



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

*A Resolution Entitled, “Approval of Thunder Butte Housing Subdivision Infrastructure Funding for Sewer Systems in the Amount of \$660,000.00 for FY 2022.”*

**WHEREAS,** This Mandan, Hidatsa and Arikara Nation, also known as the Three Affiliated Tribes (“MHA Nation” or “Tribes”), having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-laws (the Constitution) under said Act; and

**WHEREAS,** Article III of the Constitution of the Three Affiliated Tribes provides that 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 (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 on the Reservation; and

**WHEREAS,** The Tribal Business Council of the Three Affiliated Tribes has the authority to approve Appropriations and Budgets by Tribal Resolution for Housing Development within the Four Bears Segment, which includes the necessary infrastructure for scatter home development and subdivision development; and

**WHEREAS,** The Thunder Butte Subdivision within the Four Bears Segment was an emergency development in calendar year 2009 for the dozen or so displaced mobile units located at a former mobile home park in New Town, ND within the Fort Berthold Reservation; and

**WHEREAS,** The Tribal Business Council retained Bartlett and West and the Tribes’ Natural Resources Department provided the emergency subdivision lot designation, and there was gravel road development with water access, septic tanks, and drain fields thereafter; and

**WHEREAS,** The aforementioned drain fields and the soils are not conducive for optimum functioning septic and drain field systems in the Thunder Butte Subdivision and the very important unmet need remains for a modern sewer system for about twenty families currently residing within the subdivision; and

**WHEREAS,** A new sewer project, to begin in the 2022 Construction Season within the Thunder Butte Subdivision, is proposed and the project would have three funding sources:



the Indian Health Services and Set Aside MR&I Funding with a match of \$660,000.00 from the Tribes.

**NOW, THEREFORE, BE IT RESOLVED**, that the Tribal Business Council of the Three Affiliated Tribes hereby approves the aforementioned Thunder Butte Subdivision Sewer Project within the Four Bears Segment in the amount of \$660,000.00, which would benefit about twenty families residing within Thunder Butte Subdivision and future lot development; and

**BE IT FURTHER RESOLVED**, that the Thunder Butte Subdivision Sewer Project budget request is hereby incorporated into the FY 2022 General Fund Budget in the amount of \$660,000.00; and

**BE IT FINALLY RESOLVED**, that the Tribal Chairman has the authority to sign contracts, lease documents, and other documentation on behalf of the Three Affiliated Tribes and take such further action as necessary to effectuate 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 27<sup>th</sup> day of July, 2022, 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 27<sup>th</sup> day of July, 2022.

**ATTEST:**

  
Tribal Secretary, Fred Fox  
Tribal Business Council  
Three Affiliated Tribes

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