



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

***A Resolution entitled, "Temporary Suspension of Alcohol Ordinance Licensure and  
Regulatory Requirements"***

- WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, the authority under said Act, and having adopted a Constitution and By-laws under said Act, and
- WHEREAS,** Pursuant to Article III, Section 1 of the Constitution and By-Laws of the Three Affiliated Tribes, the Tribal Business Council is the governing body of the Tribes; and
- WHEREAS,** Pursuant to Article VI, Section 5(1) of said Constitution, the Tribal Business Council has the power to adopt Resolutions regulating the procedures of the Tribal Council, its Agencies and Officials; and
- WHEREAS,** The Tribal Business Council's responsibility includes promoting the health, security, economic, and general welfare of both members and non-members residing or conducting business on the Fort Berthold Indian Reservation; and
- WHEREAS,** By Resolution No. 86-212-C, the Tribal Business Council adopted the Three Affiliated Tribes' Alcoholic Beverages Control Law to regulate the introduction, sale and use of alcoholic beverages within the exterior boundaries of the Fort Berthold Reservation, which was approved by the Secretary of the Interior and published in the Federal Register on February 6, 1987, 52 FR 3869-02; and
- WHEREAS,** The Tribal Business Council adopted Resolution No. 16-16-272-FWF which amended the Three Affiliated Tribes' Alcoholic Beverages Control Ordinance, which amendments became effective March 30, 2017; and
- WHEREAS,** The Alcohol Ordinance and Amendment were duly approved by the Secretary of the Interior in accordance with federal law; and
- WHEREAS,** The Alcohol Ordinance imposes certain licensure and regulatory requirements for alcohol wholesalers and retailers on the Reservation;
- WHEREAS,** The Tribal Business Council has determined it appropriate to temporarily suspend the licensing and other requirements of the Ordinance in order to give Wholesalers the opportunity to address concerns they have with certain licensing



and regulatory requirements of the Alcohol Ordinance while continuing to deliver alcohol to reservation retailers; and

**WHEREAS,** Suspending the Ordinance's licensure and other regulatory requirements temporarily will allow the alcohol wholesalers to maintain deliveries while proposed changes to the Ordinance and/or regulations are considered.

**NOW, THEREFORE, BE IT RESOLVED,** The Tribal Business Council authorizes a 60-day suspension of the Alcohol Ordinance's Licensure and other regulatory requirements, and authorizes the Chairman to further extend the suspension for an additional 60 days.

**BE IT FURTHER RESOLVED,** That the suspension is conditioned on the wholesalers continuing to make deliveries to retailers on the reservation who are currently licensed under North Dakota law.

**BE IT FINALLY RESOLVED,** That the Chairman is authorized to take such action as is necessary to carry out the terms and intent of this Resolution.



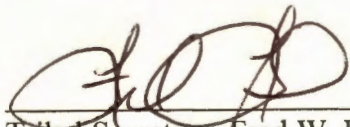
**CERTIFICATION**

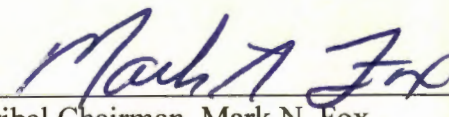
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 6 were present at a Special Meeting thereof duly called, noticed, convened, and held on the 5<sup>th</sup> day of December, 2017; 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 [ X ] Voting. [ ] Not Voting.

Dated this 5<sup>th</sup> day of December, 2017.

**ATTEST:**

  
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Tribal Secretary, Fred W. Fox  
Tribal Business Council

  
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Tribal Chairman, Mark N. Fox  
Tribal Business Council