



**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 for Additional Square Footage for Twin Buttes K-8 Replacement School".

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, In 2005 the Tribe entered into a grant agreement with Bureau of Indian Affairs Office of Facilities Management (BIA) under the Tribal Demonstration Project for the replacement of the Twin Buttes K-8 School in the amount of \$3,944,000 to be matched in an equal amount by the Tribe providing a total amount available for the planning design and construction of the replacement school of \$7,888,000; and

WHEREAS, The Tribal Business Council has established a Construction Management Team for the construction project (Project) to ensure timely completion of the project and compliance with all grant requirements; and

WHEREAS, the Team and Tribe have submitted a Program of Requirements (POR) for the design of the replacement school which has been approved by the BIA and authorizes a maximum of 34,755sq ft. for the school which was subsequently increased to 35 ,989 sq ft. and;



WHEREAS, The Tribe has submitted its design plan at the 70% completion requirement, however due to certain safety requirements within the BIA's Division of Safety and Risk Management (DSMR) regarding exiting it has become necessary to add an additional 700 sq ft to the project design to make a final total square footage of 36,689; and

WHEREAS, The BIA has advised the Tribe that in order to approve the additional square footage the Tribe must submit a tribal resolution requesting the same; and

NOW, THEREFORE BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby requests that the Bureau of Indian Affairs authorize the Tribe to design the Twin Buttes Replacement School with an additional 700 square feet for a total maximum square footage of 36,689; and;

NOW THEREFORE BE IT FURTHER RESOLVED That the Three Affiliated Tribes Tribal Business Council hereby agrees to cover the additional cost of said square footage estimated to be \$144,000.00; and;

BE IT FINALLY RESOLVED, that the Three Affiliated Tribes and the Twin Buttes School agree to fund any additional operation and maintenance costs associated with this additional square footage.




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 14th day of January 2010; 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 14th day of January 2010

ATTEST:


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


For Tribal Chairman, Marcus Levings
Tribal Business Council
Three Affiliated Tribes