

RESOLUTION OF THE OGLALA SIOUX TRIBAL COUNCIL
OF THE OGLALA SIOUX TRIBE
(An Unincorporated Tribe)

RESOLUTION OF THE OGLALA SIOUX TRIBAL COUNCIL OF THE OGLALA SIOUX TRIBE APPROVING THE FY 2021 CERTIFICATIONS AND ASSURANCES AND MASTER AGREEMENT BETWEEN THE OGLALA SIOUX TRIBE AND THE U.S. DEPARTMENT OF TRANSPORTATION'S FEDERAL TRANSIT ADMINISTRATION.

WHEREAS, the Oglala Sioux Tribe has adopted its Constitution and By-laws by referendum vote on December 14, 1935, in accordance with Section 16 of the Indian Reorganization Act of 1934 (25 U.S.C. § 5123); and under Article III of the Constitution, the Tribal Council is the governing body of the Oglala Sioux Tribe, and

WHEREAS, each Federal Transit Administration ("FTA") grant recipient, pursuant to 49 U.S.C. § 5323(n), must submit once annually in any fiscal year in which it applies for a new award or amendment to an existing award, approve the latest Certifications and Assurances as a condition of receiving an award from FTA, and

WHEREAS, each FTA grant recipient must agree to the provisions of the USDOT Federal Transit Administration's Master Agreement, 10/1/18, pursuant to:

- (a) 49 U.S.C. Chapter 53, as amended, including the following:
 - 1. Public Law No. 114-94 (FAST Act), 12/4/16, and other authorizing legislation that may be enacted;
 - 2. Public Law No. 112-141 (MAP-21), 7/6/12, as amended by the Surface Transportation and Veterans Health Care Choice Improvement Act of 2015, Public Law No. 114-41, 7/31/15; and
 - 3. Public Law No. 109-59 (SAFETEA-LU), 8/10/05 as amended by the SAFETEA-LU Technical Corrections Act of 2008, Public Law No. 110-244, 6/6/2008.
- (b) Continuing Resolutions or Other Appropriations Resolutions or Acts funding the Department of Transportation during Fiscal Year 2018.
- (c) Title 23, United States Code (Highways).
- (d) Other federal legislation that FTA administers, as FTA so determines.

and all applicable provisions except those in APPENDIX A that do not apply to Tribal Transit Programs or the Indian Tribes that are the Direct Recipients of federal assistance under those Programs, and

WHEREAS, the Economic and Business Development Committee met on February 26, 2022, and recommends approval of the FY 2021 Certifications and Assurances and the FTA Master Agreement, and

WHEREAS, the Economic and Business Development Committee further recommends that Tribal Attorney Rae Ann Red Owl be authorized and approved to pin and sign the Certifications and Assurances for FY 2021 and through FY 2025, and

WHEREAS, the Tribal Council finds that it is in the best interest of the Tribe and its members to accept the recommendations of the Economic and Business Development Committee; now

THEREFORE BE IT RESOLVED, that the Oglala Sioux Tribal Council of the Oglala Sioux Tribe does hereby authorize and approve the FY 2021 Certifications and Assurances and FTA Master Agreement between the Oglala Sioux Tribe and the US Department of Transportation's Federal Transit Administration, and


BE IT FURTHER RESOLVED, that the President of the Oglala Sioux Tribe and the Tribal Attorney Rae Ann Red Owl are authorized to sign all documents necessary for submittal of the FY 2021 Certifications and Assurances and Master Agreement by the Transit Director and the President is also empowered to negotiate with the US Department of Transportation's Federal Transit Administration to approve any changes in the original application as necessary, and

BE IT FURTHER RESOLVED, that Tribal Attorney Rae Ann Red Owl be authorized and approved to pin and sign the Certifications and Assurances for FY 2021 and through FY 2025.


C-E-R-T-I-F-I-C-A-T-I-O-N

I, as the undersigned Secretary of the Oglala Sioux Tribal Council, of the Oglala Sioux Tribe hereby certify that this Resolution was adopted by a vote of: 20 For; 0 Against; 0 Abstain; and 0 Not Voting; during a SPECIAL SESSION held on the 28TH day of MARCH, 2022.

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STACY L TWO LANCE
Secretary
Oglala Sioux Tribe

A-T-T-E-S-T:



KEVIN KILLER
President
Oglala Sioux Tribe

RECEIVED
MAR 29 2022
BUREAU OF INDIAN AFFAIRS
OFFICE OF THE SUPERINTENDENT