



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

A Resolution Entitled, “*Approving GMP Amendment for Phase 1 of the Mandaree Fairground Project and Appropriating Funds .*”

- 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,** 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 Mandaree Segment is constructing a new fairground; and
- WHEREAS,** Through Resolution No. 23-339-FWF, the Tribe previously approved an agreement with Woodstone, Inc., to act as the construction manager for the project; and
- WHEREAS,** The project has been divided into three phases; and
- WHEREAS,** Phase 1 of the project will consist of site work and the construction of a racetrack; and
- WHEREAS,** A Guaranteed Maximum Price Amendment (GMP Amendment) for phase 1 has been presented by Woodstone, Inc.; and
- WHEREAS,** The GMP Amendment provides that the total cost of phase 1 will be \$20,864,241.00; and
- WHEREAS,** The Mandaree Segment seeks an authorization and allocation of a Construction Budget of \$20,864,241.00 and approval of the GMP Amendment for phase 1 of the project.



NOW THEREFORE BE IT RESOLVED, The Tribal Business Council authorizes a Construction Budget in the amount of \$20,864,241.00 for phase 1 of the Mandaree Fairgrounds Construction Project, funding to be allocated and set-aside as follows from the Tribes' Special Projects Budget:

FY 2024	\$7,000,000.00
FY 2025	\$13,864,241.00
Total	\$20,864,241.00

BE IT FURTHER RESOLVED, That the Chairman, subject to legal review, is authorized to execute the GMP Amendment.

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.

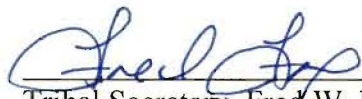
CERTIFICATION

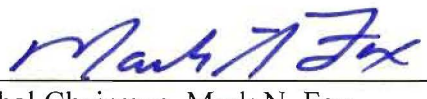
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 7th day of April, 2024, 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 [] Voting. [X] Not Voting.

Dated this 15th day of April, 2024.

ATTEST:


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


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