



RESOLUTION NO. 09- 073 -VJB

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

A Resolution entitled, **“104 Eligible Enrollment Applicants”**

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and 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 enrolled members thereof; and

WHEREAS, According to the Article II, Section I: Membership: The membership of the Three Affiliated Tribes shall consist of:

- A. All persons whose names appear on the membership of the Tribe as of October 2, 1974.
- B. Any person born before the effective date of the amendment and to any member of the Tribe who was a resident of the reservation at the time of birth of said person.
- C. Any Person born to any member of the Three Affiliated Tribes shall be eligible to membership.

AMENDMENT VII, DUAL ENROLLMENT:

- A. Persons enrolled with another tribe and who have received benefits from another tribe in the form of land or payments shall not be eligible for enrollment with the Three Affiliated Tribes of the Fort Berthold Reservation, provided that inherited interests shall not be considered as being such benefits.



*Tribal Business Council
Office of the Executive Secretary VJB
Carmen Halvorson, Recording Secretary
(701) 627-8106*

MEMORANDUM:

TO: To Whom it May Concern
FROM: Carmen Halvorson, Recording Secretary
SUBJECT: Minutes
DATED: August 24, 2010

The Tribal Business Council held its Regular Meeting on May 14, 2009 and took the following action.

. Enrollment: John Charging/Nathanial Mayer

a. Dustin Youpee Enrollment

Councilman Eagle moved to approve of Enrollment for Dustin Youpee, second by Councilman Benson.

Discussion: This is re-enrollment. Enrollment won't be opened back up. This is an exception because of custody issues. Another re-enrollee is brought up as an example. Payment back to other tribes and the November 4th 2008 cut-off date is discussed. The discussion is any applicants after the cut-off date would not be accepted and if it was, it would change the constitution. A suggestion is for Dustin to wait and establish residency but the point system for his job is an issue. It is suggested to open enrollment back up.

VOTE: 4 Ayes 1 Nays 1 Abstention. Motion carried.

b. Resolution 09-073-VJB: 105 Applicants Enrolled

Councilman Packineau moved to approve of a resolution entitled, "105 Eligible Enrollment Applicants." The motion is second by Councilman Eagle.

Discussion: Dustin Youpee is to be added to this list to make it 105 applicants. Legal says to have another **Therefore be it resolved** to rescind the portion of resolution to re-open or end the moratorium on enrollment. Otherwise there will be two conflicting resolutions. A Councilman thought that it was just up to the date of the referendum and didn't know there was a moratorium. By these actions, the criteria have been changed. The thing to do now would be to keep enrolling until the membership changed the criteria. **A Were As** will be added to include by Reference 09-044-VJB. All the people that applied prior to the November cut off date can enroll. Until there is a decision by the BIA, end the moratorium, To contact the BIA and let them know they are putting the tribe in a tough spot. To carry out the intend of the resolution to ratify the previous resolution "237 applicants". The moratorium is lifted and to enroll the 104 applicants. Then after this there is no moratorium.

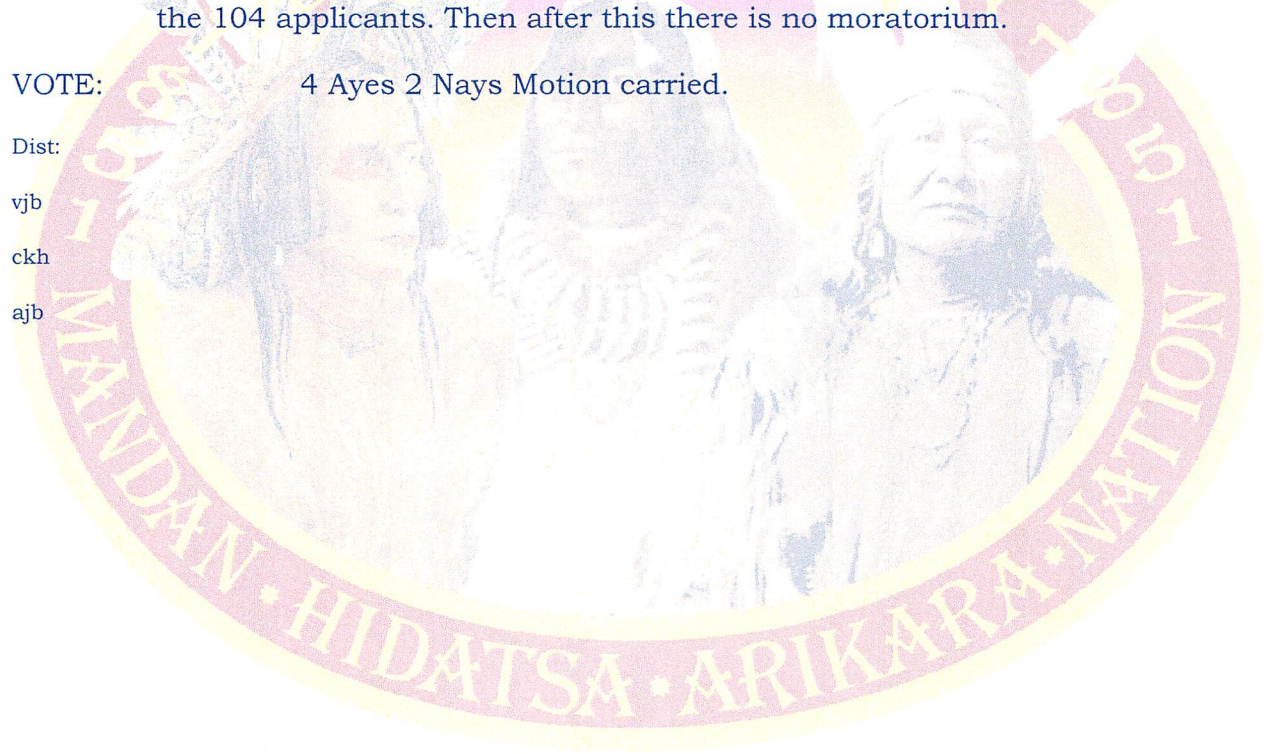
VOTE: 4 Ayes 2 Nays Motion carried.

Dist:

vjb

ckh

ajb



- B. Persons eligible for enrollment with the Three Affiliated Tribes of the Fort Berthold Reservation and another tribe shall relinquish whatever rights of enrollment they may hold in the other tribe as a condition to their enrollment with the Three Affiliated Tribes of the Fort Berthold Reservation.

WHEREAS, On May 14, 2009 the Tribal Business Council Reviewed a Resolution for eligible applicants for Enrollment with the Three Affiliated Tribes.

NOW THEREFORE BE IT RESOLVED, That the Tribal Business Council duly and officially approves the Enrollment of the following 104 applicants.

CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of who 5 constitute a quorum, _____ were present at a _____ meeting.

Thereof duly called, noticed, convened, and held on the _____ Day of _____, 2009; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of _____ members, _____ members opposed, _____ members abstained, and _____ members not voting and that said Resolution has not been rescinded or amended in anyway.

Dated this _____ day of _____, 2009.

Chairman [] Voting [] Not Voting

ATTEST:

Tribal Secretary, **V. Judy Brugh**
Tribal Business Council
Three Affiliated Tribes

Tribal Chairman, **Marcus D. Levings**
Tribal Business Council
Three Affiliated Tribes