

CROW CREEK SIOUX



TRIBAL RESOLUTION

RECEIVED
CROW CREEK AGENC
FORT THOMPSON, SD
2014 FEB -6 AM 10:11

NUMBER: #CC-14-02-03-07

SUBJECT: MOTION APPROVING THE ASSESSMENT AND COLLECTION OF TAXES AND FEES BY ENTITIES OPERATING A PROVIDING SERVICE ON THE CROW CREEK RESERVATION

WHEREAS: THE CROW CREEK SIOUX TRIBAL COUNCIL IS THE OFFICAL AND GOVERNING BODY OF AND FOR THE CROW CREEK SIOUX RESERVATION; AND,

WHEREAS: UNDER THE CONSTITUTION AND BY LAWS OF THE CROW CREEK SIOUX TRIBE, THE TRIBAL COUNCIL IS EMPOWERED AND AUTHORIZED TO ENACT RESOLUTIONS AND ORDINANCES GOVERNING THE MANAGEMENT OF ALL ECONOMIC AND EDUCATIONAL AFFAIRS AND ENTERPRISES OF THE TRIBE; AND,

WHEREAS: THE CROW CREEK SIOUX TRIBAL COUNCIL HAS THE AUTHORITY AND RESPONSIBILITY TO OVERSEE ALL TRIBAL MATTERS ON THE CROW CREEK SIOUX INDIAN RESERVATION; AND; AND,

WHEREAS: THE TRIBAL COUNCIL IS COMMITTED TO TRIBAL ECONOMIC DEVELOPMENT FOR THE EXPANSION OF THE PRIVATE BUSINESS SECTOR OF THE RESERVATION FOR THE BENEFIT OF THE TRIBE AND ITS MEMBERS; AND,

NOW THEREFORE BE IT RESOLVED: THAT THE CROW CREEK SIOUX TRIBAL COUNCIL ASSEMBLED IN SPECIAL SESSION THIS 3RD DAY OF FEBRUARY, 2014. DO HEREBY MOTIONS TO AUTHORIZE & APPROVE DECLARE IT IS IN THE BEST INTEREST OF THE TRIBE, ITS MEMBERS, AND RESIDENTS OF THE CROW CREEK RESERVATION THAT THE ASSESSMENT AND COLLECTION OF TAXES AND FEES ON THE CROW CREEK RESERVATION SHOULD BE LIMITED TO THOSE SPECIFICALLY REQUIRED BY APPLICABLE LAWS AND THAT TRIBALLY OWNED ENTITIES SHOULD NOT BE SUBJECT TO ANY STATE TAXES AND FEES.

MOTION: T. ABERNATHY

SECOND: W. MCGHEE

**VOTE: -8- FOR: W. MCGHEE, T. ABERNATHY, R. HAWK, SR., L. PEASE, JR.
-3- ABSENT: E. BIG EAGLE, SR, - W. BIG EAGLE (EXCUSED)
CHAIRMAN BRANDON SAZUE, SR., CHAIRING THE MEETING**

CERTIFICATION

THIS FOREGOING RESOLUTION WAS DULY ADOPTED BY THE CROW CREEK SIOUX TRIBAL COUNCIL ON THE 3RD DAY OF FEBRUARY, 2014 IN A **SPECIAL** SESSION BY A VOTE OF -8- FOR, -0- AGAINST, -3- ABSENT, -0- NOT VOTING FOR THE CROW CREEK SIOUX TRIBE, PURSUANT TO AUTHORITY VESTED IN IT BY ARTICLE VI, SECTION 1 OF THE CONSTITUTION OF THE TRIBE, RATIFIED BY THE TRIBE ON MARCH 11, 1949 AND APPROVED BY THE SECRETARY OF THE INTERIOR ON APRIL 26, 1949 AND WITH AMENDMENTS APPROVED BY THE COMMISSIONER OF INDIAN AFFAIRS ON JUNE 22, 1961, FEBRUARY 25, 1963 AND BY THE AREA DIRECTOR ON JUNE 23, 1980.

ATTEST:
CHAIRMAN—BRANDON SAZUE, SR.

TRIBAL SECRETARY—TERRY ABERNATHY
Prepared by:
Deb Attikaj, Recording Secretary

**CROW CREEK SIOUX TRIBE
FORT THOMPSON, SOUTH DAKOTA 57339
Page 1 of 1**

SPRINT 32

000972



CROW CREEK SIOUX TRIBE

P.O. BOX 50
FORT THOMPSON, SOUTH DAKOTA 57339
TEL: (605) 245-2221 - FAX: (605) 245-2470

February 06, 2014

TRIBAL COUNCIL

Brandon Sazue, Sr.
Chairman

Eric Big Eagle, Sr.
Vice-Chairman

Terry Abernathy
Secretary

Roland Hawk, Sr.
Treasurer

Wayne "Flukey" McGhee
Councilmember

Leonard Pease, Jr.
Councilmember

Wayne Big Eagle
Councilmember

Board of Directors
Native American Telecom, LLC
210 Samboy Drive
Fort Thompson, SD 57339

Re: Taxes on the Crow Creek Reservation

Dear Board of Directors:

On February 06, 2014, the Crow Creek Sioux Tribal Council approved Motion No. CC-14-02-03-07, Approving the Assessment and Collection of Taxes and Fees by Entities Operating and Providing Service on the Crow Creek Reservation declaring that:

THE ASSESSMENT AND COLLECTION OF TAXES AND FEES ON THE CROW CREEK RESERVATION SHOULD BE LIMITED TO THOSE SPECIFICALLY REQUIRED BY APPLICABLE LAWS AND THAT TRIBALLY OWNED ENTITIES SHOULD NOT BE SUBJECT TO ANY STATE TAXES AND FEES, UNLESS SPECIFICALLY APPROVED BY THE TRIBE.

In approving Motion No. CC-14-02-03-07, the Tribal Council affirms and clarifies, to the extent necessary, that Native American Telecom, LLC ("NAT") and other tribally owned entities are not subject to state taxes and fees, unless specifically approved by the Tribal Council. NAT provides service exclusively on the Crow Creek reservation and therefore is not subject to state taxes and fees, likewise, should not be imposed on customers of NAT, unless specifically approved by the Tribal Council.

The Tribal Council expects compliance with Motion No. CC-14-02-03-07, and the directive of this letter. Please let me know if you have any questions.

Respectfully,

Brandon Sazue
Chairman, Crow Creek Sioux Tribe

000973