



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

***A Resolution entitled, “Authorization for the Elbowoods Memorial Health Center to Apply for Indian Health Service Small Ambulatory Program Funding for Mandaree Clinic.”***

**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 under said Act, and

**WHEREAS,** Pursuant to Article III, Section 1 of the Constitution and By-Laws of the Three Affiliated 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,** Pursuant to Article VI, Section 5(1) of said Constitution, the Tribal Business Council has the power to adopt resolutions regulating the procedures of the Tribal Council, its Agencies and Officials; and

**WHEREAS,** The Tribes recognize the long-term and immediate need for continued quality health care for its members on the Fort Berthold Reservation, comprised of six segments, one of which is the Mandaree Segment; and

**WHEREAS,** The Tribes own and manage their health care delivery system under the provisions of P.L. 93-638 Indian Self Determination and Education Assistance Act (or "ISDEAA") contract and desire to improve the quality and efficiency of their services; and

**WHEREAS,** The Indian Health Service Small Ambulatory Program (or "SAP") is tailored to provide support for renovations, modernizations, and the construction of small healthcare facilities; and

**WHEREAS,** SAP funds are not grant funds, all awards are executed with a Title I (T-1) Construction Contract Agreement under the ISDEAA and tribes are advised to report the expenditure of these funds in their Schedule of Expenditures of Federal Awards (SEFA) as 93.411 (Title I); and



**WHEREAS,** The Tribes’ Elbowoods Memorial Health Center (or “EMHC”) oversees and fiscally manages contracted clinical services; and

**WHEREAS,** The Tribal Business Council has considered the matter and finds that it is in the interests of the health and welfare of the Tribes to authorize application by EMHC for the aforementioned SAP funding for FY2022 and FY2023 for the Mandaree Segment and Clinic.

**NOW, THEREFORE, BE IT RESOLVED,** that the Tribal Business Council of the Three Affiliated Tribes supports and authorizes the EMHC CEO to submit a SAP application for FY2022-2023 for the Mandaree Segment and Mandaree Clinic and all other documents required in this process, on behalf of the Tribes for support for renovations, modernizations, and the construction of small healthcare facilities; and

**BE IT FINALLY RESOLVED,** that the Tribal Chairman and Tribal Secretary are hereby authorized to execute all applications, forms, and other such documents as are 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 19<sup>th</sup> day of **October** 2023, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [ X ] Voting. [ ] Not Voting.

Dated this 19<sup>th</sup> day of October, 2023.

**ATTEST:**

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

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