



RESOLUTION NO. 16-206-FWF

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

A Resolution entitled, "Request for Right of Way Acquisition Along BIA Route 223 North and West of Twin Buttes"

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, 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, Pursuant to Article VI, Section 5 (1) 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 provides that the Tribal Business Council has the power to negotiate with the federal government on behalf of the Tribes; and

WHEREAS, The 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 P.L. 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, The Tribal Business Council has determined that the Bureau of Indian Affairs should proceed with the P.L. 93-638 process to contract with the Tribes to acquire right of way along BIA routes; and

NOW, THEREFORE BE IT RESOLVED, that the Three Affiliated Tribes Tribal Business Council hereby requests that the Bureau of Indian Affairs proceeds with the right of way acquisition along BIA route 223.



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, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 22nd, day of September, 2016; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

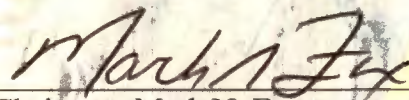
Chairman [X] Voting. [] Not voting.

Dated this 27th day of April 2017.

ATTEST:



Tribal Secretary, Fred W. Fox
Tribal Business Council
Three Affiliated Tribes



Chairman, Mark N. Fox
Tribal Business Council
Three Affiliated Tribe

