



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

A Resolution entitled, "Approval for FBRW to Proceed with a RFP for an Automated Meter Read System"

- WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, the authority under said Act, and having adopted a Constitution and By-laws under said Act; and
- WHEREAS,** The Constitution and By-laws of the Three Affiliated Tribes (or "Tribes") was adopted by membership of the Tribes on May 15th, 1936 pursuant to the Indian Reorganization Act of 1934 and duly approved by the Secretary of Interior; 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,** The Three Affiliated Tribe has entered into a P.L. 93-638 contract with the Bureau of Reclamation, Department of the Interior, for the operation, maintenance and replacement (OM&R) of the Fort Berthold Rural Water System (FBRWS); and
- WHEREAS,** Tribal Resolution No. 19-107-FWF authorized Fort Berthold Rural Water (FBRW) to seek Bureau of Reclamation funding for the procurement and installation of an automated meter read (AMR) system for the FBRWS; and
- WHEREAS,** FBRW successfully secured \$1,000,000 from the Bureau of Reclamation for the FBRWS AMR project and consulting engineer costs, with those funds being separate and apart from Reclamation-provided construction and operation and maintenance funds; and
- WHEREAS,** FBRW, through a specific authorization (SA) with their consulting engineers, will develop contracting documents and statement of work to solicit an AMR request for proposal (RFP) from interested contractors, review the RFPs, and develop a recommendation for award; and



WHEREAS, The RFP contracting process will determine the AMR system project cost, which when combined with engineering costs, may exceed the \$1,000,000 in available Bureau of Reclamation funding; and

WHEREAS, FBRW is seeking approval to use money from Section 17 reimbursements to FBRW to fully fund all associated AMR and engineering costs, which will not reduce the revenue that each Segment gets from water sales.

NOW THEREFORE BE IT RESOLVED, the Tribal Business Council hereby consents to FBRW proceeding with a SA with their consulting engineers to develop and advertise a RFP solicitation for a FBRWS AMR system. After the AMR system proposals are reviewed, FBRW will seek approval through a resolution to award the AMR system contract.

BE IT FINALLY RESOLVED, that the Chairman is hereby authorized to execute such documents and take such further actions as are necessary to carry out the terms and intent of this Resolution.

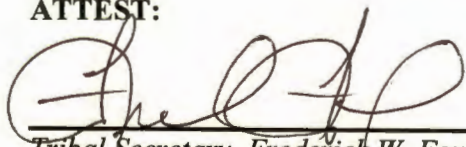
CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold 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 26th day of November, 2019; 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.

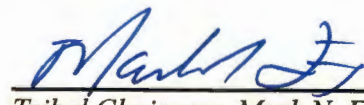
Chairman [X] voting. [] not voting.

Dated this 26th day of November, 2019.

ATTEST:



Tribal Secretary, Frederick W. Fox, Sr.
Tribal Business Council
Three Affiliated Tribes



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