



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

**A Resolution Entitled: *“Approval of Amendment One to the Memorandum of Agreement (MOA) for Indian Health Service Project GP-20-J77, Regarding Construction of Sanitation Facilities to Serve Existing Homes in the Thunder Butte Housing Development on the Fort Berthold Reservation, Additional Funding to be Obtained Through the Three Affiliated Tribes in the Amount of \$660,000.00.”***

**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 (or “Tribes”), the Tribal Business Council is the governing body of the Tribes; 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,** The Tribal Business Council determined that one of the highest priorities is to provide adequate infrastructure such as waste water systems with all the necessary Public Works services for the Tribal membership throughout the Fort Berthold Reservation; and

**WHEREAS,** In September 2022 and October 2022, a Memorandum of Agreement (or “MOA”) was signed by the Tribes and Indian Health Service (or “IHS”), respectively, for Project GP-20-J77, regarding the construction of sanitation facilities to serve existing homes in the Thunder Butte Housing Development on the Fort Berthold Reservation; and

**WHEREAS,** An Amendment One to the aforementioned Project Summary would increase project funding by \$660,000.00 from \$1,757,000.00 to \$2,417,000.00. The increase is due to inflation and increased costs of construction and the additional funding is to be obtained through the Tribes; and



**Resolution No. 23-173-FWF**

**WHEREAS,** The Tribal Business Council has considered Amendment One to MOA for Project GP-20-J77 and finds that it is in the best interests of the Tribes to approve Amendment One.

**NOW, THEREFORE, BE IT RESOLVED,** that the Tribal Business Council of the Three Affiliated Tribes hereby approves the aforementioned Amendment One to the MOA for Project GP-20-J77, which Amendment provides for a project funding increase in the amount of \$660,000.00 to be obtained through the Tribes; and

**BE IT FINALLY RESOLVED,** that the Tribal Chairman is authorized to execute said Amendment One and take other action 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 8<sup>th</sup> 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 8<sup>th</sup> day of June, 2023.

**ATTEST:**

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

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