



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

A Resolution Entitled, "Approval of Flickertail Paving & Supply, LLC and Authorization of Construction of Thunder Butte Subdivision Tribal Route - 38th Street Northwest of the Four Bears Segment"

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, Pursuant to Article III Section 1 of Constitution and By Laws of the Three Affiliated Tribes, the Tribal Business Council is the governing body of the Tribes; and

WHEREAS, Article VI Section 5(a) of the Constitution of the Three Affiliated Tribes authorizes and empowers the Tribal Business Council to engage and manage all economic affairs and enterprises of the Tribe; and

WHEREAS, Article VI Section 5(c) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to expend available Tribal funds for public purposes; and

WHEREAS, The Thunder Butte Subdivision (the "Subdivision") within the Four Bears Segment requires immediate reconstruction in the FY 2019 and FY 2020 construction seasons; and

WHEREAS The Subdivision is home to Twenty-Two (22) Rural Home sites and residences including elders, school children, tribal employees, BIA employees, tribal members, and emergency service providers; and

WHEREAS, The Tribal Business Council has made it a priority to upgrade and improve the roads within the Fort Berthold Indian Reservation; and

WHEREAS The Thunder Butte Subdivision Tribal Route, formally known as 38th Street Northwest, needs immediate attention for the FY 2019 And FY 2020 construction seasons; and

WHEREAS The Four Bears Council Representative formally advertised for bids and quotes for the paving of the Thunder Butte Subdivision Tribal Route/38th Street Northwest and received a proposal from Flickertail Paving & Supply on October 16, 2019; and

NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes authorizes and hereby approves the proposal of Flickertail



Paving for the paving of the Thunder Butte Subdivision Tribal Route/38th Street Northwest in an amount not to exceed \$450,085.00.

BE IT FURTHER RESOLVED, that the Legal Department shall review all documents or contracts necessary to complete the paving of the Thunder Butte Subdivision Tribal Route/38th Street Northwest.

BE IT FINALLY RESOLVED, The Tribal Chairman is authorized to execute the documents 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 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 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 26th day of November, 2019.

Handwritten signature of Fred W. Fox in blue ink.

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

ATTEST:

Handwritten signature of Mark N. Fox in blue ink.

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