



Resolution No. 09-133 VJB

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

**A Resolution entitled, “BIA-Roads Economic Recovery Projects for Fort Berthold Reservation”**

- 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 under said Act; and
- WHEREAS,** Pursuant to Article III, Section 1 of the Constitution and By Laws of the Three Affiliated Tribes, the Tribal Business Council is the governing body of the Tribes; and
- WHEREAS,** pursuant to Article VI, Section 5 (1) of said Constitution, the Tribal Business Council has the power to adopt resolutions regulating the procedures of the Tribal Business Council and other Tribal agencies and Tribal officials on the Reservation; and
- WHEREAS,** The Three Affiliated Tribes has been notified by the Bureau of Indian Affairs (BIA) – Great Plains Regional Office (GPRO), Division of Transportation (DOT), Aberdeen, SD, that funding may be provided to the Three Affiliated Tribes through the American Recovery and Reinvestment Act of 2009 (ARRA) Public Law 111-5 for road construction and improvement “Recovery projects” on the Fort Berthold Reservation; and
- WHEREAS,** The Three Affiliated Tribes of the Mandan, Hidatsa and Arikara Nation Tribal Council Resolution No. 09-072 VJB, has set forth its long range transportation plan, FY-2009-FY-2010, for the improvement of roads on the Fort Berthold Reservation; and
- WHEREAS,** The Three Affiliated Tribes Tribal Council also has “shovel ready” Recovery projects which are eligible for assistance consistent with the intents and purposes of the ARRA; and
- NOW, THEREFORE BE IT RESOLVED,** that the Three Affiliated Tribes Tribal Council herein identifies the following road improvement projects on the Fort Berthold reservation for inclusion in the Three Affiliated Tribes ARRA Transportation



Improvement Plan as follows;

- BIA Route 0012 Mandaree for Patch Work, Chip Seal**
- BIA Route 0002 Four Bears Micro Seal**
- Route 3800 Parshall Trailer Park Graveling Project**
- BIA Route 20 Twin Buttes Loop graveling Project**
- BIA Route 0006 North Segment Chip and Crack Seal**
- BIA Route 0018 White Shield Chip and Crack Seal and Patch Work**

**FURTHER, BE IT RESOLVED,** By the Three Affiliated Tribes Tribal Council, that the Mandan, Hidatsa and Arikara Nation hereby requests that this/these Recovery projects be PL. 93-638 contracted so as to maximize contracting and Indian employment opportunities on the Fort Berthold Reservation.

**FINALLY BE IT RESOLVED,** That the Three Affiliated Tribes hereby acknowledges and agrees to comply with the provisions on the American Recovery and Reinvestment Act of 2009 (ARRA) Public Law 111-5 regarding the timing for use of funds and transparency, oversight, reporting, and accountability, including review by the Inspectors General, the Accountability and Transparency Board, and Government Accountability Office, consistent with objectives of the Act.

**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 Special Meeting thereof duly called, noticed, convened, and held on the 27<sup>th</sup> day of August 2009, 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 27<sup>th</sup> day of August, 2009.

**ATTEST:**

Tribal Secretary, V. Judy Brugh  
Tribal Business Council  
Three Affiliated Tribes

Tribal Chairman, Marcus D. Levings  
Tribal Business Council  
Three Affiliated Tribes