



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

A Resolution entitled, "Approval of Contract for Construction of Community Building in North Segment"

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and

WHEREAS, The Three Affiliated Tribes Constitution authorizes and empowers the Mandan, Hidatsa & Arikara Tribal Business Council to engage in activity on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and

WHEREAS, A program has been established to develop a new community building in each Segment of the Fort Berthold Reservation; and

WHEREAS, Sufficient funds, including approximately \$800,000 from the Community Development Block Grant program of the U.S. Department of Housing and Urban Development; \$2.507 million in the form of a loan from the Rural Development agency of the United States Department of Agriculture; and \$2.2 million from the Three Affiliated Tribes have now been obtained for construction of a new community building called the North Segment Multi-Purpose Community Center, for the North Segment, which will include a full sized basketball court, offices, meeting rooms, classrooms, saunas, two kitchens, weight room, aerobics room, a computer lab room, and media room, among other things, in a location adjacent to the City of New Town on a site to be annexed to the City of New Town, near where many Tribal members live; and

WHEREAS, Bids were solicited for a construction firm to be the general contract for the building and the low bid received was from Capital City Construction, Inc. of Bismarck, North Dakota; and

WHEREAS, The bid from Capital City Construction for the entire project was approximately \$816,000 over the amount allocated for the construction phase of the project, and the Tribal Business Council, acting through the project coordinator and the North Segment Community Association, negotiated with Capital City for a construction of the building for a lesser amount consistent with the amount of funding available by eliminating some of the building elements, so that the final amount of the construct contract with Capital City Construction, Inc. is \$4,920,600.

NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby approves the General Contractor's Agreement, with all attachments describing the scope of work, for construction of the North Segment Multi-Purpose Community Center with Capital City Construction, Inc; and



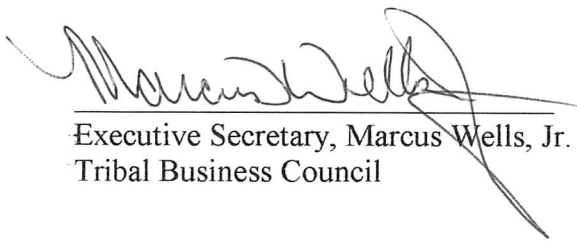
NOW THEREFORE BE IT FINALLY RESOLVED, that the Tribal Business Council authorizes the Chairman of the Three Affiliated Tribes to execute any and all agreements, including the aforementioned contract with Capital City Construction, necessary to complete construction of the North Segment Multi-Purpose Community Center described in this resolution.

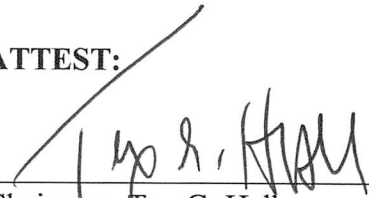
CERTIFICATION

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, 4 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 12th day of September, 2002, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 1 members 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 12th day of September, 2002.


Executive Secretary, Marcus Wells, Jr.
Tribal Business Council

ATTEST:

Chairman, Tex G. Hall
Tribal Business Council