

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 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 Tribes and of the enrolled members thereof; and
- WHEREAS, Article IV, Section 3(a) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to extend the date of any regular election to fill vacancies on the Council for a period within thirty (30) days from the date prescribed in said Section 3(a), to-wit: the third Tuesday of September; and
- WHEREAS, The Tribal Business Council has been working in conjunction with the Three Affiliated Tribes Legal Department in the development of proposed amendments to the Tribal Constitution, any and all of which proposed amendments, if formally approved by the Tribal Business Council, would be subject to the further approval of the qualified voters of the Three Affiliated Tribes in a special referendum election called for such purpose by the Secretary of the Interior; and
- WHEREAS, The Tribal Business Council has deemed it not only advisable, but also critical to, as soon as practicable, perfect the amendment of Article I and a correlative powers section of the Constitution to clarify the unequivocal intent of the Three Affiliated Tribes to assert their recognized jurisdiction over all persons, including non-Indians, resident and/or doing business and over all lands, including fee patent lands, situated within the exterior boundaries of the Fort Berthold Reservation; and
- WHEREAS, Such proposed Constitutional amendments are of substantial significance to the interest and welfare of the Three Affiliated Tribes and of the enrolled members thereof in that they will constitute the source of power and authority enabling the Tribes to legislate in the important areas of natural resource development, environmental protection, land use planning, water rights, taxation, business licensing and regulation, and general economic development; and
- WHEREAS, It is the desire of the Tribal Business Council to hold the proposed special referendum election on Constitutional amendment and the regular Tribal Business Council election at the same time; and

WHEREAS, The Tribal Business Council has been informed by officials of the Department of the Interior that the Secretary of the Interior or his designated representative will, pursuant to Article X of the Constitution of the Three Affiliated Tribes and to 25 CFR Part 81, be unable to hold the proposed special referendum election on Constitutional amendment at the same time as the regular Tribal Business Council election, should such regular election be held on the Constitutionally prescribed date (to-wit: the third Tuesday of September) due to the insufficient amount of time available to satisfy all of the procedural obligations inherent in the conduct of such a special referendum election as prescribed by 25 CFR Part 81; and

WHEREAS, Should the Tribal Business Council exercise its right and authority granted by Article IV, Section 3(a) of the Constitution to extend the date of the regular Tribal Business Council election for a period of thirty (30) days, it will be procedurally possible to hold the proposed special referendum election on Constitutional amendment and the regular Council election at the same time;

NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council, pursuant to the authority granted by Article IV, Section 3(a) of the Constitution of the Three Affiliated Tribes, hereby extends the date on which the 1984 regular Tribal Business Council election will be held for a period of thirty (30) days and designates the 18th day of October, 1984 as the date on which said regular election will be held.

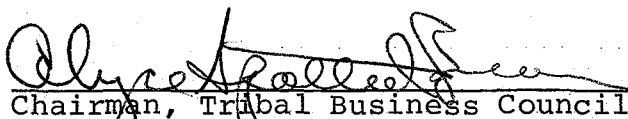
CERTIFICATION

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 11 members of whom 7 constitutes a quorum, 8 were present at a ~~special~~ Meeting thereof duly called, noticed, convened, and held on the 28 day of June, 1984; that the foregoing resolution was duly adopted at such meeting by the affirmative vote of 7 members, 1 members opposed, — members abstained, — members not voting, and that said resolution has not been rescinded or amended in any way.

Dated this 28 day of June, 1984.


Secretary, Tribal Business Council

ATTEST:


Chairman, Tribal Business Council