

RESOLUTION NUMBER **TMBC1053-06-20** OF THE DULY ELECTED AND CERTIFIED GOVERNING BODY OF THE TURTLE MOUNTAIN BAND OF CHIPPEWA

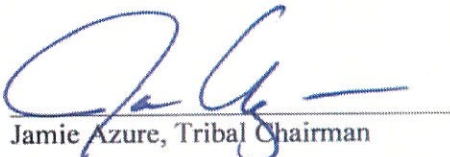
- WHEREAS, the Turtle Mountain Band of Chippewa Indians, hereinafter referred to as the Tribe, is an unincorporated Band of Indians acting under a revised Constitution and bylaws approved by the Secretary of Interior on June 16, 1959, and amendments thereto approved; and
- WHEREAS, Article IX (a) Section 1 of the Turtle Mountain Constitution and Bylaws empowers the Tribal Council with the authority to represent the Band and to negotiate with the 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, authorization of a fire and rescue department and fire safety for the regulation and control persons engaged in fire producing activities reasonably necessary to protect the health, safety and welfare of the public and employees by establishing minimum standards for the prevention of fire on tribal lands; and
- WHEREAS, the Tribe is proposing to create a fire department under Title 50 of the Tribal Code to minimize the occurrence of damaging fires and to protect the health, safety and welfare of the community, regulate and control person engaged in necessary fires, to ensure the safe administration of fireworks, regulate and administer the prevention of fires within the territory and jurisdiction of the Tribe; and adopt the National Fire Protection Association (NFPA) Standards into the Fire Safety Program subject to those changes, additions or omissions specified; and
- WHEREAS, the Tribe is also proposing amend Title 26, Offenses and Penalties chapter 26.19 Fires, Regulations and Penalties; and
- WHEREAS, the Tribe is placed the aforementioned proposed revisions out for a public comment period under Title 50 of the Tribal Code which will create a Fire and Rescue Department as a tribal organization and Title 26, Chapter 26.19 Fires, Regulations and Penalties; now
- THEREFORE BE IT RESOLVED that the Tribe is approving revisions to Title 50 of the Tribal Code creating a Fire and Rescue Dept as a tribal organization and Title 26, Chapter 26.19, Fires Regulations and Penalties.

CERTIFICATION

I, undersigned Tribal Secretary of the Turtle Mountain Band of Chippewa Indians, do hereby certify that the Tribal Council is composed on nine (9) members of whom *nine (9)* constituting a quorum were present at the meeting duly called, convened and held on the *25<sup>th</sup> day of June, 2020* that the foregoing resolution was adopted by an affirmative vote of *seven (7) in favor* – Reps. Nathan Davis, Stuart LaFountain, Lynn Gourneau, Loann Jerome, Jim Baker, Bernice Poitra and Ron Trottier, Sr.; none (0) opposed; one (1) absent-Rep. Chad Counts; with the Chairman not voting.

SIGNED INTO LAW/Dated the 14<sup>th</sup> day of July, 2020  
 VETOED/Dated this \_\_\_ day of \_\_\_\_\_, 2020

  
Joleen Morin, Tribal Secretary 7/19/20

  
Jamie Azure, Tribal Chairman