



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

A Resolution Entitled, "Approval of the Agreement Between North Segment and Braun Intertec Corporation to Provide Special Inspections and Testing Services for North Segment Community Center."

- 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,** Article VI, Section 5(c) of the Constitution establishes political subdivision segments including New Town/ North Segment; and
- WHEREAS,** The Three Affiliated Tribes wishes to construct a North Segment Community Center for the benefit of the North Segment Community; and
- WHEREAS,** Due to the nature of the soil underlay of the structure, the Three Affiliated Tribes would like to conduct a third-party soils assessment of the behavior of soils under varying conditions of moisture, loading, stress, temperature etc., so that the Community Center design can accommodate both current and potential future conditions to ensure that the foundations are the appropriate type and depth, and that suitable construction materials and methods are employed; and



WHEREAS, Braun Intertec is a geotechnical engineering, environmental consulting, and testing firm based out of Bismarck, ND and is competent and capable to perform these services; and

WHEREAS, The North Segment and Braun Intertec have negotiated the Special Inspection and Testing Services Contract where the cost of the project will be a Sum Not To Exceed (NTE) \$290,801; and

WHEREAS, North Segment seeks Tribal approval of the Special Inspection and Testing Services Contract and the attached exhibits between the North Segment and Braun Intertec, presented with this Resolution.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes authorizes and hereby approves the Contract between the North Segment and Braun Intertec; and

BE IT FINALLY RESOLVED, that the North Segment Tribal Business Council Representative, Dr. Monica Mayer, is authorized to execute the documents 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 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 July, 2023, 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 July, 2023.

ATTEST:

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

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