



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

A Resolution entitled: *“A Resolution Authorizing the Transfer of Title of IHS Federal Real Property to the Three Affiliated Tribes.”*

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 of the Three Affiliated Tribes, also known as the Mandan, Hidatsa, and Arikara Nation (or “Tribe”), generally 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 Tribe and of the enrolled members thereof; and

WHEREAS, Article III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribe; and

WHEREAS, 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

WHEREAS, The Three Affiliated Tribes recognizes the long-term and immediate need for continued quality health care of its members on the Fort Berthold Indian Reservation; and

WHEREAS, The Tribe owns and manages its health care delivery system under the provisions of Title I of P.L. 93-638 Indian Self-Determination and Education Assistance Act (“ISDEAA”), 25 U.S.C. § 5301 et seq., and desires to improve the quality and efficiency of its services; and

WHEREAS, The Tribe operates and administers Programs, Services, Functions, and Activities (“PFSAs”), or portions thereof, in health facilities that are considered federal real property of the Indian Health Service; and

WHEREAS, Pursuant to 25 U.S.C. § 5392(c), the Tribe seeks the transfer to the Tribe of certain federal property for use in the Tribe’s delivery of services pursuant to its self-determination contract.

NOW, THEREFORE, BE IT RESOLVED that the Tribal Business Council of the Three Affiliated Tribes does hereby authorize negotiation and coordination with Indian Health Service to facilitate transfer of the following federal real property, including buildings, to the Tribe:

1. Minne Tohe Health Facility
2. Quarters
3. Mandaree Health Clinic



4. Twin Buttes Health Clinic; and

BE IT FURTHER RESOLVED that the Tribal Business Council does hereby authorize negotiation and coordination with the Indian Health Service to facilitate the disposal of certain property appurtenant to the aforementioned real property that is identified by the Tribe as not suitable for use by the Tribe; and

BE IT FURTHER RESOLVED that the Tribal Business Council does hereby authorize the following staff and departments, on behalf of the Tribe, to negotiate and coordinate with the Indian Health Service to achieve the transfer of the aforementioned real property or demolition of certain appurtenant property (hereinafter the "Project"):

1. Jared Eagle, Tribal Health Administer
2. Alan Demaray, Tribal Historic Preservation Officer
3. The Legal Department of the Three Affiliated Tribes; and

BE IT FURTHER RESOLVED that the Tribal Business Council does hereby authorize the following individuals to assist the above-enumerated staff and departments in negotiating and coordinating with the Indian Health Service for purposes of the Project:

1. Roger White Owl, Policy Advisor, Four Bears Segment
2. Cesar Alvarez, Governmental Affairs, Four Bears Segment
3. Ronald J. Rabbithead, Facilities Manager
4. Damon Williams, Consultant Attorney
5. April Wilkinson, Consultant Attorney

BE IT FINALLY RESOLVED that the Chairman of the Tribal Business Council is authorized to execute any documents and take any actions necessary to facilitate the terms and intent of this Resolution.

<SIGNATURE PAGE TO FOLLOW>



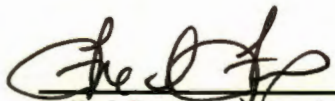
CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 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.

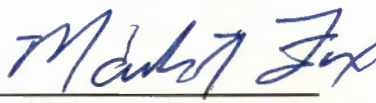
Chairman [X] voting. [] not voting.

Dated this 12th day of August 2021.

ATTEST:



Tribal Secretary, Fred Fox
Tribal Business Council
Three Affiliated Tribes



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