



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

A Resolution entitled, "Commitment to Participate in the Intertribal COUP Environmental Justice Wind Energy Development Demonstration Project"

- WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and
- WHEREAS,** The Constitution of the Three Affiliated Tribes 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 Tribes and of the enrolled members thereof; and
- WHEREAS,** The Three Affiliated Tribes' places high regard on the protection of this region's air, land, water and cultural resources; and
- WHEREAS,** The Tribes in the northern Great Plains enjoy one of the world's greatest renewable energy resources in the wind power on the Great Plains and share a common interest in promoting the ecologically sustainable economic development of this clean energy resource; and
- WHEREAS,** The Great Plains Tribal Chairman's Association (GPTCA) has charged and supported the Intertribal Council On Utility Policy (COUP) in research, analysis and planning for the development of this resource for the greater good of the GPTCA Tribes and Nations and their members, and COUP has provided information for GPTCA on current renewable energy policy and legislative recommendations for Indian energy policy; and
- WHEREAS,** American Indian Tribes and Nations across the country recognize that renewable energy generation provides a "no-regrets" strategy for improving energy generation and supply on Indian reservations, for improving the air quality, for reducing the amount of green home gas emissions associated with global warming, and for reducing the consumption of water resources associated with the conventional production of electricity; and
- WHEREAS,** The northern Great Plains' reliance on renewable hydropower along the Missouri River is diminishing due to shifts in the historical patterns of precipitation (less snow pack in the Rocky Mountain headwaters and more spring flooding at the lower reaches) and reduced water flows in the Missouri River Basin, which are consistent with the forecasted climate change scenarios for this region; and



- WHEREAS,** The current changes in climate patterns and consequential reduction in Missouri River water levels are resulting in increased costs of federal hydropower allocations and in increased expenditures for federal supplemental power to meet regional power demands under long term federal power contracts; and
- WHEREAS,** These shifts in hydropower availability and increased costs for supplemental power could be mitigated for Tribal and other regional customers with a federal policy directing the Western Area Power Administration to purchase greater amount of clean tribal wind power instead of its existing practice of purchasing increasing amounts of some of the most CO2 intensive fossil fuel electricity generation in the nation; and
- WHEREAS,** The Intertribal COUP has developed an Intertribal environmental justice wind development demonstration project plan, competitively selected, approved and supported by the federal Interagency Working Group on Environmental Justice (IWG), entitled "Tribal Wind Energy – A viable Strategy for Community Revitalization and Capacity Project" as one of only 15 IWG environmental justice revitalization projects selected in 2003; and
- WHEREAS,** The Intertribal COUP has been awarded a federal grant to carry out a number of critical functions and objectives for the implementation of the Tribal Wind Energy plan, including a meteorological tower loan program; policy review, analysis and formulation efforts relative to on reservation energy use and export markets; transmission/interconnection studies; business planning, feasibility and development activities for financing, marketing and other activities relative to wind ranch siting; research and design toward the development of energy efficiency codes; and for administrative and management purposes; and
- WHEREAS,** Carefully considered distributed tribal energy development throughout the northern Great Plains can provide inexpensive clean energy supplies to the region, reducing air pollution and the emission of green house gases, and can mitigate the tremendous consumption of water (many 1,000s of gallons per minute) associated with the conventional production of electricity from fossil and other energy sources; and
- WHEREAS,** The Three Affiliated Tribes recognizes the local and global value that renewable energy creates in an emerging market for "green power" as well as for "green tags" which value the environmental benefits, particularly with regard to air quality, of clean energy generation, and further recognizes wind energy as the only large scale energy source that does not rely on the consumption of water in the production of electricity.



NOW THEREFORE BE IT RESOLVED, That the Three Affiliated Tribes hereby approves and agrees to participate in the Intertribal Council On Utility Policy plan for inter-tribal wind development as outlined in the Tribal Wind Energy EJ Demonstration Project and consistent with local energy needs and available markets on the Tribal lands of those participating Tribes.

BE IT FURTHER RESOLVED, That the Three Affiliated Tribes supports the program and management plans for use of the appropriated grant funds in 2004 for those participating Tribes and the continuation of federal appropriations and private funding for wind energy development for all the Tribes in the Great Plains in 2005 and in the future.

BE IT FURTHER RESOLVED, That the Three Affiliated Tribes supports the inclusion of the Indian renewable energy provisions, including, integration studies of tribal wind with federal hydropower and application of the Production Tax Credit to Tribes, into the energy bill or other appropriate legislation.

BE IT FINALLY RESOLVED, that the Three Affiliated Tribes supports the funding of the Wind-Hydro Study as identified in the federal legislation and the Western Area Power Administration scoping studies currently underway relative to transmission system upgrades and new transmission line construction requirements for the inclusion of wind energy generated on Tribal lands up to 150 megawatts on 20 reservations, for 3000 megawatts.

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, 6 were present at a regular Meeting thereof duly called, noticed, convened and held on the 11 day of March, 2004, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 1 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman Voting. Not Voting.

Dated this 11 day of March, 2004.

ATTEST:

Tex G. Hall
Chairman, Tex G. Hall
Tribal Business Council

Randy Phelan
Executive Secretary, Randy Phelan
Tribal Business Council