



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

A Resolution entitled, "Authorization for funding the Mandaree Sewer Main Replacement, Project AB-15-F68"

WHEREAS, The Mandan Hidatsa and Arikara Nation ("Nation" or "Tribes") having accepted the Indian Reorganization Act of June 18, 1934 ("IRA"), and the authority under said Act and having adopted a Constitution and By-Laws pursuant to said Act; and

WHEREAS, The Constitution of the Nation 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, Section 1 of the Constitution of the Nation 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, Pursuant to 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, A portion of the sewer collection system in the Mandaree community has significant deficiencies that require replacement; and

WHEREAS, The Tribal Business Council has made this project it's number one priority during the 2014 IHS Sanitation Deficiency System Submission, and

WHEREAS, The Memorandum of Agreement has been signed by the Chairman June 3, 2015; and

WHEREAS, The Memorandum of Agreement has been signed by the IHS Great Plains Area Director on June 25, 2015; and

WHEREAS, The estimated cost of the project is \$1,250,000.00, and

WHEREAS, The Indian Health Service has obligated \$625,000.00 towards the project, and



NOW THEREFORE BE IT RESOLVED, the Tribal Business Council of the Three Affiliated Tribes hereby authorizes and approves funding in the amount of \$625,000.00 for the Mandaree Sewer Main Replacement, Project AB-15-F68, and

BE IT FURTHER RESOLVED, the Tribal Business Council authorizes the tribal contribution of \$625,000.00 to be transferred to the IHS at which time the IHS will administer the funds in accordance with the approved MOA, and

BE IT FURTHER RESOLVED, the Tribal Business Council hereby authorizes the Tribal Construction Management Department to procure a contractor, in compliance with Federal requirements, and present construction contracts to the Chairman for approval at the appropriate time; and

NOW BE IT FINALLY RESOLVED, the Tribal Business hereby authorizes the Tribal Chairman to take such action as is necessary to carry out the terms and intent of this Resolution.

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, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 9th day of February, 2017, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 1 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman Voting. Not Voting.

Dated this 9th day of February, 2017.

ATTEST:

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

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