



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

A Resolution Entitled, “*Authorizing Construction Contract and General Contractor for Trailer Park Facility in Twin Buttes, North Dakota*”

WHEREAS, The Mandan Hidatsa and Arikara Nation (“Nation” or “Tribes”) having accepted the Indian Reorganization Act of June 18, 1934 (“IRA”), and the authority under said Act and having adopted a Constitution and By-Laws pursuant to said Act; and

WHEREAS, The Constitution of the Nation generally 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 Tribes and of the enrolled members thereof; and

WHEREAS, Article III, Section 1 of the Constitution of the Nation provides that the Tribal Business Council is the governing body of the Tribes; and

WHEREAS, Article VI, Section 5(c) of the Constitution of the MHA Nation 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, The Tribal Business Council desires to authorize the construction of a trailer park facility in Twin Buttes (the “Project”); and

WHEREAS, In order to avoid mobilization costs, the MHA Nation Construction Management Department negotiated a construction contract with Meyer Contracting, Inc. a contractor currently engaged in construction work at Twin Buttes, in the amount of \$443,160; and

WHEREAS, A contract in the amount of \$443,160 for the Project has been presented for approval on a standard AIA Form (A104-2017), a copy of which is attached hereto (the “Contract”).

NOW THEREFORE BE IT RESOLVED, the Tribal Business Council authorizes the Contract, subject to legal review, in the amount of \$443,160 and waives the requirements of the Procurement Policy.

BE IT FINALLY RESOLVED, Subject to legal review, the Tribal Chairman is hereby authorized execute the Contract, and to take such action as is 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, 6 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 11th day of June, 2018, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 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 11th day of June, 2018.

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

ATTEST:

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