



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

A Resolution Entitled: *“Authorizing and Approving Funding for the MHA Regenerative Medicine Building Construction Project.”*

WHEREAS, The Mandan Hidatsa and Arikara Nation, also known as the Three Affiliated Tribes (MHA Nation), 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, Article III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; and

WHEREAS, The Three Affiliated Tribes Constitution authorizes and empowers the Three Affiliated Tribes' Tribal Business Council to engage in activity on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and

WHEREAS, Article VI, Section 5(1) of the Three Affiliated Tribes Constitution provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council; and

WHEREAS, Article VI, Section 5(c) of the Three Affiliated Tribes Constitution specifically authorizes and empowers the Tribal Business Council to administer funds within the exclusive control of the Tribes and to make expenditures from available Tribal funds for public purposes for the Tribes; and

WHEREAS, The Three Affiliated Tribes seeks to construct a Regenerative Medicine facility (MHA Regenerative Medicine Building) accessible to enrolled Tribal members as well as the general public; and

WHEREAS, RML Architects has developed a Preliminary Project Budget for constructing the MHA Regenerative Medicine Building, presented as Attachment A to this Resolution; and

WHEREAS, The total estimated project cost under this Preliminary Project Budget is estimated to be \$21,005,085.00, with Phase 1 having an estimated cost of \$13,979,814.00, and Phase 2 having an estimated cost of \$7,025,271.00.

NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes hereby authorizes and directs an initial appropriation of Tribal funds in the amount of \$21,005,085.00 to be allocated and set aside for construction Phases 1 and 2 for the MHA Regenerative Medicine building construction project; and



BE IT FINALLY RESOLVED, that the Chairman of the Tribal Business Council is authorized to execute such documents and take such 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 19th day of October, 2023, 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. Signature page to follow.

Chairman [] Voting. [X] Not Voting.

Dated this 19th day of October 2023.

ATTEST:


Executive Secretary Fred Fox
Tribal Business Council
Three Affiliated Tribes


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