



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

*A Resolution entitled, "Termination of Contract with Greystone Environmental Consultants Inc. and Authorization for BIA and EPA to complete the work on the Environmental Impact Statement for the MHA Refinery."*

**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,** The Tribal Business Council approved of a contract with Greystone Environmental Consultants, Inc. ("Greystone") to provide the Nation with an Environmental Impact Statement for the proposed MHA Refinery and the amount of the contract for these services is \$343,000; and

**WHEREAS,** The Environmental Protection Agency ("EPA") has requested that work be performed on the EIS that is over and above the amount of work originally contemplated by the Bureau of Indian Affairs, the Nation, and Greystone; and

**WHEREAS,** The Nation has paid Greystone approximately \$355,000 to date and Greystone has outstanding invoices in the amount of \$148,324.11; and

**WHEREAS,** The EPA has offered to contribute \$112,000 towards the cost of the EIS and both the BIA and EPA have offered to complete the EIS without the assistance of Greystone in an effort to save the Tribe continued expense in completing the EIS; and

**WHEREAS,** The Tribal Business Council desires to receive the \$112,000 towards the cost of the EIS and to have the BIA and the EPA complete the EIS for the MHA Refinery Project.

**NOW THEREFORE BE IT RESOLVED,** the Three Affiliated Tribes Business Council hereby requests the EPA and the BIA to forward the \$112,000 to the Tribe to cover the cost of the EIS; and

**BE IT FURTHER RESOLVED,** the Tribal Business Council hereby requests and authorizes the BIA and EPA to complete the EIS for the MHA Refinery Project and also hereby authorizes the Chairman to execute any documents necessary to carry out the purpose and spirit of this resolution.



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**WHEREAS,** The Nation has paid Greystone approximately \$355,000 to date and Greystone has outstanding invoices in the amount of \$148,3224.11; and

**WHEREAS,** The EPA has offered to contribute \$112,000 towards the cost of the EIS and both the BIA and EPA have offered to complete the EIS without the assistance of Greystone in an effort to save the Tribe continued expense in completing the EIS; and

**WHEREAS,** The Tribal Business Council desires to receive the \$112,000 towards the cost of the EIS and to have the BIA and the EPA complete the EIS for the MHA Refinery Project.

**NOW THEREFORE BE IT RESOLVED,** the Three Affiliated Tribes Business Council hereby requests the EPA and the BIA to forward the \$112,000 to the Tribe to cover the cost of the EIS; and

**BE IT FURTHER RESOLVED,** the Tribal Business Council hereby terminates the Nation's contract with Greystone and hereby requests and authorizes the BIA and EPA to complete the EIS for the MHA Refinery Project and also hereby authorizes the Chairman to execute any documents necessary to carry out the purpose and spirit of this resolution.



CERTIFICATION

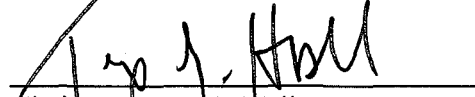
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 5 were present at a TBC Meeting thereof duly called, noticed, convened and held on the 11 day of MAY, 2006, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 4 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 11<sup>th</sup> day of May, 2006.

  
Executive Secretary, Nathan Hale  
Tribal Business Council

ATTEST:

  
Chairman, Tex G. Hall  
Tribal Business Council