



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

A Resolution Entitled: "Request to Bureau of Indian Affairs for Technical Assistance for Preparation of 2011 Indian Reservation Roads Inventory Update"

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, 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 a contract for the purpose of Contracting the Indian Reservation Roads (IRR) Program and Roads Maintenance Program from the Bureau of Indian Affairs Great Plains Regional Office; and;

WHEREAS, 25 CFR Part 170, the Program Final Rule for the Indian Reservation Roads Program, specifically sub-part 170.402, authorizes Indian tribes with PL 93-638 contracts to assume from the Bureau of Indian Affairs, transportation planning activities including IRR Inventory updates and the development of short and long range transportation plans; and



WHEREAS, Long range transportation plans and IRR Inventory updates are a necessary and critical component for the Tribes budget allocations under the Safe, Accountable, Flexible and Efficient Transportation Equity Act's Indian Reservation Road Program; and

WHEREAS, The Tribe has assumed pursuant to its 638 Contracts with the Bureau of Indian Affairs responsibility from the Bureau of Indian Affairs, Great Plains Regional Office Transportation Division for transportation planning activities including the preparation of the Tribe's Long Range Transportation Plan and IRR Inventory Update ; and

WHEREAS, the Tribe has the right pursuant to PL93-638 regulations to request technical assistance from the Bureau of Indian Affairs in performing its contracts and the Tribal Business Council believes it would be in the best interests of the Tribes to request technical assistance from the Great Plains Regional Office –Division of Transportation to request technical assistance for the Tribal Roads Department to prepare the 2011 IRR inventory update for the Fort Berthold Indian Reservation.

NOW THEREFORE BE IT RESOLVED, that the Three Affiliated Tribes Tribal Business Council, pursuant to the authority granted by the Constitution and By-laws of the Tribes and the Indian Self Determination and Education Assistance Act hereby requests technical assistance from the Bureau of Indian Affairs Great Plains Region Office –Transportation Division for the purpose of preparing the 2011 IRR inventory update for the Fort Berthold Indian Reservation.

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 15th day of July 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.

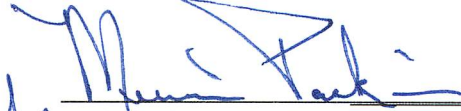
Dated this 15th day of July 2010.



ATTEST:



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



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

(SEAL)

