

ROSEBUD SIOUX TRIBE
Resolution No. 98-92

- WHEREAS,** the Rosebud Sioux Tribe is a federally recognized Indian Tribe organized pursuant to the Indian Reorganization Act of 1934 and all pertinent amendments thereof; and
- WHEREAS,** the Rosebud Sioux Tribe is governed by a Tribal Council made up of elected representatives who act in accordance with the powers granted to it by its Tribal Constitution and By-Laws; and
- WHEREAS,** the Rosebud Sioux Tribal Council and Administration encourages economic development and the creation of job opportunities for Rosebud Sioux Tribal members; and
- WHEREAS,** Bell Farms of Wahpeton, North Dakota is seeking approval to enter into an agreement with the Rosebud Sioux Tribe as a joint venture for the construction and management of a Pork Production facility; and
- WHEREAS,** the Rosebud Sioux Tribe has identified tentative sites totaling 420 acres of Tribal Land in Mellette, Tripp and Gregory Counties as potential sites for the Pork Production Facility which are located away from the Ogallala Aquifer and on the Pierre Shale to protect the environment and reduce the potential for ground water contamination; and
- WHEREAS,** the potential site selections will also take into consideration the spurring of economic benefits among many Tribal Communities, including employment; and
- WHEREAS,** in order to encourage the development of the Joint Venture between the Rosebud Sioux Tribe and Bell Farms Inc., the Rosebud Sioux Tribe reduces the TECRO fees for this project to One (1) per cent. Phase I TECRO fees will be \$250,000.00, with a payment of \$125,000.00, which is 50%, to be made at the start of phase one, and the balance of \$125,000.00 to be paid through November, 1998. Phase II TECRO fees will be \$800,000.00, with a payment of \$400,00.00 which is 50%, to be made at the start of phase II, and the balance of \$400,000.00 to be paid through December, 1999. The 1%TECRO fee total will be \$1,050,000.00 for this Joint Venture; now
- THEREFORE BE IT RESOLVED,** that the Rosebud Sioux Tribe hereby agrees to authorize continuing development of an agreement to build a Pork Production facility with Bell Farms of Wahpeton, North Dakota; and
- BE IT FURTHER RESOLVED,** that the Rosebud Sioux Tribal Council authorizes the Tribal President to sign a letter of intent to continue this Joint Venture, and to call a special Tribal Council meeting to finalize all documents and agreements to insure that this Joint Venture is started and completed in a timely manner.
- BE IT FURTHER RESOLVED,** that the Rosebud Sioux Tribal Council request the Bureau of Indian Affairs to expedite the process of obtaining the Environmental Assessment for the site chosen as soon as possible for the Pork Production facility.