

**ROSEBUD SIOUX TRIBE**  
**Resolution No. 2020-159**

- WHEREAS,** the Rosebud Sioux Tribe is a federally recognized Indian Tribe and chartered pursuant to Sec. 16 of the Indian Reorganization (Howard-Wheeler) Act with all pertinent amendments thereof, (*48 Stat. 984; June 18, 1934*); and
- WHEREAS,** the Rosebud Sioux Tribe is governed by a Tribal Council comprised of elected Community Representatives that act in accordance with the powers granted in the Constitution and Bylaws, (*Article IV, Section 1*); and
- WHEREAS,** the Ordinance No. 87-02. Abolished the tribal Right Of Way Committee and established the tribal Transportation Committee per Resolution No. 2004-02, (*Amended; January 21, 2004*); and
- WHEREAS,** the F.A.S.T. Act. The legislation of Fixing America's Surface Transportation Act, or (P.L. 114-94) was signed into law by President Obama, (*129 Stat. 1312; December 4, 2015*). The Tribal Transportation (T.T.P.) Program pertains to Tribal Governments, (*Section 1117*); and

**OLD HOLLOW WOOD BRIDGE STRUCTURE REPLACEMENT**  
**PROJECT NO. 1102-20(3)**  
**BID NO. 19-079**

- WHEREAS,** the work consists of Removal and Replacement of an existing bridge crossing the Rosebud Creek, in the community of Rosebud, South Dakota on the Rosebud Reservation along the BIA Route 1102-North Spotted Tail Lane located in the Rosebud Valley; and
- WHEREAS,** Accounting Policies and Procedures requires us to follow the RST Procurement Policy requires to advertise in various news media. Request For Proposal (RFP) in various news media to solicit subcontractors in compliance with Ordinance No. 2003-05; and
- WHEREAS,** We did advertised in the various media outlets starting from December 15, 2019 until January 15, 2020 at which time we only received one bid and re-advertised starting February 26, 2020 until March 25, 2020 with the bid opening scheduled at March 25, 2020 but because of the Covid-19 Pandemic was not able to do the bid opening until May 28, 2020 at which time we had the same bidder that bid before; and
- WHEREAS,** Bid opening. All bids were opened at the TECRO office and recorded their Bid Tabulation Sheet, (May 28, 2020) the Request For Proposal (RFP) –Bid No. 2019-079 was advertised in the media for a total of 8 weeks at which time we received 1 bid for the Removal and Replacement of the Old Hollow Wood Bridge Replacement Project is as follow:

**Rosebud Concrete - \$1,176,434.40**

- WHEREAS,** because they were the only bidder and the Engineers estimated cost was lower than the current bit, we did do a negotiated a lower cost with Rosebud Concrete, Inc. of Winner, SD, for the new amount of **\$1,095,504.40**; and

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**WHEREAS,** the RST Tribal Transportation Committee at a regular meeting on July 14, 2020 at which time they discussed the construction bid documentation motioned and seconded to recommend to hire the low bidder, Rosebud Concrete, Inc. with the Bid of \$1,095,504.40 (NTE) and have the Tribal Council review and approve the selection.

**NOW THEREFORE BE IT RESOLVED,** that the Tribal Council of the Rosebud Sioux Tribe hereby:

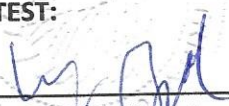
- Acknowledges the Tribal Transportation Committee recommendation.
- Accepts Rosebud Concrete, Inc. as low bidder of \$1,095,504.40 (NTE).
- For the Removal and Replacement of the Old Hollow Wood Bridge Project 1102Rt.20(3).
- After the review of the Construction Contract Agreement, to make sure it is in the best interest of the Tribe before President Bordeaux signs the document.

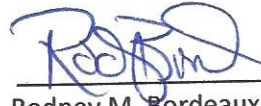
**NOW THEREFORE BE IT FURTHER RESOLVED,** that the Tribal Council of the Rosebud Sioux Tribe hereby authorizes the Tribal President, or his designee, to sign any and all documents pertaining to the BIA 1102 Rt. 20(3) Old Hollow Wood Bridge Removal and Replacement Project.

**CERTIFICATION**

This certifies that the above Resolution No. 2020-159 was passed by the Rosebud Sioux Tribal Council in session on July 21, 2020, by a vote of eleven (11) in favor, zero (0) opposed, and one (1) not voting. This said resolution was adopted pursuant to authority vested in the Tribal Council of the Rosebud Sioux Tribe. A quorum was present.

**ATTEST:**

  
\_\_\_\_\_  
Wayne Boyd, Secretary  
Rosebud Sioux Tribe

  
\_\_\_\_\_  
Rodney M. Bordeaux, President  
Rosebud Sioux Tribe



# United States Department of the Interior

BUREAU OF INDIAN AFFAIRS  
Rosebud Agency  
Post Office Box 228  
Mission, South Dakota 57555

IN REPLY REFER TO:  
Office of the Superintendent

AUG 03 2020

Honorable Rodney Bordeaux  
President, Rosebud Sioux Tribe  
Post Office Box 430  
Rosebud, South Dakota 57570

Attention: Louis Wayne Boyd, RST Secretary

Dear President Bordeaux:

The following resolutions, received in this office on 07/31/2020 have been reviewed and re-routed to the appropriate branches.

**Resolution No. 2020-125**  
**Resolution No. 2020-137**  
**Resolution No. 2020-138**  
**Resolution No. 2020-139**  
**Resolution No. 2020-140**  
**Resolution No. 2020-159**  
**Resolution No. 2020-160**

Sincerely,

Lee A. Beardt  
Superintendent

Enclosure

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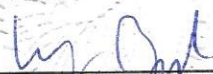
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