Fort Mojave Indian Tribe

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San Bernardino County

April 19, 2016

Information presented to the Commission at the 4-20-16 LAFCO hearing

Kathleen Rollings-McDonald
Local Agency Formation Commission
215 North D Street, suite 204
San Bernardino, CA 92415-0490

Re: LAFCO 3206-Reorganization to include Annexation to the San Bernardino Fire Protection District, its South Desert Service Zone, its Service Zone FP-5 and the formation of Zone FP-5 Needles

Dear Ms. Rollings-McDonald:

The Fort Mojave Indian Tribe ("Tribe") is in receipt of a Notice of Commission Hearing regarding the above-referenced matter. Approximately 6300 acres of Fort Mojave Indian Reservation trust lands exist within the geographic boundaries of San Bernardino County, California, a portion of which lie within the subject reorganization area depicted on said Notice.

The Fort Mojave Tribal Council, pursuant to Resolution No. 2006-52 dated October 24, 2006, has heretofore consented to the overlay of all Fort Mojave Indian Reservation lands located within the geographic boundaries of San Bernardino County, California, subject to certain terms and conditions stated within said Resolution. It is the Tribe's position that the consent given in Resolution No. 2006-52, as well as all terms and conditions stated in said Resolution, applies to LAFCO 3206-Reorganization to include Annexation to the San Bernardino Fire Protection District, its South Desert Service Zone, its Service Zone FP-5 and the formation of Zone FP-5 Needles.

Feel free to contact my office with any questions pertaining to this matter.

Sincerely,

Timothy Williams, Chairman
Fort Mojave Indian Tribe

Resolution No. 2006-52

RESOLUTION

FORT MOJAVE INDIAN TRIBE OF THE FORT MOJAVE INDIAN RESERVATION OF ARIZONA, CALIFORNIA AND NEVADA

WHEREAS, the Fort Mojave Indian Tribe ("Tribe") is organized pursuant to the Indian Reorganization Act of June 18, 1934 (48 Stat. 984; 25 U.S.C. §476) and possesses attributes of sovereignty over its members and its territory; and

WHEREAS, in accordance with its Constitution and Bylaws, the Tribe is governed by the Fort Mojave Tribal Council; and

WHEREAS, the San Bernardino County Fire Department ("SBCFD") provides fire protection services to Fort Mojave Indian Reservation lands lying within the geographic boundaries of San Bernardino County, California ("California Reservation Lands"); and

WHEREAS, the SBCFD has advised the Tribe that it desires to complete an administrative reorganization to create a county-wide fire protection district; and

WHEREAS, the SBCFD has requested that the Tribe consent to an overlay of the California Reservation Lands in connection with said administrative reorganization; and

WHEREAS, the SBCFD has advised the Tribe that said consent is necessary to enable the SBCFD to continue providing fire protection services to the California Reservation Lands subsequent to the date said reorganization becomes effective; and

WHEREAS, the SBCFD has further advised the Tribe that SBCFD's current level of fire protection services to the California Reservation Lands will not decrease subsequent to the effective date of said reorganization should the requested consent be given by the Tribe; and

WHEREAS, the Tribal Council desires to consent to the overlay of the California Reservation Lands as requested by SBCFD.

NOW, THEREFORE, BE IT RESOLVED, that the Fort Mojave Tribal Council hereby consents to the overlay of Fort Mojave Indian Reservation Lands lying within the geographic boundaries of San Bernardino County, California

("California Reservation Lands") in connection with the administrative reorganization of the San Bernardino County Fire Department to create a county-wide fire protection district; PROVIDED THAT, the foregoing consent is intended and shall be construed only as a consent to said overlay for purposes of allowing entry upon the California Reservation Lands for the continued provision of fire protection services thereto; PROVIDED FURTHER THAT, the foregoing consent is not intended and shall not be construed to vest jurisdiction, taxing power or any other governmental authority whatsoever over the California Reservation Lands and/or any activities or persons thereon in San Bernardino County, the State of California and/or any of their respective agencies, departments, districts, administrative bodies, political subdivisions or other governmental entities.

BE IT FURTHER RESOLVED, that the Chairperson of the Fort Mojave Tribal Council, on behalf of the Fort Mojave Indian Tribe, is authorized to execute and deliver any documents and to take any additional actions necessary or incident to the consent given hereby.

CERTIFICATION

We, the undersigned, as the Chairperson and Secretary of the Fort Mojave Tribal Council, governing body of the Fort Mojave Indian Tribe, do hereby certify that the Fort Mojave Tribal Council is composed of seven (7) members of whom four (4) constituting a quorum were present at a meeting duly held on October 24, 2006, and that the foregoing Resolution was adopted by the affirmative vote of 7 members for and 0 members against.

FORT MOJAVE TRIBAL COUNCIL

Nora McDowell, Chairperson

Debbie Jackson, Secretary

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