



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

A Resolution Entitled:” *Tribal Business Council Commitment to Support Tribal Historic Preservation Office for Grant Proposals* and Applications for the THPO

**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 National Historic Preservation Act (NHPA) is a federal law that authorized the creation of a national Program for the identification, evaluation, and preservation of places that are of significance in the heritage of the United States; and

**WHEREAS,** Section 106 of the NHPA requires that prior to any federal or federally assisted undertaking or the issuance of a federal license, federal agencies must take into account the effect of the undertaking on any historic properties and also establishes the National Advisory Council on historic preservation ;and

**WHEREAS,** Section 106 of the NHPA places primary responsibility for reviewing and evaluating proposed federal undertakings on individual State Historic Preservation Offices(SHPO’s) ; and



**WHEREAS**, Section 101 (d) (2) of the Act authorizes Indian Tribes to assume the functions and responsibilities of State Historic Preservation Officers under the NHPA with respect to undertakings on tribal lands; and

**WHEREAS**, Pursuant to Section 102 (d) (2) of the Act the Three Affiliated Tribes has established a Tribal Historic Preservation Office and appointed a Tribal Historic Preservation Officer; and

**WHEREAS** , The Three Affiliated Tribes received a grant from the National Park Service and entered into a Grant Agreement with the Park Service to establish and implement the Tribes THPO; and

**WHEREAS**, Pursuant to Public Law 101-601- (November 16, 1990) Native American Graves Protection and Repatriation Act, (NAGRPA) authorizes and gives Native Americans and Indian Tribes the right to protect and preserve ancestral remains, and sacred objects, cultural items, and any funerary items which may be associated with their heritage; and

**WHEREAS**. The Tribal Historical Preservation officer has set up an office, meets the requirements and Responsibilities; of the Project award, works well with people and other Tribes (locally and Nationally) and consults with representatives from the State; and

**WHEREAS**, Prayers, respect, language, culture, heritage and gift giving are birth rights that were taught to the Mandan, Hidatsa and Arikara Tribes early on; and the Tribal Historic preservation officer is skilled in this order, knows the stories of the land, is spiritually gifted and is fluent in Native Hidatsa Language; and

**WHEREAS**, The Tribal Historic Preservation Office intends to apply for federal, state and private grant funds to expand the Tribal Historic Preservation Office and its capabilities and is seeking the commitment and support of the Tribal Business Council to apply for and administer grant funds for the THPO; and

**NOW, THEREFORE BE IT RESOLVED**, by the Tribal Business Council of the Three Affiliated Tribes of The Fort Berthold Reservation, that the Tribal Business Council hereby gives its support of and commitment to the office of Tribal Historic Preservation Officer (THPO) to apply for grant funds and authorizes the THPO to administer said grant(s) in accordance with the terms of such grants and all applicable policies of the Tribes.

### **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



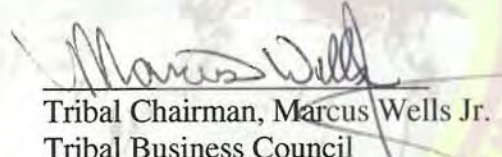
members of whom 5 constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 13 day of March 2008; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 0 members 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  
Tribal Business Council  
Three Affiliated Tribes

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