



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

A Resolution entitled, "Approval of Change Order for Grid-Tied photovoltaic power systems Construction and Costs for the MHA Nation Interpretive Center Project and Authorization for Appropriation for Additional Construction and Costs."

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-Laws pursuant to said Act; and

WHEREAS, Article III of the Constitution of the Three Affiliated Tribes, also known as the Mandan, Hidatsa, and Arikara Nation ("Tribes" or "MHA") provides that the Tribal Business Council is the governing body of the Tribes; and

WHEREAS, The Constitution of the Three Affiliated Tribes generally 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 Tribes and of the enrolled members thereof; and

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

WHEREAS, The MHA Interpretive Center Department has developed an Interpretive Center that will serve as a source of education, tribal history, and cultural preservation. The goals of the MHA Interpretive Center are to protect, preserve, and educate the world about the living culture, history, and environment of the sovereign MHA Nation; and

WHEREAS, The MHA Interpretive Center Department is developing quality educational, interpretative programming not only for the visiting public, but for our regional non-tribal neighbors and local tribal members as well. The activities at the Interpretive Center provide an excellent opportunity to engage and educate our visitors, neighbors, and other tribal members about the rich cultural heritage of the Mandan, Hidatsa, and Arikara Tribes; and

WHEREAS, DSGW and Woodstone builders have been contracted to complete the Construction Design and Engineering plans. The goal is to be green in the construction of the Interpretive Center. The MHA Interpretive Center Department has proposed the design and installation of a Grid-Tied photovoltaic power systems to power the MHA Interpretive Center to be a net zero electricity



facility. The total cost estimate for the Solar Power system to be installed is \$1,091,384.00; and

WHEREAS, It is expected that the Solar Panels for the MHA Interpretive Center will supply 100% of the expected electricity needs on an annual basis of 557 kw per year. This system will provide 360 kWAC/406.4kWDC photovoltaic power systems. This includes the complete installation of 1,016 Solar Modules and 6 inverters. The cost of \$1,091,384.00 is requested to be appropriated from the Special Projects General Fund Budget for Fiscal Year 2020; and

WHEREAS, The Tribal Business Council believes that approval of the design and installation of a Grid-Tied photovoltaic power systems installed to power the MHA Interpretive Center to be a net zero electricity facility would be in the best interests of the Three Affiliated Tribes and its members.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby formally approves additional costs associated with the design and construction of Grid-Tied photovoltaic power systems for the MHA Interpretive Center in an amount not to exceed **\$1,000,000.00**, said amount to be appropriated from the Special Projects General Fund Budget FY 2020, subject to the budget; and

BE IT FINALLY RESOLVED, that the cost of the solar panels is to be included as an addendum to the Construction Contract with Woodstone Builders to complete the MHA Interpretive Center, and the total budget approved by the Tribal Business Council for the MHA Interpretive Center is not to exceed **\$31,455,165.00**, said amount to be divided among FY 2018, FY 2019, and FY 2020.

<SIGNATURE PAGE TO FOLLOW>



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, 3 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 7th day of July, 2020, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 2 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman Voting. Not Voting.

Dated this 9th day of July, 2020.

Tribal Secretary Frederick W. Fox
Tribal Business Council
Three Affiliated Tribes

ATTEST:

Tribal Chairman, Mark N. Fox
Tribal Business Council
Three Affiliated Tribes