

RESOLUTION NUMBER **TMBC775-05-16** OF THE DULY ELECTED AND CERTIFIED GOVERNING BODY OF THE TURTLE MOUNTAIN BAND OF CHIPPEWA INDIANS

WHEREAS, the Turtle Mountain Band of Chippewa Indians, hereinafter referred to as the Tribe, is an unincorporated Band acting under a revised Constitution and By-Laws approved by the Secretary of the Interior on June 16th, 1959 and amendments thereto approved; and

WHEREAS, Article IX (a) Section 1 of the Turtle Mountain Constitution and By-Laws empowers the Tribal Council with the authority to represent the Band and to negotiate with Federal, State, and Local Governments and with private persons; and

WHEREAS, Article IX (a) Section 1 of the Turtle Mountain Constitution and Bylaws requires a 30-day comment period prior to the adoption of any ordinances or amendments to the Tribal Code, whether proposed by resolution or otherwise. Adoption must occur through a roll call vote of the Tribal Council at a publicly held meeting; and

WHEREAS, the Tribe is proposing to add to the Tribal Code, a law to create a Public Service Act to create a Department of Public Services to bring transparency, accountability and community involvement into delivering public services at affordable, fair, and reasonable rates; and

WHEREAS, the Tribe approved a public comment period for the proposed law to create a Public Service Act, and proposed amendments were publicly advertised; now

THEREFORE BE IT RESOLVED that the Tribe is approving proposed amendments to the Tribal Code creating a Public Service Act with the Department of Public Service Commission to bring transparency, accountability and community involvement into delivering public services at affordable, fair and reasonable rates; and

BE IT FURTHER RESOLVED that the Public Service Act will be placed into the proper codified version as Title 48 in the Tribal Code.

CERTIFICATION

I, the undersigned Tribal Secretary of the Turtle Mountain Band of Chippewa Indians, do hereby certify that the Tribal Council is composed of nine (9) members of whom **seven (7)** constituting a quorum were present at a meeting duly called, convened, and held on the **25th day of May, 2016** that the foregoing Resolution was adopted by an affirmative vote of **six (6) in favor**-Reps. Elmer Davis, Jr., Patrick Marcellais, Jim Baker, Ted Henry, Lynn Gourneau and Carson Belgarde; two (2) absent-Rep. Charlie Bercier and Lorne Jay; none (0) opposed; with the Chairman not voting.

Jolean A. Morin
Jolean A. Morin, Tribal Secretary *6/6/16*

SIGNED INTO LAW/Dated this 7th day of June, 2016
 VETOED/Dated this _____ day of _____, 2016

Richard W. McCloud
Richard W. McCloud, Tribal Chairman

AUG 12 2016