



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

A Resolution Entitled: “Approval and Authorization of the Four Bears Segment Representative to Proceed with the New Four Bears Segment Municipal Building Project, Per the Master Plan of Four Bears Segment, as Planned and Designed by the Special Projects Team and Brunton Architects and Engineers with a Total Project Amount of \$50,000,000.00 for Construction, Architecture, and Engineering of the 110,900 Square Feet Municipal Structure.”

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, Pursuant to Article III, Section 1 of Constitution and By Laws of the Three Affiliated Tribes, also known as the Mandan, Hidatsa, and Arikara Nation (“Tribes”), the Tribal Business Council is the governing body of the Tribes; and

WHEREAS, Pursuant to Article VI, Section 5 (c) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power make expenditures from available Tribal funds for public purposes of the Three Affiliated Tribes of the Fort Berthold Indian Reservation; and

WHEREAS, Pursuant to Article VI, Section 5 (l) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies and Tribal Officials of the Reservation; and

WHEREAS, The Tribal Business Council previously approved a \$25,000,000.00 budget for a new Four Bears Segment Community/Municipal Building Project (or “Project”) on February 11th, 2021 pursuant to Tribal Resolution No. 21-025-FWF. At that time, a 66,100 square feet Building was being contemplated; and

WHEREAS, It has been reported to the Tribal Business Council that the Covid-19 Epidemic has dramatically impacted the prices of building materials and supplies and that the Four Bears Segment Special Projects Team has revisited the entire project, has exercised due diligence, and has budgeted accordingly; and

WHEREAS, The Four Bears Segment Representative V. Judy Brugh provided a directive for the formulation and implementation of a plan, and an Approved Master Plan was developed by Brunton Architects and Engineers. Representative Brugh has expressed that she believes that such Project is in the long term best interests of the Four Bears Segment of the Fort Berthold Indian Reservation; and



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WHEREAS, The site selected for development is due north of the Tribes' new Interpretive Center, utilizing the North Dakota Highway 23 approach, and the goal is for the New Four Bears Segment Municipal Building to complement the Interpretive Center; and

WHEREAS, The New Four Bears Segment Building Plan and Layout provide for a 110,900 square feet, two-story municipal structure which includes, but is not limited to, the following amenities for the benefit of the young and elders of the Four Bears Community and the Segment Employees: 1) Elder Center; 2) Community Meeting Room; 3) Crafts/Reading/Arts Room; 4) Digital Media Room; 5) Cardio Room; 6) Tribal Offices and Numerous Meeting Areas; 7) Corps of Engineer offices; 8) Kitchen and Dining; 9) Basketball Court; 10) Nutrition Bar; 11) Walking Track 1/10 Mile Lap; 12) Theatre/Auditorium Room; 13) Fitness Area; 14) Bowling Lanes; 15) Pre-School/Daycare; 16) Golf Simulator; 17) Concessions; 18) Digital Media Room; 19) Teen Rec Area; 20) Rock Climbing Wall; 21) Aquatic Center; 22) Indoor/Outdoor Water Park; 23) Patio Outdoor Seating and Views; 24) Handicap Accessibility; and

WHEREAS, The Plan incorporates Building Offices designated for the Corps of Engineers, and it is hoped that such location will provide a dual benefit for the Tribal Administration of the Three Affiliated Tribes and the Federal Government; and

WHEREAS, The Tribal Business Council has determined that one of the Tribes' highest priorities is to provide accessible Municipal buildings with all available services for the health and welfare of the Tribal membership throughout the Fort Berthold Indian Reservation.

NOW, THEREFORE, BE IT RESOLVED that the Tribal Business Council of the Three Affiliated Tribes approves and authorizes the above-described Development and Construction of a New Four Bears Segment Municipal Building, to be subject to the Tribes' Building Construction Standards, and the total is not to exceed \$50,000,000.00, which is the total projected cost for architectural drawings, engineering, and construction for the 110,900 square feet Municipal Structure; and

BE IT FURTHER RESOLVED that the previously approved Tribal Resolution No. 21-025-FWF is hereby amended by this duly approved Tribal Resolution, and where there is inconsistency between the two, this Resolution controls; and

BE IT FURTHER RESOLVED that the New Four Bears Segment Municipal Building Project is to be budgeted over four successive Fiscal Years - FY 2021, FY 2022, FY 2023 and FY 2024 as necessary – keeping in mind the many responsibilities of the Tribal Business Council of the Three Affiliated Tribes, the needs of the Tribes, the economy, and other exigencies and demands on the General Fund budget; and



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BE IT FINALLY RESOLVED that the Tribal Chairman is authorized to execute the documents 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, 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 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 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