



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

A Resolution Entitled, "Approval of the Renewal of the Living Habitats LLC Contract for the MHA Tribal Park."

- 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, 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,** The MHA Nation purchased the Fettig Ranch property in 2020 pursuant to the authority provided in Resolution No. 19-339-FWF; and
- WHEREAS,** A request was submitted to the Department of the Interior by the Tribes pursuant to Resolution No. 21-076-FWF that the Fettig Ranch be taken into trust for the benefit of the Tribes; and
- WHEREAS,** Consistent with the Tribes' intent to maintain the Fettig Ranch property for recreation and tourism, the lands are currently designated as the site for a proposed Tribal Park; and
- WHEREAS,** The MHA Nation created the Tribes' Parks and Reserve Program to develop the park space to preserve the fragile badlands ecosystem as well as conserve and reestablish native plants and animals for the enjoyment of the MHA population as well as national and international tourists; and
- WHEREAS,** The Tribes' Parks and Reserve Program has previously contracted with Living Habitats LLC of Chicago, Illinois ("Living Habitats") for park RFP planning, technical assistance with grant writing, and master planning throughout the phases of the park development and opening; and



WHEREAS, The Tribes' Parks and Reserve Program seeks approval of a renewal Contract with Living Habitats for 6 months and up to \$100,000.00 (as per presented fee schedule) for services including, but not limited to, completion of park project Phase One plan and activation and Phase Two strategic planning and advisory services for any technical issues.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby approves the appropriation and expenditure of Tribal funds in the amount of 100,000.00 from the FY 2024 Parks and Reserve Program budget for the payment of fees in accordance with the terms and conditions of a Contract for Services with Living Habitats for the aforementioned services; and

BE IT FINALLY RESOLVED, that the Chairman of the Tribal Business Council is hereby authorized to execute the Contract and take such further actions as are necessary to carry out the terms and intent of this Resolution.

CERTIFICATION

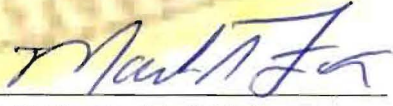
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 19th day of October 2023, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 1 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman Voting. Not Voting.

Dated this 19th day of October, 2023.

ATTEST:


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


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