

# TE-MOAK TRIBE OF WESTERN SHOSHONE

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## RESOLUTION OF THE GOVERNING BODY OF THE WESTERN SHOSHONE INDIANS OF NEVADA

RESOLUTION NO. 24-TM-33

### Date of Events for 2024 Election:

BE IT RESOLVED BY THE TRIBAL COUNCIL OF THE TE-MOAK TRIBE OF WESTERN SHOSHONE INDIANS OF NEVADA, THAT:

- WHEREAS, this organization is an organization as defined under the Indian Reorganization Act of June 18, 1934, 25 U.S.C. Section 461 et seq., (as amended), to exercise certain rights of home rule and to be responsible for its Tribal members, and
- WHEREAS, the Te-Moak Tribe of Western Shoshone Indians Tribal Council ("Council") is composed of Constituent Bands known individually as the Battle Mountain Band Council, Elko Band Council, South Fork Band Council, and the Wells Band Council (collectively "Bands"); and
- WHEREAS, the Tribal Council of the Te-Moak Tribe of Western Shoshone Indians of Nevada has sworn to promote and protect the best interest of the Te-Moak Tribe to conserve Tribal Property, to develop resources, and to promote the welfare of generations of the Tribe; and
- WHEREAS, at a duly held Special Meeting on July 17, 2024, the Te-Moak Council accepted the Date of Events and Calendar; and
- WHEREAS, on April 11, 2024, a flyer was sent to all four Band Councils notifying that the Tribal Band Elections will be held on October 8, 2024, and to notify all their respective Band Members to register to Vote and to provide the Te-Moak Tribe with their Election Committee Members; and
- WHEREAS, the Te-Moak Tribe's Election Ordinance 03-ORD-TM-01, § 13-4-2, states as follows: "This election shall be held in which each Band Council shall select its representatives to the Tribal Council from within its membership, for the composition of the governing body of the Te-Moak Tribe, vested with executive and legislative powers to govern the affairs of the Tribe, known as the Tribal Council. The Te-Moak Tribal council will pass by resolution, the first week in July, specifying a date the Band and Tribal elections will occur"; and
- WHEREAS, in as much as the Te-Moak Election Ordinance 03-ORD-TM-01, §13-4-2, specifies that the Te-Moak Tribe Council will pass by resolution, the first week in July, specifying a date the Band and Tribal elections will occur, it conflicts with the Te-Moak Tribal Constitution Article 7- Election Section 1. Band Council Elections, states as follows: "The first election of Band Council members under this Constitution shall be called by the governing body existing under the 1938 Constitution within sixty (60) days after the effective date of this Constitution, pursuant to Section 2 of Article 12. An election shall be held during the same month each third year thereafter. Members of the Council shall

officially take office on the day following certification of the election results." It does not specify that a resolution must be sent out the first week in July; and

WHEREAS, since §13-4-2 conflicts with Article 7, Section 1 of the Tribal Constitution, that portion is deemed invalid and the requirement of sending a resolution out the first week is null and void; and

WHEREAS, it is the utmost important that the Tribal Election Date and Date of Events be sent out to the four Bands and the Te-Moak Council hereby, set the Election date for October 8, 2024 and approves the Date of Events to be utilized by the four Band Councils, Battle Mountain, Elko, South Fork, and Wells.

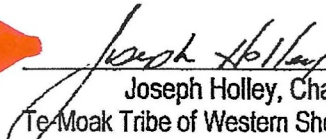
NOW THEREFORE, BE IT RESOLVED; that the Te-Moak Tribal Council of Western Shoshone Indians hereby officially sets the Band Council Election Date of October 8, 2024.

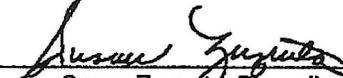
C-E-R-T-I-F-I-C-A-T-I-O-N

I, the undersigned, as Chairman of the Te-Moak Tribal Council do hereby certify that the Tribal Council is composed of 9 members of whom 7 were present at the meeting which constituted a quorum held on the 17<sup>TH</sup> day of JULY, 2024, and that the foregoing resolution was adopted at such meeting by a vote of 6 FOR; 0 AGAINST; 0 ABSTENTION; pursuant to the authority of Article 4, Section 3 (a), (l), (n), of the Constitution of the Te-Moak Tribe of Western Shoshone Indians of Nevada.

INVALID IF NO SEAL APPEARS BELOW



  
\_\_\_\_\_  
Joseph Holley, Chairman  
Te-Moak Tribe of Western Shoshone Indian of Nevada

ATTEST:  
  
\_\_\_\_\_  
Susan Zazueta, Recording Secretary

NOT Te-Moak  
Chair! Not

Recognized by BIA!