PRETRIAL SERVICES OFFICE
DISTRICT OF NORTH DAKOTA

Richard W. Crawford
Chief U.S. Probation Officer

U.S. Courthouse
P.O. Box 1264
Minot, ND 58702
701-839-7960

August 8, 2003

Circle of Life
Attn.: Belinda Beston
404 Frontage Road
New Town, North Dakota 58763

RE: Request for Proposals-Drug & Mental Health Service
Solicitation #: 0868-2004-06(MH)

Dear Ms. Beston:

The United States District Court for the District of North Dakota is soliciting proposals to provide sex offender specific counseling for Federal offenders. This solicitation is for services to be rendered in the state of North Dakota, but primarily on the Fort Berthold Indian Reservation.

These individuals include persons on probation, supervised release, or parole, who are under supervision of the United States Probation Officer. This group could also include inmates in the United States Bureau of Prisons who are residing in Federal or contract community treatment centers, as well as person on Pretrial status under the supervision of the United States Pretrial Services.

Enclosed is a Request for Proposal (RFP). The RFP contains the full text of all applicable Government regulations, and all offerors are subject to the provisions contained in the RFP. In responding to the RFP, you should answer fully each item and supply all information requested. Section "L" provides specific directions for potential vendors in completing their proposals. The minimum standards for the services listed are contained in the Clauses and Terms of Agreement, and all proposals will be evaluated by the criterion laid out in Section "M".

Proposals will be awarded on the basis of initial offers submitted, and each initial offer should contain your organization's best terms from a cost and technical standpoint. There will be no additional opportunity to modify your proposal.

Please read the RFP carefully; do not rely on knowledge of previous RFP's, or knowledge of previous Federal procurement procedures.

The estimated monthly quantity listed in Section "B" of the RFP is the estimate of the services to be provided during the term of this agreement. It is only an estimate.

Although the Government may choose to enter into a Blanket Purchase Agreement with multiple vendors, the Government reserves the right to award to a single vendor.

The term for this Blanket Purchase Agreement is twelve (12) months, with a provision that shall allow the Government to unilaterally extend the agreement for an additional two (2) years, at two (2) twelve (12) month intervals, at the Government's discretion.

A vendor must be capable of providing all services identified in Section "B" and within the geographic area identified in Section "B".

For all proposals, an original and two (2) copies must be received no later than **September 10, 2003**.

All copies must be originally signed. A copy of the Blanket Purchase Agreement, Clauses, and Terms of Agreement, should be retained by the vendor for their files. **Please do not submit proposals in binders or notebooks.**

Sincerely,

A handwritten signature in cursive script that reads "Richard Crawford". The signature is written in black ink and is positioned above the typed name.

Richard Crawford, Chief
United States Probation/Pretrial Service Officer

Enclosures