



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

A Resolution Entitled, *“Authorizing Tribal Chairman to Execute Contract For Combined Heat and Power Engine For Seed to Feed Project”*

- WHEREAS,** The Mandan Hidatsa and Arikara Nation (MHA Nation), also known as the Three Affiliated Tribes, having accepted the Indian Reorganization Act of June 18, 1934, the authority under said Act, and having adopted a Constitution and By-laws (the Constitution) under said Act, and
- WHEREAS,** Pursuant to Article III, Section 1 of the Constitution, the Tribal Business Council is the governing body of the MHA Nation; and
- WHEREAS,** The Constitution 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 MHA Nation and of the enrolled members thereof; and
- WHEREAS,** Pursuant to Article VI, Section 5(1) of the 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,** Article VI, Section 5(c) of the Constitution 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 Tribe has a vested interest in food security; and
- WHEREAS,** The Tribe has undertaken a project to build greenhouses for the purpose of growing, selling, and using fruits, vegetables, and grains (the “Seed to Feed Project”); and
- WHEREAS,** The Seed to Feed Project requires an engine to heat and power the greenhouses (the “Greenhouse Engine”); and
- WHEREAS** The Tribe has engaged Bartlett and West to act as engineering technical support for the Seed to Feed Project; and
- WHEREAS** Bartlett and West requested and received bids for the Greenhouse Engine; and
- WHEREAS** After review of those bids Bartlett and West has recommended that the Greenhouse Engine be purchased from Cummings, Inc., (“Cummings”); and



NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council hereby authorizes the Tribal Chairman to enter into an agreement with Cummings in an amount not to exceed \$1,177,196.25 for the purchase of a Greenhouse Engine

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

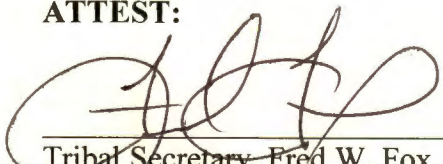
CERTIFICATION

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, 5 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 9th day of January, 2020, 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 9th day of January, 2020.

ATTEST:



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



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

