



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

A Resolution Entitled: “Mature Status for Elbowoods Memorial Health Facility P.L. 93-638 contract# HHS-I-241-2014-0004”

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, The Constitution of the Three Affiliated Tribe generally 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 III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; 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

WHEREAS, The Tribal Business Council is aware of the Federal Government’s Indian Health Service awarded the Elbowoods Memorial Health Facility a P.L. 93-638 as amended (P.L. 103-413) contract in May 2008, now as a currently assigned contract number # HHS-I-241-2014-00004, under a “term “ status contract.

WHEREAS, The Tribal Business Council is aware of Section 4 (h) ‘mature contract’ means a self-determination contract that has been continuously operated by a tribal organization for three or more years, and for which there are no significant and material audit exceptions in the annual financial audit of the tribal organization: *Provided,* That upon the request of a tribal organization or the tribal organization’s Indian tribe for purposes of section 102(a) [450f(a)] of this Act, a contract of the tribal organization which meets this definition shall be considered to be a mature contract;

WHEREAS, The Tribal Business Council seeks to implement the provisions of P.L. 93-638, as amended, to provide the Indian Health Service, Great Plains Area Office, three (3) consecutive years of satisfactory audits (2010-2011-2012) most recently (2013), for the required performance of the Single Audit Act as mandated in the Elbowoods Health Facility P.L. 93-638 contract.



NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes requests to operate the Elbowoods Memorial Health Facility's P.L. 93-638 Contract and perform those program functions, services and activities related directly indirectly under a 'mature' and 'indefinite' term.

BE IT FINALLY RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation hereby authorizes the Chairman to negotiate and execute any and all documents necessary to expeditiously implement the contracting provisions set forth under P.L. 93-638 as amended.

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CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 6 were present at a Regular meeting thereof duly called, noticed, convened and held on the 11th day of September, 2014, 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.

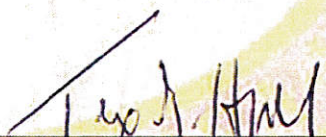
Chairman Voting. Not Voting.

Dated this 11th day of September, 2014.

ATTEST:



Executive Secretary, V. Judy Brugh
Tribal Business Council
Mandan Hidatsa Arikara Nation



Tribal Chairman, Tex G. Hall,
Tribal Business Council
Mandan Hidatsa Arikara Nation