



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

*A Resolution Entitled: Request the Secretary of the Interior to Extend the date of the September 21<sup>st</sup>, 2010 Secretarial Election to November 2<sup>nd</sup>, 2010”*

**WHEREAS**, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-laws pursuant to 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 Constitution of the Three Affiliated Tribes 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**, Article VI, Section 5 (1) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies and Tribal officials on the Reservation; and

**WHEREAS**, The Constitution and By-laws of the Three Affiliated Tribes was adopted by the membership of the Tribes on May 15<sup>th</sup>, 1936 pursuant to the Indian Reorganization Act of 1934 and duly approved by the Secretary of Interior; and

**WHEREAS**, Article X- Amendments of the Constitution provides that the Constitution and By-laws may be amended by a majority vote of the qualified voters of the Tribes voting at an election called for that purpose by the Secretary of Interior, provided that at least thirty (30) percent of those entitled to vote shall vote in such election; and

**WHEREAS**, Article X further provides that it shall be the duty of the Secretary of Interior to call an election on any proposed amendment to the Constitution when requested by a two-thirds (2/3) vote of the Tribal Business Council; and

**WHEREAS**, 25 CFR § 81 governs Secretarial Elections for the purpose of amending tribal Constitutions and;

**WHEREAS**, 25 CFR § 81.6 provides that for a Indian Tribe to amends its Constitution only members who have duly registered to vote shall be entitled to vote; and





**WHEREAS**, on December 4<sup>th</sup>, 2008 the Tribal Business Council adopted Resolution 08-193 VJB whereby the Tribal Business Council requested a secretarial election for the purpose of voting on a proposed amendment to Article II of the Tribal Constitution; and

**WHEREAS**, on February 11<sup>th</sup>, 2010 the Tribal Business Council adopted Resolution 10-23-VJB whereby the Tribal Business Council requested a secretarial Election for purposes of voting on a proposed amendment to Article IV Section 6 of the Tribal Constitution; and

**WHEREAS**, The Bureau of Indian Affairs has called a Secretarial Election on the proposed amendments to Articles II and Article IV of the Tribal Constitution and set the date for September 21<sup>st</sup>, 2010; and

**WHEREAS**, The Tribal Business Council has determined that in order to ensure tribal members are given adequate opportunity to register to vote in the secretarial election the Bureau of Indian Affairs should extend the date to for the secretarial election until November 2<sup>nd</sup>, 2010 to coincide with the Three Affiliated Tribes General Tribal election; and

**NOW, THEREFORE BE IT RESOLVED**, The Three Affiliated Tribes Tribal Business Council hereby requests that the Bureau of Indian Affairs Fort Berthold Agency and Great Plains Regional Office extend the date of the secretarial called pursuant to Resolutions 08- 193 VJB and 10 -23-VJB to November 2<sup>nd</sup>, 2010 to coincide with the Tribal General Election.





**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 whom 5 constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 28<sup>th</sup> day of September 2010; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 members, 0 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 28<sup>th</sup> day of September 2010.

**ATTEST:**

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

Tribal Chairman, Marcus Levings  
Tribal Business Council  
Three Affiliated Tribes

