



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

**A Resolution entitled, “*Authorization for the MHA Energy Division and the MHA Planning & Grants Department to Apply to the Office of Indian Energy and Economic Development Program FY 2016 Energy and Minerals Development Program (BIA).*”**

**WHEREAS,** This Mandan Hidatsa and Arikara Nation (the "MHA Nation"), having accepted the Indian Reorganization Act of June 18, 1934 and the authority under said Act, and having adopted a Constitution and By-laws under said Act, is a Federally recognized Indian Tribe exercising inherent sovereignty and jurisdiction over the Fort Berthold Indian Reservation (“FBIR”); and

**WHEREAS,** Pursuant to Article III, Section 1 of its Constitution and By-Laws, the Tribal Business Council is the governing body of the MHA Nation; and

**WHEREAS,** Pursuant to Article VI, Section 5(1) of said Constitution, the Tribal Business Council has the power to adopt Resolutions regulating the procedures of the Tribal Council, its Agencies and Officials; and

**WHEREAS,** Pursuant to Article VI, Section 5(d) of said Constitution, the Tribal Business Council has the power to negotiate with federal, state and local governments on behalf of the MHA Nation and to advise and consult with representatives of the United States Department of the Interior (“DOI”) on all activities that may affect the MHA Nation and the Fort Berthold Indian Reservation; and

**WHEREAS,** The Tribal Business Council has authority to engage in activities on behalf of and for the welfare and benefit of the MHA Nation and the enrolled members thereof; and

**WHEREAS,** The MHA Nation, through its Planning & Grants Department in conjunction with its Energy Division, seeks to apply for funding described in the FY 2016 Solicitation of Proposal issued by the DOI Secretary and the Office of Indian Energy and Economic Development (“IEED”) Office open to Federally-recognized Indian tribes; and

**WHEREAS,** The information and analysis rendered from such a feasibility study will assist the MHA Nation to better understand the critical barriers and obstacles as well as current assets and strengths.

**NOW, THEREFORE BE IT RESOLVED,** that the MHA Nation hereby wishes to apply for, negotiate, and contract with the Bureau of Indian Affairs, subject to specific



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terms, conditions, and limitations of this Resolution and applicable laws, codes and regulations.

**BE IT FUTHER RESOLVED**, that the Tribal Business Council hereby approves this formal request for funding to accomplish the above-mentioned purposes in submitting grant applications to secure funding from the FY 2016 Solicitation of Proposal issued by the DOI Secretary and the Office of Indian Energy and Economic Development (“IEED”) Office. These grant funds, if awarded, will be contracted for a three-year term, for FY 2016-2018. The contract period will begin January 1, 2016 and end December 31, 2018.

**BE IT FURTHER RESOLVED**, if these IEED grant funds are awarded to the MHA Nation and are required to be administered under a P.L. 93-638 Contract, the Nation will amend its existing P.L. 93-638 Contract with the MHA Energy Division for this purpose, provided that, the existing terms or conditions of said contract will not be adversely affected or substantively modified.

**BE IT FURTHER RESOLVED**, that the Tribal Chairman is hereby authorized to negotiate and execute all necessary documents for the IEED Grant Program on behalf of the MHA Nation for the term of the contract.

*(SIGNATURE PAGE TO FOLLOW)*



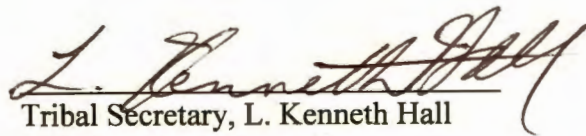
**CERTIFICATION**

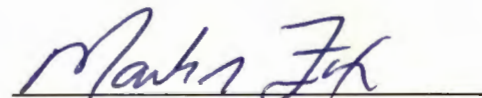
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 6 were present at a Special Meeting thereof duly called, noticed, convened and held on the 30<sup>th</sup> day of August, 2016, 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 30<sup>th</sup> day of August, 2016.

**ATTEST:**

  
Tribal Secretary, L. Kenneth Hall  
Tribal Business Council

  
Tribal Chairman, Mark N. Fox  
Tribal Business Council