



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

A Resolution entitled, "Approval of an Agreement between the Three Affiliated Tribes, and the State of North Dakota, dba the North Dakota State Fair Association, of Minot, North Dakota, for the hosting of the 2023 Indian Horse Race, held as part of the North Dakota State Fair."

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

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

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

WHEREAS, Article VI, Section 5(1) of the Constitution provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies and Tribal officials of the Reservation; and

WHEREAS, The Three Affiliated Tribes seeks to enter into an Agreement with the State of North Dakota, dba the North Dakota State Fair Association ("State Fair"), whereby the 2023 Indian Horse Race will be held as part of the 2023 State Fair event, and that this Agreement relates to duties and obligations of the Tribes and the State Fair; and

WHEREAS, The Tribes have agreed that they will be responsible for all payouts to event participants, announcer(s) and event and novelty sales staffing, and will pay the State Fair 0% on all novelty sales; and

WHEREAS, The Tribes have also agreed that they will be responsible for event staffing of the race production, participants, and judges. The Tribes will place dancers on stage during intermission of race relays for entertainment; and

WHEREAS, The Tribes will be paid \$25,000 after completion of the event, where the State Fair will also provide the Tribes an additional \$5,000 if the Tribes choose to hold a women's division race, and another \$1,000 for hay for feeding of horses with credit going to Visit Minot; and



WHEREAS, The remaining duties and obligations of the Tribes and the State Fair are outlined in this Agreement, as part of the MHA Indian Horse Relay, as presented.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby approves and authorizes entering into the aforementioned Agreement with the State Fair, for the hosting of the 2023 Indian Horse Race, held as part of the North Dakota State Fair; and

BE IT FINALLY RESOLVED, that the Tribal Chairman is hereby authorized to execute the aforementioned Agreement with the State Fair, and to take such further action as is necessary to carry out the terms and intent of this Resolution.


CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold 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 8th day of February, 2023; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 7 members, 0 member opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.


Chairman Voting, Not Voting.

Dated this 8th day of February, 2023.

ATTEST:



Tribal Secretary, Fred W. Fox
Tribal Business Council
Three Affiliated Tribes



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