

RESOLUTION #83- 159-5

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

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and

WHEREAS, the Constitution and Bylaws of the Three Affiliated Tribes authorizes and empowers the Tribal Business Council to engage in activities for the welfare and benefit of the Tribes and tribal members; and

WHEREAS, the Three Affiliated Tribes has assisted the Great Plains Coal Gasification Plant located in Beulah North Dakota in an on-reservation employment recruitment process that resulted in:

- ° over 500 tribal members completing ANG Employment applications; and
- ° over 360 tribal members being tested by Job Service North Dakota; and
- ° over 300 tribal members qualifying for employment at the Great Plains Coal Gasification Plant; and

WHEREAS, only five (5) tribal members have been hired by the Great Plains Coal Gasification Plant; and

WHEREAS, the Three Affiliated Tribes recognize that current work force status of the Great Plains Coal Gasification Plant is:

- ° as of June 3, 1983 a total of 283 employees have been hired; and
- ° as of December 1983 the total number hired will be 550 employees; and
- ° as of December 1984 the total operations work force of 757 will be hired and on-board; and

WHEREAS, the Three Affiliated Tribes recognizes that the initial Water Services Agreement indicates that neither side recognized the need for an Indian Preference clause or fully understood the need to negotiate for tribal employment rights at the time the agreement was made; and

WHEREAS, the Three Tribes recognizes the need to renegotiate this Water Services Agreement and to develop a Memorandum of Understanding with officials of the Great Plains Coal Gasification Plant to include the Three Affiliated Tribes Tribal Employment Rights Ordinance;

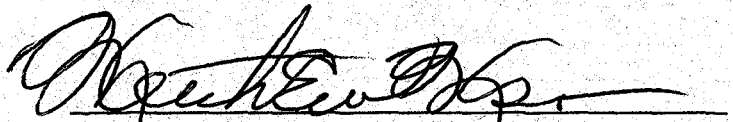
THEREFORE, BE IT RESOLVED, that the Tribal Business Council hereby authorizes the TERO Commission to initiate the negotiation process that will include the following:

- with legal consultation from the Three Tribes' Legal Department develop a Memorandum of Understanding to modify the present Water Services Agreement to include the Tribal Employment Rights Ordinance; and
- set-up a series of meetings between the Tribal Business Council and officials of the Great Plains Coal Gasification Plant to negotiate details of this proposed modification to the Water Services Agreement; and
- serve as the liaison between the Tribal Business Council and the Great Plains Coal Gasification Plant.


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 11 members of who 7 constituting a quorum, 11 were present at a SPECIAL Meeting, thereof duly called, noticed, convened, and held on the 30 day of JUNE 1983; that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 11 members, — members opposed, — members abstained, — members not voting, and that said resolution has not been rescinded or amended in any way.

Dated this 30<sup>th</sup> day of JUNE, 1983.

  
Secretary, Tribal Business Council

ATTEST:

  
Chairman, Tribal Business Council