



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

A Resolution Entitled: *“Approval of Transfer Agreement between the United States of America, Acting Through Indian Health Service, and the Three Affiliated Tribes for Project No. GP-20-G24, Regarding the Provision of Sanitation Facilities for New and Like Housing on the Fort Berthold Reservation.”*

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 the Constitution and By Laws of the Three Affiliated Tribes (or “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, Article VI, Section 5 (c) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to expend from available Tribal funds for public purposes of the Three Affiliated Tribes of the Fort Berthold Indian Reservation; and

WHEREAS, Article VI, Section 5 (l) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies and Tribal Officials of the Reservation; and

WHEREAS, According to a Transfer Agreement between the United States of America, acting through Indian Health Service (or “IHS”), and the Three Affiliated Tribes of the Fort Berthold Reservation, for Project GP-20-G24, a certain project regarding the provision of sanitation facilities for new and like housing on the Fort Berthold Reservation has been completed; and

WHEREAS, By said Transfer Agreement, IHS would transfer to the Tribes all the right, title, and interest of the United States of America in all community facilities and appurtenance thereto constructed and the Tribes would accept the transfer and agree to operate, maintain, and repair such community facilities so as to keep the facilities in an effective and operating condition; and

WHEREAS, By said Transfer Agreement, the IHS would transfer, assign, and convey to the head of each household all of the rights, title, and interest of the United States of America in all individual facilities and appurtenances thereto constructed and



installed on his premises in accordance with the Project Summary pursuant to the Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby approves the aforementioned Transfer Agreement for Project No. GP-20-G24; and

BE IT FINALLY RESOLVED, that the Tribal Chairman is authorized to execute the aforementioned Transfer Agreement and take other 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 8th day of June, 2023, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 2 members not voting, and that said Resolution has not been rescinded or amended in any way.


Chairman [] Voting. [X] Not Voting.

Dated this 8th day of June, 2023.

ATTEST:



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



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