



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

A Resolution Entitled: *“Request to the Bureau of Indian Affairs to modify PL 93-638 Contract No. CTA04T30169 between the Secretary of the Interior and the Three Affiliated Tribes*

- WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-laws pursuant to said Act; and
- WHEREAS,** Article III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; and
- WHEREAS,** The Constitution of the Three Affiliated Tribes 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 5 (l) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies and Tribal officials on the Reservation; and
- WHEREAS,** the Tribal Business Council has the power pursuant to Article VI, Section 5 (d) of the Three Affiliated Tribes Constitution and By-laws to negotiate with the federal government on behalf of the Tribes; and
- WHEREAS,** the Tribes, acting through the Tribal Business Council, pursuant to its constitutional powers and the Indian Self-Determination and Education Assistance Act, 25 U.S.C. 450 et seq., have entered into a P.L. 93-638 contract, Contract No. CTA04T30169 with the Secretary of the Interior for the purpose of providing and administering certain programs, functions and services of the BIA to tribal members including aid to tribal government and enrollment services; and
- WHEREAS,** The Tribal Business Council has by resolution requested the Secretary of Interior to call a secretarial election to vote on two amendments to the Tribal Constitution; and



WHEREAS, The Secretary of Interior through the Fort Berthold Agency of the Bureau Indian Affairs has called and will conduct a secretarial election on said proposed amendments to the Constitution and has established an election board pursuant to federal regulations set out in 25 CFR part 81 which consists of three tribal members with two regular members and one alternate member appointed by the Tribe and representatives of the BIA and federal regulations authorize the compensation of election board members for their services; however the BIA cannot directly provide compensation to said election board members who are not BIA employees; and

WHEREAS, in order to compensate said tribally appointed election board members the BIA is proposing to provide a budget to the Tribe in the amount of eight thousand two hundred dollars (\$8200) and allow the Tribe to directly compensate said election board members by modifying the Tribes' Consolidated BIA self Determination Contract and putting the \$8,200 budget into Contract NO. CTA04T30169; and

WHEREAS, the BIA has developed and approved a budget for said funds which includes some miscellaneous expenses for the tribal Enrollment Office which is also participating and assisting in the election; and

WHEREAS, The Tribal Business Council agrees to this proposal to modify said contract;

NOW THEREFORE BE IT RESOLVED that the Tribal Business Council hereby requests that The Tribes P.L. 93-638 Contract, Contract No CTA04T30169 between the Three Affiliated Tribes and the Secretary of Interior be modified to place an additional \$8200.00 into the budget under the Aid to Tribal Government Program so that the Tribe may directly compensate the tribal representative on the secretarial election board and to pay for certain administrative expenses of the enrollment office as set out in the BIA proposed budget; and

BE IT FURTHER AND FINALLY RESOLVED, that said funds will be expended and said election board members shall be compensated in accordance the budget approved by the BIA which is herewith attached and shall be made part of Contract CTA04T30169 as part of this contract modification.

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, 5 were present at a Regular Meeting thereof duly



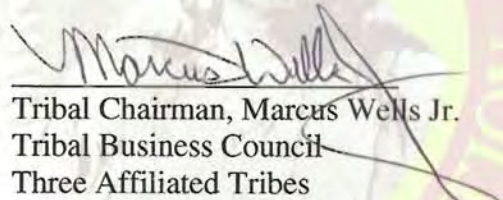
called, noticed, convened, and held on the 13 day of march 2008; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [] voting. [] not voting.

Dated this 13 day of March 2008.

ATTEST:


Acting Tribal Secretary, Malcolm Wolf
Tribal Business Council
Three Affiliated Tribes


Tribal Chairman, Marcus Wells Jr.
Tribal Business Council
Three Affiliated Tribes