



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

A Resolution Entitled, "*Approval of Fort Berthold Rural Water 2024 Bipartisan Infrastructure Law, Aging Infrastructure Project Funding Applications.*"

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 MHA Nation constructs, operates, maintains, and replaces (OM&R) the Fort Berthold Rural Water Supply (FBRWS) system under Indian Self-determination and Education Assistance Act (P.L. 93-638 as amended) contracts with the Bureau of Reclamation (Reclamation) in order to provide safe drinking water throughout the Fort Berthold Indian Reservation (Reservation); and

WHEREAS, The MHA Nation has an opportunity to apply for FY2024 Bipartisan Infrastructure Law, Aging Infrastructure funding for the FBRWS project through the Bureau of Reclamation; and

WHEREAS, Fort Berthold Rural Water (FBRW) is requesting approval to submit FY2024 Bipartisan Infrastructure Law, Aging Infrastructure funding applications to the Bureau of Reclamation for the following FBRWS projects:

- FBRW Administration and O&M Shop Building (Additional Funding Need)
- Installation Backup Power Generators at FBRWS Facilities (Additional Funding Need)



- Lead Service Line Inventory and Replacement Project
- Four Bears West Elevated Storage Tank Recoating Project
- Mandaree Community Metering Project
- Twin Buttes Community Metering Project
- White Shield Community Metering Project
- FBRWS WTP Intakes Mussel Mitigation Project
- Four Bears Casino Asbestos Cement Pipe Replacement Project
- West Segment (Mandaree) Service Area Master Meter Project
- Four Bears, Little Shell, Parshall-Lucky Mound, Twin Buttes and White Shield Service Areas Master Meter Project; and

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the MHA Nation hereby authorizes FBRW to submit Bipartisan Infrastructure Law, Aging Infrastructure funding applications for the above listed FBRWS projects; and

BE IT FINALLY RESOLVED, that the Chairman is hereby authorized to execute such documents and take such further actions as are 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 9th day of August, 2023, 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 9th day of August, 2023.

ATTEST:



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



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