

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

WHEREAS, This Corporation is an Indian Chartered Corporation as defined by the Indian Reorganization Act of June 18, 1934, and authority is granted under said Act, and

WHEREAS, The Constitution and Corporate Charter of the Three Affiliated Tribes authorizes the Business Council of the Three Affiliated Tribes to engage in business enterprises, and

WHEREAS, The Constitution of the Three Affiliated Tribes, Article IV, Section 5 of Ordinance 72-1, Election Ordinance of the Three Affiliated Tribes, authorized the Tribal Business Council or an election board appointed by the Tribal Business Council to supervise elections, and

WHEREAS, the Tribal Business Council has previously adopted an Ordinance which created the Election Board, and

WHEREAS, The election board previously selected by the Tribal Business Council has failed to properly follow all of the proscribed mandates for handling the election procedures, and

WHEREAS, The Tribal Business Council deems it in the best interest of the People of the Three Affiliated Tribes to have the Tribal Business Council act as the Election Board for the purposes of the new election which will be held for the Western Segment.

NOW THEREFORE BE IT RESOLVED, that Section 1, Part IV, of the Election Ordinance of the Three Affiliated Tribes is amended to read in its entirety as follows:

Part IV: Election Procedures
Section 1: The Tribal Election Board

(a) Appointment of Election Board. The Tribal Business Council, as early as practicable, but at least forty-five (45) days before an election, shall appoint a Tribal Election Board of five (5) qualified voters, none of whom is an employee of the Tribe; the Department of the Interior; or a candidate; intended candidate; close relative of a candidate or intended candidate; or a member of the Council. The Council shall designate one of its five (5) appointees as Chairman of the Election Board. The Council shall fix the compensation of members of the Election Board. In the event of a vacancy on the Election Board, or if any member is unable to perform his duties, the Council shall fill the vacancy by appointment, or

(a)(2) The Tribal Business Council may, by appropriate Resolution, vote to assume the powers, duties and obligations imposed in this Ordinance to the Election Board. In that case, the entire Tribal Council, with the exception of any council member who is running for the office during that Election, shall act as the Election Board, and shall to the best of its ability carry out the mandates and procedures proscribed by the Election

Ordinance. In the event that the Tribal Business Council votes by appropriate Resolution to assume the duties, powers and obligations imposed by this Ordinance to the Election Board, then the paragraph (a)(1) above shall not apply. For the purposes of this paragraph, any 5 members of the Tribal Business Council present shall constitute a valid quorum for the purposes of doing business as the Election Board.

(a)(3) Whenever pursuant to (a)(2) above the Tribal Business Council exercises its option to act as the Election Board, the Tribal Business Council shall conduct its meetings as the Election Board separately from its meetings of the Tribal Business Council and separate minutes shall be kept by the Secretary.

C E R T I F I C A T I O N

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 10 members of whom 7 constituting a quorum were present at a Special meeting, thereof duly called, noticed, convened and held on the 1st day of December, 1972; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 members, 0 opposed, 0 abstentions, 0 passed and that the said Resolution has not been rescinded or amended in any way. Chairman (voting)(not voting).

Dated this 1st day of December, 1972.

Joseph Meyers
Secretary, Tribal Business Council
Three Affiliated Tribes

ATTEST:

Arment Malmon
Chairman, Tribal Business Council
Three Affiliated Tribes

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FORT BERTHOLD AGENCY
NEW TOWN, N. DAKOTA