



RESOLUTION NO. 18-123-FWF

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

A Resolution entitled, "Award to Northern Improvement, Co. for Paving BIA 20 Loop West Road, near Twin Buttes, ND, for the Three Affiliated Tribes."

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 (BIA) through P.L. 93-638 and through the use of Tribal Funding Resources has/or can enter into contract(s) or agreement(s) for the purpose of a BIA Route Paving, Contracting the Indian Reservation Roads (IRR) Program and Roads Maintenance Program from the Bureau of Indian Affairs Great Plains Regional Office; and;

WHEREAS, The Tribal Business Council has determined that the Twin Buttes Community would benefit from paving the BIA 20 Loop Road West; and

WHEREAS, The Twin Buttes Segment has completed the contract documents and properly received bids for the BIA 20 Loop Road West Paving Project; and

WHEREAS, The Tribal Business Council recognizes the competitive, best responsive, responsible low bid from Northern Improvement Co. (and subcontractors/supplier as listed in the bid documents) in the total bid amount of \$950,050.50.

NOW, THEREFORE BE IT RESOLVED that the Three Affiliated Tribes Tribal Business Council hereby authorizes the Chairman and his designees to execute a construction contract to Northern Improvement Co. for the BIA 20 Loop Road West Paving Project; and



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BE IT FURTHER RESOLVED The Tribal Business Council authorizes the execution of all documents with Northern Improvement Co. to complete the BIA 20 Loop Road West Paving Project and directs the Tribe to issue a Notice to Proceed for the BIA 20 Loop Road West Paving Project as soon as possible.

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 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 10th day of May, 2018; 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 [X] Voting. [] Not voting.

Dated this 10th day of May 2018.

ATTEST:

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

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