



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

A Resolution Entitled, “*Authorization For Submission Of National Telecommunications And Information Administration (NTIA) Grant Request*”

- 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,** The MHA Nation is a federally recognized sovereign Tribe with the power to take actions which further the best interests of tribal members; and
- WHEREAS,** Obtaining broadband connectivity would benefit the MHA Nation significantly and would be a critical development in enabling the MHA Nation to respond to the COVID pandemic and provide opportunities for economic recovery due to the pandemic; and
- WHEREAS,** The MHA Nation was awarded a tribal 2.5GHz Spectrum license from the Federal Communications Commission (FCC) to obtain last mile wireless infrastructure funding to create and expand broadband on unserved Tribal Lands; and
- WHEREAS,** The MHA Nation hereby self-certifies that as of this date it has an unserved population with no possible access to at least 25Mbps download and 3Mbps upload (25/3) broadband speeds at affordable prices, and that this qualifies the MHA Nation to be eligible for the NTIA related grant funding; and
- WHEREAS,** NTIA is soliciting funding proposals under the 2021 TRIBAL BROADBAND CONNECTIVITY PROGRAM for a “Broadband Infrastructure Deployment Project” and “Adoption and Use” funding, and this opportunity, with proposals due



Sep. 1, 2021, may be used for the installation of last mile wireless network equipment within the Fort Berthold Reservation, supporting speeds of 25/3 or greater, and significantly reducing residential pricing to households; and

WHEREAS, Through the NTIA Program, the MHA Nation qualifies for at least five hundred thousand dollars (\$500,000) of federal funding that will directly benefit the MHA Nation and improve access and adoption of 25/3 broadband.

THEREFORE BE IT RESOLVED, The Tribal Business Council authorizes and directs an application for all available funding under the 2021 TRIBAL BROADBAND CONNECTIVITY PROGRAM for the “Broadband Infrastructure Deployment Project” and “Adoption and Use” funding.

BE IT FURTHER RESOLVED, The Tribal Chairman is hereby authorized and directed to request that NTIA provide its Tribal Broadband Connectivity Program application information and supporting documents to the United States Department of Treasury for consideration in connection with an award from Treasury’s Coronavirus Capital Projects Fund on behalf of the MHA Nation.

BE IT FURTHER RESOLVED, The Tribal Business Council authorizes the Chairman to execute a contract with MuralNet to assist in the funding application in accordance with the attached scope of work.

BE IT FINALLY RESOLVED, That the Tribal Chairman is authorized to take such action as is necessary to implement this Resolution.

[THIS SPACE LEFT BLANK. CERTIFICATION FOLLOWS.]

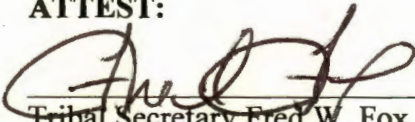


CERTIFICATION

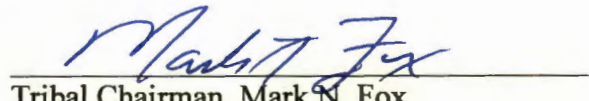
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 12th day of August, 2021, 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 12th day of August, 2021.

ATTEST:



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



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