

**PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL**

RESOLUTION 09-15

WHEREAS: The Ponca Tribe of Nebraska is a federally recognized Indian Tribe (P.L. 101-484) whose business affairs are conducted by the Ponca Tribal Council as defined in the Constitution approved July 22, 1994 by the Acting Deputy Commissioner of Indian Affairs; and

WHEREAS: Pursuant to the Constitution of the Ponca Tribe of Nebraska, the Ponca Tribal Council shall exercise legislative powers to enact and promulgate resolutions and ordinances subject to all expense restrictions upon such powers contained in constitution; and

WHEREAS, The Ponca Tribe of Nebraska has been notified by the Bureau of Indian Affairs (BIA)-Great Plains Regional Office (GPRO), Division of Transportation (DOT), Aberdeen, SD, that funding may be provided to the Ponca Tribe of Nebraska through the American Recovery and Reinvestment Act of 2009 (ARRA) Public Law 111-5 for road construction and improvement "Recovery projects" in the Ponca Service Delivery Area; and,

WHEREAS, The Ponca Tribe of Nebraska Tribal Council Resolution No. 08-82 has set forth its long range transportation plan, FY-2008 to FY-2010, for the improvement of roads in the Ponca Service Delivery Area; and,

WHEREAS, The Ponca tribal council also has "shovel ready" Recovery projects which are eligible for assistance consistent with the intents and purposes of the ARRA

NOW, THEREFORE, BE IT RESOLVED, that the Ponca Tribal Council herein identifies the following road improvement projects in the Ponca Service Delivery Area for inclusion in the Ponca Tribe of Nebraska ARRA Transportation Improvement Plan (TIP) as follows

- County Route 494 / Township Route 502 Project
- Purchase of Road Maintenance Equipment for the Ponca Service Delivery Area. Specifically tribal roads in Knox and Madison County at a cost of up to 25% of ARRA funds.

AND BE IT FURTHER RESOLVED, By the Ponca Tribe of Nebraska's Tribal Council, that the Ponca Tribe of Nebraska hereby requests that this / these Recovery projects be PL 93-638 (Agency Road Project) and COMMERCIAL (Roads Maintenance Equipment) contracted so as to maximize contracting and Indian employment opportunities in the Ponca Service Delivery Area.

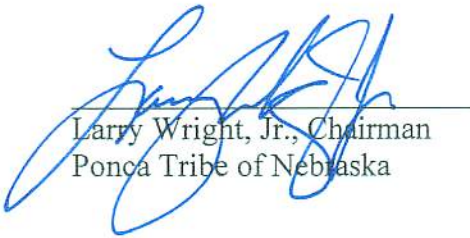
AND BE IT FURTHER RESOLVED, That the Ponca Tribe of Nebraska hereby acknowledges and agrees to comply with the provisions of the American Recovery and Reinvestment Act of 2009 (ARRA) Public Law 111-5 regarding the timing for use of funds and transparency, oversight, reporting, and accountability, including review by the Inspectors General, the Accountability and Transparency Board, and Government Accountability Office, consistent with objectives of the Act.

Resolution 09- 15
Page Two

CERTIFICATION

THIS IS TO CERTIFY AND AFFIRM that the above and foregoing resolution was duly authorized and passed by the Tribal Council of the Ponca Tribe of Nebraska at a duly called meeting in Omaha, Nebraska on the 4th day of May, 2009 by a vote of 8 Ayes; 0 Nays; 0 Abstained; 0 Absent. Chairperson _____ voting ✓ not voting. A Quorum of 9 was present.

ATTEST


Larry Wright, Jr., Chairman
Ponca Tribe of Nebraska


Rose Birdhead, Secretary
Ponca Tribe of Nebraska