

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;

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;

WHEREAS, Article VI, Section 5(1) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to adopt resolutions regulating the procedure of Tribal agencies;

WHEREAS, The Three Affiliated Tribes is in need of an attorney to serve as special prosecutor to prosecute on behalf of the Tribe individuals who are charged with violating criminal statutes; and

WHEREAS, The Social Services Department of the Three Affiliated Tribes needs legal representation to handle any and all Child Welfare Cases including transfer of cases involving Indian Children made pursuant to the Indian Child Welfare Act.

NOW, THEREFORE, BE IT RESOLVED, after due consideration the Three Affiliated Tribes hereby hires \_\_\_\_\_ as Special Prosecutor for the Three Affiliated Tribes whose duties shall include prosecution on behalf of the Tribe, of all persons charged with violating criminal statutes and handling Child Welfare cases for and on behalf of the Social Services Department of the Three Affiliated Tribes.

FURTHER, BE IT RESOLVED, that the Special Prosecutor shall be remunerated at the rate \$350.00 per court session reimbursed for mileage at the rate of \$0.25 per mile and reimbursed for long-distance telephone calls, copying expenses at the rate of \$0.10 per copy, facsimile charges and other incidental cost incurred while serving as Special Prosecutor.

FINALLY, BE IT RESOLVED, that the Prosecutor shall be for a term

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ITEM 11: RESOLUTION/REAPPOINTMENT OF TRIBAL PROSECUTOR:  
Resolution #93-17  
Resolution read by Secretary Rabbithead. This resolution pertains to the reappointment of Dennis Edward Johnson of Watford City, North Dakota as Tribal Prosecutor for a term of twelve months.

Councilman Gillette made a motion to approve, seconded by Vice Chairman Johnson.

Discussion: It was questioned if this same person was suing the TERO office. Response was yes but Legal Counsel was going to dismiss the case.

Vote: 4 for, 2 opposed, 1 not voting.  
Motion Carried.

ITEM 12: RESOLUTION/SPECIAL PROSECUTOR POSITION FOR SOCIAL SERVICES: Resolution #93-18-JJR.  
This resolution pertains to establishing a prosecutor's position for the Social Services Program.

Comments were made that there was no individual identified for Social Services.

Chairman Wilkinson entertains motion to approve.

Treasurer Bird Bear made a motion to approve, seconded by Councilman Mossett.

Discussion on the wording "hiring".

Mrs. Gunderson was questioned if she had anything in mind. Mrs. Gunderson stated "in Social Services, we really have a hard time on legal matters as we are not trained".

Vote: 7 for, 0 opposed. Motion Carried.

ITEM 13: RESOLUTION/ATTORNEY CONTRACT RENEWAL FOR HOBBS, STRAUSS, DEAN & WILDER: Resolution #93-19-JJR.  
Resolution read by Secretary Rabbithead. This resolution pertains to extending the contract between our law office in Washington DC and the Three Affiliated Tribes. It also increases the fee to \$130.00 per hour.

of two years retroactive to January 1, 1993 and expiring on January 1, 1995.

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 7 members of whom 5 constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 10<sup>th</sup> day of February, 1993; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 7 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Dated the 10<sup>th</sup> day of February, 1993.

John H. Rabbithead Jr.  
Secretary, Tribal Business Council

ATTEST:

William O. Wehner  
Chairman, Tribal Business Council