



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

A Resolution Entitled: "Authorization and Request for the acquisition of equipment for the Tribal Roads Department to be purchased with IRR Funds"

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, Article VI, Section 5 (d) of the Constitution provides that the Tribal Business Council has the power to negotiate with the federal government on behalf of the Tribes; and

WHEREAS, Article VI, Section 5 (c) of said Constitution specifically provides that the Tribal Business Council has the power to administer any funds or property within the exclusive control of the Tribes to make expenditures from available tribal funds for public purposes of the Tribes; and

WHEREAS, The Three Affiliated Tribes Tribal Business Council has the authority and power to enter into contract(s) with the Bureau of Indian Affairs through P.L. 93-638 and has entered into such contract for the purposes of the Indian Reservation Roads Program (IRR); and



WHEREAS, The Tribal Business Council recognizes the availability of 25 percent of annual IRR funding for roads maintenance equipment purchases; and

WHEREAS, The Tribal Roads Department is proposing to purchase the following equipment with the twenty five percent equipment line item under IRR maintenance funds: \$25,222.03 for 544J Wheel Loader, \$14,286.67 for 310SG Backhoe, and \$14,678.00 for JD 6430 and CX-15 mower totaling \$54,186.70; and

WHEREAS, The Tribal Roads Department intends to purchase this equipment on an installment contract basis with annual payments being made from IRR maintenance funds and the Tribal Business Council finds that this purchase would be in the best interest of the Tribes; and


NOW, THEREFORE BE IT RESOLVED, That the Three Affiliated Tribes Tribal Business Council hereby authorizes the purchase of and requests the Bureau of Indian Affairs approval to purchase the following equipment for the Tribal Roads Department on an installment basis with annual payments to be paid from the twenty five percent line item for maintenance equipment from IRR funds:\$25,222.03 for 544J Wheel Loader, \$14,286.67 for 310SG Backhoe, and \$14,678.00 for JD 6430 and CX-15 mower totaling: \$54,186.70


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 21st day of May 2010; 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 21st day of May 2010


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

ATTEST:

Tribal Chairman, Marcus Levings
Tribal Business Council
Three Affiliated Tribes