



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

A Resolution Entitled, “Approval of TERO Employment Rights Fee Waiver for the Twin Buttes Community Center Project.”

WHEREAS, The Mandan Hidatsa and Arika Nation (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 pursuant to said Act; and

WHEREAS, Pursuant to Article III, Section 1 of said Constitution, the Tribal Business Council is the governing body of the MHA Nation; and

WHEREAS, Pursuant to Article VI, Section 5(a) of said Constitution, the Tribal Business Council has the power to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and its enrolled members; and

WHEREAS, Pursuant to Article VI, Section 5(l) of said 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 Twin Buttes Community Center is being constructed within the Twin Buttes South Segment; and

WHEREAS, The total approved construction contract budget for the Twin Buttes Community Center is \$13,889,318.50.

WHEREAS, Title VI – Section 601 of the TERO Ordinance requires a TERO Employment Rights Fee equal to 2.5 % of the total amount of a construction contract (TERO Fee); and

WHEREAS, A Tero Fee Waiver request has been requested by the Twin Buttes Segment; and

WHEREAS, After review of the Community Center project the Tribal Business Council has determined that a fee waiver is appropriate and necessary.

NOW THEREFORE BE IT RESOLVED, The Tribal Business Council of the Three Affiliated Tribes hereby approves the TERO Fee waiver request for the Twin Buttes Community Center project; and

BE IT FURTHER RESOLVED, The TERO fee waiver shall only apply to the Employment Rights Fee for the Twin Buttes Community Center construction contract and total approved budget; and

BE IT FINALLY RESOLVED, The Tribal Chairman is authorized to take such action as is necessary to carry out the terms and intent o this Resolution.



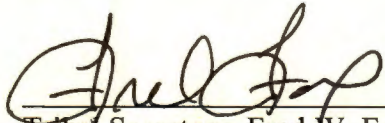
CERTIFICATION

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 Regular Meeting thereof duly called, noticed, convened and held on the 14th day of February, 2019, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 2 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [X] Voting. [] Not Voting.

Dated this 14th day of February, 2019.

ATTEST:



Tribal Secretary, Fred W. Fox
Tribal Business Council



Chairman, Mark N. Fox
Tribal Business Council