

**ROSEBUD SIOUX TRIBE**  
**Resolution No. 2020-90**

**WHEREAS,** the Rosebud Sioux Tribal Council is the governing body of the Rosebud Sioux Tribe and acts pursuant to the traditions of the Tribe; and

**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 the Rosebud Sioux Tribe is governed by the Tribal Council made up of elected Representatives who act in accordance with the powers granted to it by its Constitution and By-Laws; and

**WHEREAS,** Western Area Power Administration (WAPA) under the Department of Energy Organization Act, PL 95-91, 91 Stat. 565, August 4, 1977, is the federal entity responsible for marketing hydroelectric power generated by the United States facilities in the upper great plains; and

**WHEREAS,** WAPA has allocated an amount of hydroelectric power to Indian Tribes and certain Municipalities in the Missouri River Basin in accordance with a Final Rule for the pick Sloan Missouri Basin Program - Eastern Division, and the Rosebud Sioux Tribe acting through the Office of the Chairman, applied for a share of said hydroelectric power and is eligible to receive such; and

**WHEREAS,** the Rosebud Sioux Tribe and Western have entered into agreement, Contract No. 14-GPR-4009, to reserve and provide a bloc of hydroelectric power on behalf of, and to, the Rosebud Sioux Tribe through a Bill Crediting Program; and

**WHEREAS,** the Rosebud Sioux Tribal Utility Commission has reviewed the Bill Crediting Program Arrangements Agreements, Contract Nos. 19-UGPR-4028, 19-UGPR-4029 and 19-UGPR-4030 (which are attached hereto and made a part hereto), and finds them legally sufficient and acceptable for purposes of delivering hydroelectric power to the Rosebud Sioux Indian Reservation, and it's designed accounts as described in the tribal beneficiary list and any subsequently modified tribal beneficiary list; and

**WHEREAS,** the Rosebud Sioux Tribe reminds WAPA of its legal and fiduciary obligations under its federal trust responsibility to assist the Tribe in delivery and receipt of firm hydropower allocation as trust property and in a manner that promotes the Tribe's cultural values and its political and economic goals of self-determination and sovereignty; and

**NOW THEREFORE BE IT RESOLVED,** that the attached agreements made to deliver hydroelectric power and benefits, Contract Nos. 19-UGPR-4028, 19-UGPR-4029 and 19-UGPR-4030, are hereby approved.

**BE IT FURTHER RESOLVED,** that the Rosebud Sioux Tribal Utilities Commission (RSTUC) is hereby designed as the Tribal Representative for all matters relating to the implementation of this Resolution, including the authority from time to time to add, remove or substitute names and accounts to which the power will be allocated, provided, such changes are consistent with the general sense of this enactment. And, that the RSTUC will provide monthly reports to the Tribal Council on the status of the Tribal Bill Crediting Program. This designation is pursuant to the Rosebud Sioux Tribe Personal Policies and Procedures Manual.


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**BE IT FINALLY RESOLVED**, that the Tribal Chairman is hereby authorized to take any and all actions, including the execution of documents, papers, and other instruments, necessary to implement this Resolution.

**CERTIFICATION**

This is to certify that the above Resolution No. 2020-90 was duly passed by the Rosebud Sioux Tribal Council in session on April 9, 2020, by a vote of thirteen (13) in favor, zero (0) opposed and one (1) not voting. The said resolution was adopted pursuant to authority vested in the Council. A quorum was present.

**ATTEST:**

  
\_\_\_\_\_  
Wayne Boyd, Secretary  
Rosebud Sioux Tribe

  
\_\_\_\_\_  
Rodney M. Berdeaux, President  
Rosebud Sioux Tribe

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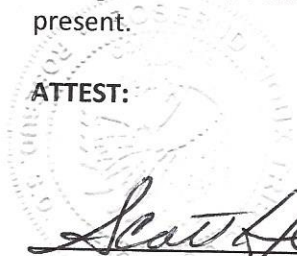
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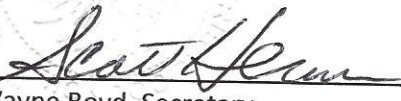
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**ATTEST:**



  
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Wayne Boyd, Secretary  
Rosebud Sioux Tribe

  
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Rodney M. Bordeaux, President  
Rosebud Sioux Tribe



# United States Department of the Interior

BUREAU OF INDIAN AFFAIRS

Rosebud Agency

Post Office Box 228

Mission, South Dakota 57555

IN REPLY REFER TO:  
Office of the Superintendent

MAY 05 2020

Honorable Rodney Bordeaux  
President, Rosebud Sioux Tribe  
Post Office Box 430  
Rosebud, South Dakota 57570

Attention: Louis Wayne Boyd, RST Secretary

Dear President Bordeaux:

The following resolutions, received in this office on 05/05/2020 have been reviewed and re-routed to the appropriate branches.

**Resolution No. 2017-142 (Reaffirmed 04/08/2020)**  
**Resolution No. 2019-215 (Amended: 04/13/2020)**  
**Resolution No. 2020-25**  
**Resolution No. 2020-80**  
**Resolution No. 2020-84**  
**Resolution No. 2020-87**  
**Resolution No. 2020-88**  
**Resolution No. 2020-89**  
**Resolution No. 2020-90**  
**Resolution No. 2020-91**  
**Resolution No. 2020-93**  
**Resolution No. 2020-94**

Sincerely,

Acting

Eddie Farmer Jr.  
Superintendent

Enclosure

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**WHEREAS,** the Rosebud Sioux Tribe reminds WAPA of its legal and fiduciary obligations under its federal trust responsibility to assist the Tribe in delivery and receipt of firm hydropower allocation as trust property and in a manner that promotes the Tribe's cultural values and its political and economic goals of self-determination and sovereignty; and

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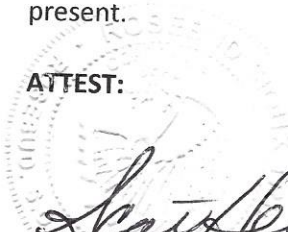
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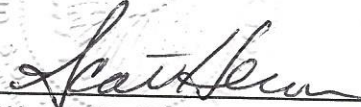
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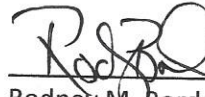
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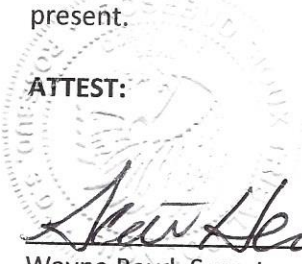
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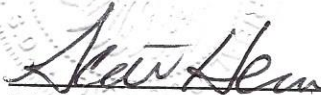
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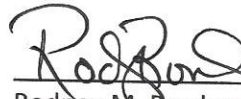
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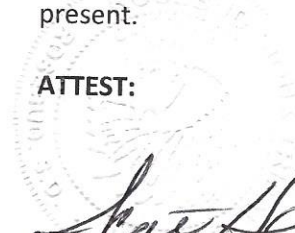
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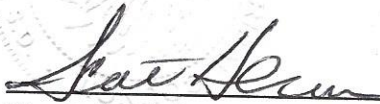
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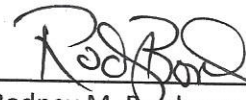
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