



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

A Resolution entitled, “Authorization for Execution of Grant Documents for White Shield Sewer Line Replacement Project – US Department of Agriculture

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, 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, pursuant to Article VI, Section 5 (l) 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, Article VI, Section 5 (d) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to negotiate with Federal, State and local governments on behalf of the Tribe and to advise and consult with representatives of the interior Department on all activities that may affect the Fort Berthold Reservation; and

WHEREAS, the Three Affiliated Tribes, New Town, McKenzie County, North Dakota, applied for a Section 306C Native American Set-Aside grant from Rural Utilities Service (RUS), an Agency of the USDA Rural Development mission are; and

WHEREAS, the U.S. Department of Agriculture (USDA) has announced the Three Affiliated Tribes has been awarded a Section 306 Native American Set-Aside grant form USDA RS in the amount of \$696,00 for the replacement of shallow sewer lines in the White Shield District; and



NOW THEREFOR BE IT RESOLVED, that in order to comply with the requirements of USDA Rural Development, the Tribal Business Council authorizes the Three Affiliated Tribes Tribal Chairman and Treasurer to sign and the attest to the following applicable documents:

- Form RD 400-1, Equal Opportunity Agreement
- Form RD 400-4, Assurance Agreement
- Form AD 1047, Certification Regarding Debarment, Suspension and other Responsibility Matters - Primary Covered Transactions
- Form AD 1049, Certification Regarding Drug-Free Workplace Requirements (Grants) Alternative I for Grantees Other than Individuals
- RD Instruction 1940-Q, Exhibit A-1, Certification for Contracts, Grants and Loans
- RUS Bulletin 1780-12, Water and Waste System Grant Agreement
- Form RD 1940-1, Request for Obligation of Funds
- Form RD 1942-46, Letter of Intent to Meet Conditions
- EJCDC E-510, "Standard Form of Agreement between Owner and Engineer for Professional Services (Funding Agency Edition 2002) including Exhibits A-J
- Legal Services Agreement
- Form RD 442-21, "Right-of-Way Certificate"

Marcus D. Levings, Tribal Chairman

Mervin Packineau, Treasurer

CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Forth 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 6th day of May, 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 6th day of August, 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)