

**AMENDED**

12/16/97

R#97-258-DSB.

RESOLUTION #97- 205 DSB

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

- WHEREAS,** This Nation, having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and
- WHEREAS,** The Constitution of the Three Affiliated Tribes generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest and welfare and benefit of the Three Affiliated Tribes and the enrolled members thereof; and
- WHEREAS,** The Constitution of the Three Affiliated Tribes authorizes the Tribal Business Council to negotiate with Federal, State and local governments on behalf of the Three Affiliated Tribes; and
- WHEREAS,** The Three Affiliated Tribes has performed services, functions and activities under Public Law 103-413, amending legislation to the Indian Self-Determination and Education Assistance Act, in the effective delivery of Federally-funded program services for the benefit of its enrolled members; and
- WHEREAS,** The Three Affiliated Tribes performed services, functions and activities in FY 1997 through consolidation of tribal government programs as provided under P.L. 93-638 and its amending legislation; and
- WHEREAS,** The Tribal Business Council chooses to re-contract for FY 1998 all programs, services, activities and functions through consolidation of government programs under the applicable provisions of Public Law 103-413; and
- WHEREAS,** The Three Affiliated Tribes, as Contractor, has performed, in a manner that satisfactorily meets mature term status criteria, the below-listed components of the Consolidated Tribal Government Program:

RESOLUTION #97-~~205~~-DSB

Services to Children, Elderly and Families  
Scholarships (Higher Education)  
Johnson O'Malley  
Agency Education  
Criminal Justice

**BE IT FURTHER RESOLVED**, That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation elects to convert to mature status in FY 1998 and to re-contract the following functions, programs and activities for incorporation in the consolidation of tribal government programs:

Aid to Tribal Government (Enrollment)  
Range Improvement  
Noxious Weed Control  
Indian Child Welfare (ICWA)  
Fire Management  
Road Maintenance  
Home Improvement  
Transportation Planning  
Janitorial Services

**FURTHER, BE IT RESOLVED**, That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation sanctions the incorporation of Criminal Investigation, a term-status activity, under the consolidation of tribal government programs for re-contracting purposes in FY 1998; and

**FURTHER, BE IT RESOLVED**, That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation elects to re-contract all activities, functions, services, and programs outlined herein under the Model Agreement provisions of P.L. 103-413, on a fiscal year basis commencing October 1, 1997;

**BE IT RESOLVED**, That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation authorizes the Executive Committee to finalize the re-contracting process for FY 1998; and

**FINALLY, BE IT RESOLVED**, That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation strongly urges and recommends that the process of finalizing "Tribal

RESOLUTION #97-205-DSB

Aid to Tribal Government (Enrollment)  
Range Improvement  
Noxious Weed Control  
Indian Child Welfare (ICWA)  
Fire Management  
Road Maintenance  
Home Improvement Program  
Transportation Planning  
Janitorial Service

**WHEREAS,** The Tribal Business Council prefers that the above-listed components and activity be converted to mature status; and

**WHEREAS,** The Tribal Business Council prefers that all programs, services, activities and functions performed by the Three Affiliated Tribes be undertaken on a fiscal year basis commencing October 1, 1997, under a Consolidated Tribal Government Program Contract utilizing the Model Agreement in accordance with P.L. 103-413 provisions; and

**WHEREAS,** The Tribal Business Council is aware that negotiations for the Tribes' share of Area and Central Office operations have not been finalized; and

**WHEREAS,** The Tribal Business Council urges the Bureau of Indian Affairs' exigency in finalizing the process;

**NOW THEREFORE BE IT RESOLVED,** That the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation elects to re-contract the following mature-status functions, programs, services and activities under a Consolidated Tribal Government Program Contract, utilizing the Model Agreement provided by P.L. 103-413:

Realty  
Water Resources  
Fish, Game and Recreation  
Reservation Programs  
Credit and Finance

RESOLUTION #97-205-DSB

Shares" negotiations, initiated by Resolution No. 96-31-dsb, dated February, 1996, be acted upon with expediency and resolve.

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 seven (7) members, of whom five (5) constitute a quorum, 7 were present at the Regular Meeting thereof duly called, noticed, convened and held on the 16<sup>th</sup> day of September, 1997; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 0 members opposed; 2 members abstained; 0 members not voting, and that the said Resolution has not been rescinded or amended in any.

Dated this 16<sup>th</sup> day of September, 1997

Daylon Spotted Bear  
Secretary, Tribal Business Council

ATTEST:



Chairman, Tribal Business Council