

**ROSEBUD SIOUX TRIBE  
RESOLUTION NO. 2020-262**

**ROSEBUD SIOUX TRIBAL COUNCIL  
ROSEBUD SIOUX TRIBE OF THE ROSEBUD INDIAN RESERVATION,  
SOUTH DAKOTA**

**A RESOLUTION OF THE ROSEBUD SIOUX TRIBAL COUNCIL OF THE  
ROSEBUD SIOUX TRIBE OF THE ROSEBUD INDIAN RESERVATION,  
SOUTH DAKOTA TO EVIDENCE THE TRIBAL COUNCIL'S INTENT TO  
CONSTRUCT AND FINANCE A REPLACEMENT TRIBAL NURSING  
FACILITY AND TO ENGAGE PROFESSIONALS IN CONNECTION  
THEREWITH**

- WHEREAS**, the Rosebud Sioux Tribe is a federally recognized Indian Tribe organized pursuant to the Indian Reorganization Act of 1934 and all pertinent amendments thereof; and
- WHEREAS**, the Rosebud Sioux Tribe is governed by a Tribal Council made up of elected representatives who act in accordance with the powers granted to it by its Constitution and By-laws; and
- WHEREAS**, the Rosebud Sioux Tribe of the Rosebud Indian Reservation, South Dakota (the "**Tribe**") is organized under the Indian Reorganization Act of 1934, 25 U.S.C. §§ 5101 et seq. (the "**Act**"), and
- WHEREAS**, by virtue of the Tribe's sovereign rights as an Indian tribe and pursuant to the Act, the Tribe adopted the Constitution and By-laws on November 23, 1935, which was approved by the Secretary of the Interior on December 20, 1935 and which has subsequently been amended from time to time (the "**Tribal Constitution**"), and
- WHEREAS**, pursuant to Art. III of the Tribal Constitution, the legislative powers of the Tribe have been vested in the Rosebud Sioux Tribal Council (the "**Tribal Council**"), and
- WHEREAS**, pursuant to Art. IV, Section 1(m) of the Tribal Constitution, the Tribal Council is empowered to safeguard and promote the peace, safety, morals and general welfare of the Tribe, including healthcare and housing facilities for tribal elders, and
- WHEREAS**, the Tribe has need to finance the acquisition, construction, equipping and furnishing of a replacement nursing home in White River, South Dakota (the "**Project**"), and
- WHEREAS**, to finance the costs of the Project, the Tribal Council expects that it will be necessary for the Tribe to issue its Tribal Healthcare Revenue Bonds (Rosebud Sioux Tribe Nursing Home Project), Series 2021 (the "**Bonds**"), in an aggregate principal amount of approximately \$15,000,000, and
- WHEREAS**, it is necessary that the Tribe engage certain professions to assist with the design, construction and financing of the Project.

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**Section 1.** An urgent and present need exists for a replacement nursing home in the within the Tribe and it remains and is in the best interest of the Tribe to finance the construction, equipping and furnishing of the Project.

**Section 2.** The Tribal Council authorizes the [President] [Treasurer] [officer or individual] to make non-binding findings and recommendations regarding the location, size, scope and feasibility of the Project to and for review by the Tribal Council.

**Section 3.** The Tribal Council hereby engages the firm of D.A. Davidson & Co. to act as underwriter or placement agent with respect to the financing of the Project.

**Section 4.** The Tribal Council hereby engages the law firm of Kutak Rock LLP to serve as bond counsel with respect to any bonds of the Tribe issued in connection with the financing of the Project.

**Section 5.** The Tribal Council hereby engages Rangel Construction Company LLC as the design-builder with respect to the Project.

**Section 6.** The Tribal Council hereby engages LSE Architects as the architect with respect to the Project.

**Section 7.** Adoption of this Resolution does not constitute final approval by the Tribal Council with respect to the Project or the issuance of any bonds to finance the costs thereof and does not obligate the Tribal Council to further consider such Project and bonds at a future date.

**Section 8.** All actions previously done or taken by the Tribal Council or any other officer, employee or agent of the Tribe in connection with the Project and the financing thereof are hereby ratified, confirmed and approved in all respects. Each of the President, the Vice President or the Treasurer is hereby authorized to execute any and all instruments as are necessary or desirable to effectuate the purposes of this Resolution.

Delores Waln  
Delores Waln  
Antelope Council Representative

10-14-20  
Date

\_\_\_\_\_  
Russell Eagle Bear  
Black Pipe Council Representative

\_\_\_\_\_  
Date

\_\_\_\_\_  
Lisa White Pipe  
Bull Creek Council Representative

\_\_\_\_\_  
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C. Steve Brave  
Butte Creek Council Representative

Date

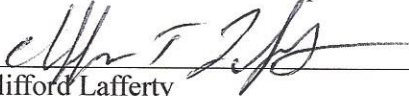
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Corn Creek Council Representative

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Vanessa Red Hawk-Thompson  
Grass Mountain Council Representative

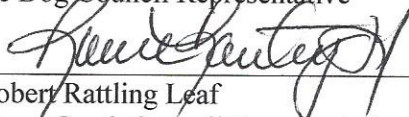
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Robert Rattling Leaf  
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Milks Camp Council Representative

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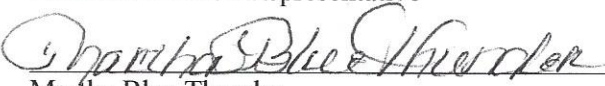
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Wayne Frederick  
Okreek Council Representative

Date

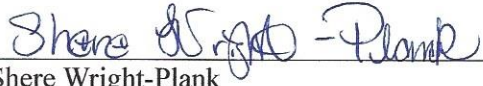
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Parmelee Council Representative

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Martha Blue Thunder  
Ring Thunder Council Representative

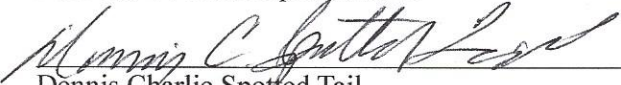
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Rosebud Council Representative

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Dennis Charlie Spotted Tail  
Soldier Creek Council Representative

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Donna Hollow Horn Bear  
Two Strike Council Representative

*10-9-20*  
Date

*Dwight Spotted Tail*  
Dwight Spotted Tail  
Upper Cut Meat Council Representative

Date

CERTIFICATION

This is to certify that the above petition Resolution 2020-262 was duly circulated and signed by members of the Rosebud Sioux Tribal Council. Said petition was duly passed, as signed by a majority of the Rosebud Sioux Tribal Council.

ATTEST:

*Wayne Boyd*  
Wayne Boyd, Secretary  
Rosebud Sioux Tribe

*Rodney M. Bordeaux*  
Rodney M. Bordeaux, President  
Rosebud Sioux Tribe

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- WHEREAS**, the Rosebud Sioux Tribe is a federally recognized Indian Tribe organized pursuant to the Indian Reorganization Act of 1934 and all pertinent amendments thereof; and
- WHEREAS**, the Rosebud Sioux Tribe is governed by a Tribal Council made up of elected representatives who act in accordance with the powers granted to it by its Constitution and By-laws; and
- WHEREAS**, the Rosebud Sioux Tribe of the Rosebud Indian Reservation, South Dakota (the "**Tribe**") is organized under the Indian Reorganization Act of 1934, 25 U.S.C. §§ 5101 et seq. (the "**Act**"), and
- WHEREAS**, by virtue of the Tribe's sovereign rights as an Indian tribe and pursuant to the Act, the Tribe adopted the Constitution and By-laws on November 23, 1935, which was approved by the Secretary of the Interior on December 20, 1935 and which has subsequently been amended from time to time (the "**Tribal Constitution**"), and
- WHEREAS**, pursuant to Art. III of the Tribal Constitution, the legislative powers of the Tribe have been vested in the Rosebud Sioux Tribal Council (the "**Tribal Council**"), and
- WHEREAS**, pursuant to Art. IV, Section 1(m) of the Tribal Constitution, the Tribal Council is empowered to safeguard and promote the peace, safety, morals and general welfare of the Tribe, including healthcare and housing facilities for tribal elders, and
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- WHEREAS**, to finance the costs of the Project, the Tribal Council expects that it will be necessary for the Tribe to issue its Tribal Healthcare Revenue Bonds (Rosebud Sioux Tribe Nursing Home Project), Series 2021 (the "**Bonds**"), in an aggregate principal amount of approximately \$15,000,000, and
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**Section 2.** The Tribal Council authorizes the [President] [Treasurer] [officer or individual] to make non-binding findings and recommendations regarding the location, size, scope and feasibility of the Project to and for review by the Tribal Council.

**Section 3.** The Tribal Council hereby engages the firm of D.A. Davidson & Co. to act as underwriter or placement agent with respect to the financing of the Project.

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*Delores Waln*  
Delores Waln  
Antelope Council Representative

*10-14-20*  
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Russell Eagle Bear  
Black Pipe Council Representative

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Lisa White Pipe  
Bull Creek Council Representative

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Butte Creek Council Representative

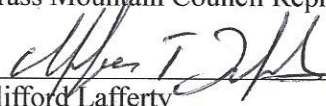
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Corn Creek Council Representative

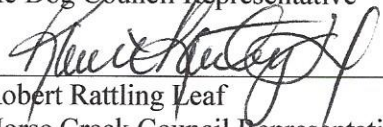
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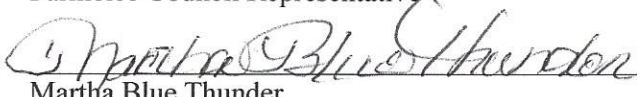
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Okreek Council Representative


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Dennis Charlie Spotted Tail  
Soldier Creek Council Representative

\_\_\_\_\_  
Date







# 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

DEC 31 2020

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

Attention: Louis Wayne Boyd, Rosebud Sioux Tribe Secretary

Dear President Bordeaux:

The following resolutions received in this office on 11/13/2020, have been reviewed and routed to the appropriate branches: 2020-124 (Amended: 09/22/2020), 167, 210, 211, 212, 214, 215, 216, 217, 218, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 232, 233, 234, 235, 235 (Amended: 10/27/2020), 238 (Amended: 11/02/2020), 239 (Amended: 11/02/2020), 240 (Amended: 11/02/2020), 241, 242, 243, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 281, 282 and 283.

Sincerely,

Acting

Francine Fast Horse  
Superintendent

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Antelope Council Representative

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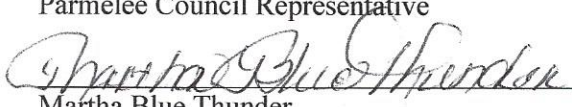
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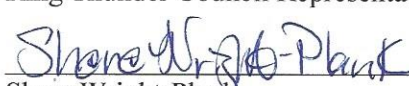
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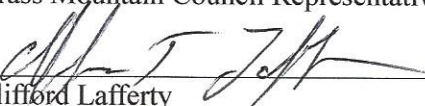
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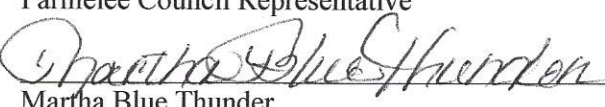
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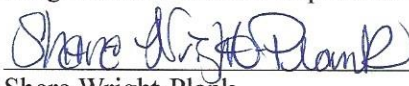
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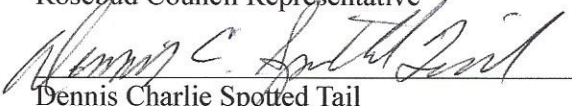
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*10-9-20*  
Date

*Donna Hollow Horn Bear*

Donna Hollow Horn Bear  
Two Strike Council Representative

*10-9-20*  
Date

*Dwight Spotted Tail*

Dwight Spotted Tail  
Upper Cut Meat Council Representative

Date

CERTIFICATION

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Wayne Boyd, Secretary  
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*Rodney M. Bordeaux*  
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THEREWITH**

- WHEREAS**, the Rosebud Sioux Tribe is a federally recognized Indian Tribe organized pursuant to the Indian Reorganization Act of 1934 and all pertinent amendments thereof; and
- WHEREAS**, the Rosebud Sioux Tribe is governed by a Tribal Council made up of elected representatives who act in accordance with the powers granted to it by its Constitution and By-laws; and
- WHEREAS**, the Rosebud Sioux Tribe of the Rosebud Indian Reservation, South Dakota (the "**Tribe**") is organized under the Indian Reorganization Act of 1934, 25 U.S.C. §§ 5101 et seq. (the "**Act**"), and
- WHEREAS**, by virtue of the Tribe's sovereign rights as an Indian tribe and pursuant to the Act, the Tribe adopted the Constitution and By-laws on November 23, 1935, which was approved by the Secretary of the Interior on December 20, 1935 and which has subsequently been amended from time to time (the "**Tribal Constitution**"), and
- WHEREAS**, pursuant to Art. III of the Tribal Constitution, the legislative powers of the Tribe have been vested in the Rosebud Sioux Tribal Council (the "**Tribal Council**"), and
- WHEREAS**, pursuant to Art. IV, Section 1(m) of the Tribal Constitution, the Tribal Council is empowered to safeguard and promote the peace, safety, morals and general welfare of the Tribe, including healthcare and housing facilities for tribal elders, and
- WHEREAS**, the Tribe has need to finance the acquisition, construction, equipping and furnishing of a replacement nursing home in White River, South Dakota (the "**Project**"), and
- WHEREAS**, to finance the costs of the Project, the Tribal Council expects that it will be necessary for the Tribe to issue its Tribal Healthcare Revenue Bonds (Rosebud Sioux Tribe Nursing Home Project), Series 2021 (the "**Bonds**"), in an aggregate principal amount of approximately \$15,000,000, and
- WHEREAS**, it is necessary that the Tribe engage certain professions to assist with the design, construction and financing of the Project.