



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

A Resolution entitled, "*Approval of Waiver of the TERO Fee for the New Four Bears Eagles Landing C-Store Construction Project*"

- WHEREAS,** This 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,** The Constitution and By-laws of the Three Affiliated Tribes was adopted by membership of the Tribes on May 15th, 1936 pursuant to the Indian Reorganization Act of 1934 and duly approved by the Secretary of Interior; and
- WHEREAS,** Article III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; and
- WHEREAS,** The Constitution of the Three Affiliated Tribes 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,** A new Eagles Landing C-Store is being constructed in the Four Bears Segment for the purposes of providing greater amenities to be offered to the Segment and all tribal members; and
- WHEREAS,** Title VI – Section 601 of the TERO Ordinance requires a TERO Fee equal to two and one-half percent (2.5%) for all construction projects on the Fort Berthold Indian Reservation; and
- WHEREAS,** The Tribal Business Council has previously waived the two and one-half percent (2.5%) TERO Fee for the construction of Tribal Projects to ensure all appropriated funds are used exclusively to benefit these projects; and
- WHEREAS,** The Tribal Business Council has reviewed this Tribal Project and has determined it is in the best interests of the Tribe to approve this waiver.
- NOW, THEREFORE, BE IT RESOLVED,** that the Tribal Business Council of the Three Affiliated Tribes hereby approves a waiver of the two and one-half percent (2.5%) TERO Fee for the construction of the new Four Bears Eagles Landing C-Store project; and
- NOW BE IT FURTHER RESOLVED,** that the TERO fee waiver shall only apply to the TERO fee for the new Four Bears Eagles Landing C-Store construction project and total approved budget; and



NOW BE IT FINALLY RESOLVED, that all companies including but not limited to contractors, subcontractors, and vendors involved in this project shall be responsible for all applicable individual TERO license fees in accordance with the TERO Ordinance.



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, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 9th day of May, 2019, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

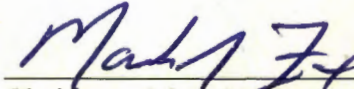
Chairman [X] Voting. [] Not Voting.

Dated this 9th day of May, 2019.

ATTEST:



Tribal Secretary, Fred W. Fox
Tribal Business Council



Chairman, Mark N. Fox
Tribal Business Council