

**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 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 specifically authorizes and empowers the Tribal Business Council to administer the funds within the exclusive control of the Tribes and make expenditures from available Tribal funds for public purposes of the Tribes; and
- WHEREAS,** Article VI, Section 5(d) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to negotiate with federal agencies on behalf of the Tribes; and
- WHEREAS,** The Tribal Business Council, through the enactment of the Three Affiliated Tribes Highway Ordinance, has established a Tribal Highway Department and delegated certain duties and responsibilities to the Department; and
- WHEREAS,** The Tribal Business Council has additionally created through the Highway Ordinance the position of Tribal Highway Engineer and has delegated certain duties and responsibilities to the Engineer; and
- WHEREAS,** The Council desires to fill the position of Highway Engineer and staff positions within the Highway Department with funding authorized by the Transportation Equity Act for the 21st Century (TEA 21), P.L. 105-178 (June 9, 1998); and
- WHEREAS,** The Council desires to amend the Tribes' existing P.L. 93-638 Contract to include the road construction program and all functions authorized by said TEA 21;
- NOW, THEREFORE, BE IT RESOLVED,** That the Tribal Business Council hereby requests that the Bureau of Indian Affairs enter into negotiations with the Tribes to amend P.L. 93-638 Contract # CTA04T30164 to include all functions of the BIA road program authorized under TEA 21.

**BE IT FURTHER RESOLVED**, That the Tribal Business Council hereby authorizes and directs the Tribal Chairman to negotiate with the BIA to amend said P.L. 93-638 Contract to include the BIA road construction program.

**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 16<sup>th</sup> day of April, 1999; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 16<sup>th</sup> day of April, 1999.

Daylon Spotted Bear  
Secretary, Tribal Business Council

ATTEST:

[Signature]  
Chairman, Tribal Business Council