



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

A Resolution Entitled, *“To Authorize the Application and Cost Share Commitment to the U.S. Department of Commerce Economic Development Administration’s ‘Public Works and Economic Adjustment Assistance Programs Grant’ (Funding Opportunity Number PWEAA 2020)”*

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 is committed to developing “food sovereignty” on the Fort Berthold Reservation by implementing indoor growing methods that capture natural gas to provide heat and power to greenhouses; and

WHEREAS, The Tribe is dedicated to providing all the necessary resources, including applying for pertinent grants to plan, develop, and implement a successful Gas Capture Greenhouse Project; and

WHEREAS, The Tribe intends to seek federal grant opportunities with the U.S. Department of Commerce Economic Development Administration (EDA); and

WHEREAS, The Tribe has been made aware of Funding Opportunity Number PWEAA2020 (the “Funding Opportunity”) provided by the EDA for a “Public Works and Economic Adjustment Assistance Programs” Grant; and



WHEREAS, The Funding Opportunity is well tailored to assist the Tribe in achieving food sovereignty and establishing indoor growing facilities that are powered and heated by natural gas resources; and

WHEREAS, The Funding Opportunity requires that the Tribe provide a 50 percent match of the total project costs, which is defined as the Tribe's "cost share"; and

WHEREAS, The Tribe intends to submit an application requesting federal funds in the amount of \$3,000,000, a tribal cost share amount of \$3,000,000 for a total project cost of \$6,000,000; and

WHEREAS, The Tribe must affirmatively commit to providing funds for the Cost Share; and

WHEREAS, The Tribe has committed three million dollars (\$3,000,000) to be paid from its FY2020 and FY2021 budgets for the Gas Capture Greenhouse Project costs.

NOW THEREFORE BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby unequivocally commits the three million dollars (\$3,000,000) set aside for food sovereignty and specifically the Gas Capture Greenhouse Project in its FY2020 and FY2021 budgets as funds for the Tribe's Cost Share obligation for the Funding Opportunity; and

BE IT FINALLY RESOLVED, that the Tribal Business Council authorizes the Chairman to submit all necessary documentation to the U.S. Department of Commerce Economic Development Administration in accordance with this Funding Opportunity.



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 14th day of May, 2020, 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 [X] Voting. [] Not Voting.

Dated this 14th day of May, 2020.

ATTEST:

A handwritten signature in blue ink, appearing to read "Fred Fox", written over a horizontal line.

Executive Secretary Fred Fox
Tribal Business Council
Three Affiliated Tribes

A handwritten signature in blue ink, appearing to read "Mark N. Fox", written over a horizontal line.

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