



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

A Resolution Entitled, “Approval of the Agreement between North Segment, a political subdivision of the Tribes, and Damberg Scott Gerzina Wagner Architects, Inc. (dba: DSGW Architects, Inc.) for the North Segment Split Mall.”

WHEREAS, The Mandan Hidatsa and Arikara Nation, also known as the Three Affiliated Tribes (“MHA Nation” or “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, Article VI, Section 5(c) of the Constitution establishes political subdivision segments including New Town/ North Segment; and

WHEREAS, The Three Affiliated Tribes wishes to construct a Split Mall to provide retail spaces for the benefit of the North Segment community; and

WHEREAS, North Segment seeks Tribal approval of the AIA-B101 “Standard Form of Agreement between Owner and Architect,” and its attached exhibit(s) between the North Segment, a political subdivision of the Tribes, and DSGW in form as presented hereto.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes approves and authorizes the aforementioned AIA-B101 “Standard



Form of Agreement between Owner and Architect,” and its attached exhibit(s) between the North Segment, a political subdivision of the Tribes, and DSGW; and

BE IT FINALLY RESOLVED, that the North Segment Representative is hereby authorized to execute the Agreement and any other documents necessary to effectuate this Agreement, and further authorizes the payment of DSGW invoices for the work product in accordance with the terms of the Agreement.

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 13th day of July , 2023, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [X] Voting. [] Not Voting.

Dated this 13th day of July, 2023.

ATTEST:

Handwritten signature of Fred W. Fox in blue ink.

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

Handwritten signature of Mark N. Fox in blue ink.

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