



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

**A Resolution Entitled, “*Authorizing the Four Bears Peninsula Irrigation Project and
Execution of Architectural Services Contract*”**

WHEREAS, The Mandan Hidatsa and Arikara Nation (MHA Nation), also known as the Three Affiliated Tribes, having accepted the Indian Reorganization Act of June 18, 1934, the authority under said Act, and having adopted a Constitution and By-laws (the Constitution) under said Act, and

WHEREAS, Pursuant to Article III, Section 1 of the Constitution, the Tribal Business Council is the governing body of the MHA Nation; and

WHEREAS, The Constitution 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 MHA Nation and of the enrolled members thereof; and

WHEREAS, Pursuant to Article VI, Section 5(1) of the Constitution, the Tribal Business Council has the power to adopt Resolutions regulating the procedures of the Tribal Business Council, its agencies and officials; and

WHEREAS, Article VI, Section 5(c) of the Constitution specifically authorizes and empowers the Tribal Business Council to administer funds within the exclusive control of the Nation and to make expenditures from available Tribal funds for public purposes for the Nation; and

WHEREAS, Providing adequate irrigation and infrastructure to the Four Bears Peninsula is important to promoting recreation and the economic vitality of the MHA Nation; and

WHEREAS, The MHA Nation is undertaking a project to expand irrigation on the Four Bears Peninsula (the “Four Bears Irrigation Project”) at an estimated cost of \$3,400,000; and

WHEREAS, The architectural and engineering firm of Ackerman Estvold has been recommended to assist in the development and construction of the Four Bears Irrigation Project; and

NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council authorizes the expenditure of funds, not to exceed \$3,400,000, for the development and construction of the Four Bears Peninsula Project.



BE IT FURTHER RESOLVED, that the Tribal Chairman is authorized to negotiate and execute a contract with Ackerman Estvold for architectural and engineering services for the Four Bears Peninsula Project.

BE IT FINALLY RESOLVED, the Tribal Chairman is authorized to take such action as is necessary to carry out the terms and intent of this Resolution.

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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 13th day of February, 2020, 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 13th day of February, 2020.

ATTEST:

Tribal Secretary Fred W. Fox
Tribal Business Council

Tribal Chairman, Mark N. Fox
Tribal Business Council