

03 - 259

Resolution No. \_\_\_\_\_  
Uintah & Ouray Reservation  
Fort Duchesne, Utah

WHEREAS, the Uintah and Ouray Tribal Business Committee (Business Committee) of the Ute Indian Tribe (Tribe) is empowered by the Article VI, Section 1 of the Tribe's Constitution to make decisions that affect the future and welfare of the Tribe and its members; and

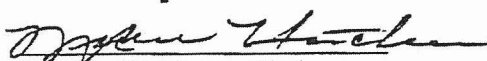
WHEREAS, the development of tribal human resources to assist tribes in the protection of tribal energy and natural resources ranks near the top of every tribe's list of priorities; and


WHEREAS, the Ute Indian Tribe and the University of Utah have determined that the talents of Ute Indian students has previously been under-developed in educational institutions and consequently untapped by industry and government; and

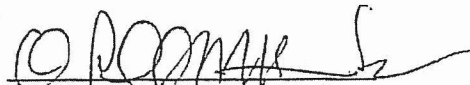
WHEREAS, The Ute Indian Tribe and the University of Utah have developed an agreement that seeks to design, implement, and disseminate innovative educational programs that accelerate the development of tribal human resources.

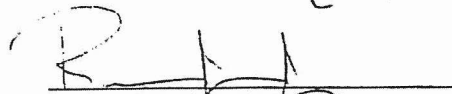
**NOW, THEREFORE, BE IT RESOLVED BY THE UINTAH AND OURAY BUSINESS COMMITTEE OF THE UTE INDIAN TRIBE** that the Ute Indian Tribe hereby agrees to support the Memorandum of Understanding between the Ute Indian Tribe and University of Utah. (Relating to the establishment of cooperative education programs and initiatives for the mutual benefit of the Ute Indian Tribe and the University of Utah).

**BE IT FURTHER RESOLVED** that the Chairman and/or the Vice Chair of the Ute Tribal Business Committee is authorized to sign any and all documents related to the Memorandum of Understanding between the Ute Indian Tribe and the University of Utah.

  
Maxine Natchees, Chairman

  
T. Smiley Arrowchis, Vice Chairman

  
O. Roland McCook, Member

  
Richard Jenks Jr., Member

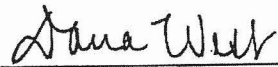
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Uintah & Ouray Reservation  
Fort Duchesne, Utah

**CERTIFICATION**

I hereby Certify that the above Resolution was adopted by the Uintah and Ouray Tribal Business Committee under authority of the Constitution and By-laws of the Ute Indian Tribe at a meeting held in Fort Duchesne, Utah, at which a quorum was present, on the 10th day of November 2003 by a vote of 4 FOR, 0 AGAINST and 0 ABSENT.



\_\_\_\_\_  
Dana West, Secretary  
Uintah and Ouray Tribal  
Business Committee

**Memorandum of Understanding  
Between the Ute Indian Tribe  
And  
University of Utah**

Relating to the Establishment of  
Cooperative Education Programs and initiatives  
for the Mutual Benefit of the Ute Indian Tribe and University of Utah

**I. STATEMENT OF NEED**

The development of tribal human resources to assist tribes in the protection of tribal energy and natural resources ranks near the top of every tribe's list of priorities. Yet, for many tribes, the development of tribal human resources remains an elusive goal to achieve. Historically, the problem is rooted in the lack of opportunities for tribes to guide and participate in the educational development and training of Native American scientists, engineers, technicians, and business professionals in a manner that reflects and supports tribal priorities.

Similarly, educational institutions, private industry, and federal government agencies are finding it difficult to recruit and retain the scientists, engineers, technicians, and business professionals required to maintain America's industrial and scientific leadership. Native Americans represent a pool of talent that has previously been under-developed in educational institutions and consequently untapped by industry and government. The Ute Indian Tribe and the University of Utah have determined that it is imprudent to ignore this previously untapped human resource.

**II. GOALS OF THE UTE INDIAN TRIBE - UNIVERSITY OF UTAH  
COOPERATIVE RELATIONSHIP**

The goal of the Ute Indian Tribe - University of Utah cooperative relationship is two-fold:

1. To design, implement, and disseminate innovative educational programs that accelerate the development of the tribal human resources.

2. To matriculate greater numbers of competent and experienced Ute Indian scientists, engineers, technicians, and business professionals who are available to Native American Tribes, private industry, and government agencies.

This memorandum is intended as an instrument to express the mutual desire of both parties to establish a cooperative relationship and is not intended to be a contract or create legally binding obligations on the part of either party.

This goal will be accomplished by:

- Cooperatively identifying and securing funding resources among federal agencies, private sectors, and foundations to support the implementation of education and training programs for Ute Indian students in the technical, scientific, and business fields;
- Building a network of professional, academic, and research resources to assist Native American students, tribes, educators and professionals; and
- Cooperatively continuing to support the American Indian Resource Center, which can counsel, advise, and otherwise support American Indian students in their professional growth and development; enhance the opportunities for academic success; and assist the student in identifying financial aid opportunities.

### III. THE PARTIES

#### 1. UNIVERSITY OF UTAH

The University of Utah offers 75 undergraduate degree programs, more than 50 teaching majors and minors and 96 graduate majors. The U offers instruction in baccalaureate, masters, and doctoral degree programs. Its colleges, graduate, and professional schools include architecture, business, education, engineering, fine arts, health, humanities, law, medicine, mines and earth sciences, nursing, pharmacy, science, social and behavioral science, and social work.

The University commits itself to providing challenging instruction for all its students, from both Utah and other states and nations, and encourages

interdisciplinary work and the integration of instruction and research opportunities. It expects and rewards superior teaching and academic excellence among its faculty. It seeks the broad and liberal education of all its students and their familiarity with a changing world.

The University of Utah fosters the discovery and humane use of knowledge and artistic creation in all areas of academic, professional, and clinical study. The U is accredited by the Northwest Association of Schools and Colleges, and is classified by the Carnegie Foundation as one of 50 comprehensive Research I universities from among 3,700 U.S. institutions.

In both basic applied research, the University measures achievement against national and international standards. Rigorous assessment and review are central to advancing its research programs and creative activities, as are participation and leadership in national and international academic disciplines. The University also cooperates in research and creative activities with other agencies and institutions of higher education, with the community, and with private enterprise.

University of Utah fosters reflection on the values and goals of society, the school augments its own programs and enriches the larger community with its libraries, hospitals, museums, botanical gardens, broadcast stations, public lectures, continuing education programs, alumni programs, athletics, recreational opportunities, music, theater, film, dance and other cultural events.

The U's three libraries are Marriott, Eccles Health Sciences, and Quinney Law. These facilities are open to the campus community and the general public when classes are in session. U students come from all 29 Utah counties, all 50 states, and over 100 foreign countries. Students are encouraged to contribute time and expertise to community and professional service, to national and international affairs and governance, and to matters of civic dialogue.

a) University of Utah Mission Statement

The mission of the University of Utah is to educate the individual and to discover, refine, and disseminate knowledge. As a major teaching and research university, the flagship institution of the Utah State System of Higher Education, the University of Utah strives to create an academic environment where the highest standards of scholarship and professional practice are observed and where responsibilities to students are conscientiously met. It recognizes the mutual relevance and

interdependence of teaching and research as essential components of academic excellence. It welcomes students who are committed to learning and who conform to high academic standards. The right of free inquiry is zealously preserved; diversity is encouraged and respected; critical examination and creativity are promoted; and intellectual integrity and social responsibility are fostered. The University is fully committed to the goals of equal opportunity and affirmative action, which are designed to ensure that each individual be provided with the opportunity for full, unhampered, and responsible participation in every aspect of campus life.

b) American Indian Resource Center Mission Statement

The mission of the American Indian Resource Center (AIRC) is to provide culturally sensitive academic support, mentoring, counseling, and social activities to American Indian students in order to achieve success in an academically competitive environment as they strive to reach their potential. The four primary advocacy and service areas include recruitment, retention, graduation and community outreach. The AIRC provides a culturally appropriate, supportive environment for American Indian students and assists in the transition to University life.

2. UTE INDIAN TRIBE

The home of the Ute Indian Tribe is the Uintah and Ouray (U & O) Reservation, located within a three-county area in Northeastern Utah, known as the Uintah Basin. The reservation covers a large portion of western Uintah and eastern Duchesne Counties.

The opening and settlement of the U & O Reservation in 1905 brought with it a checker-board pattern of ownership and jurisdiction. Today's surface ownership of the Uintah Basin is a mixture of Federal Lands (50.5 %), Fee lands (23.8%), Tribal Trust Lands (17.5%), and State of Utah Lands (8.2%). The Ute Tribe, with slightly less than one million acres has ownership of almost 25% of the Uintah Basin's total land area.

The Government. The Ute Indian Tribe is made up of three bands the Uintah, the White River and the Uncompahgre. Two representatives from each of these bands are elected to serve four-year terms on the Tribal Business Committee, the governing body of the Tribe. However, governmental decisions by the Business Committee are made by resolution. Once resolutions are adopted, they become law and Business Committee members then realize that they must abide by those laws.

The organizational structure of the Ute Tribe is complete. As with most other governmental entities, departments have been formed to carry on governmental and administrative functions. These departments include Legal, Personnel, Accounting and Auditing, Revenues and Taxation, Resource Management, Fish & Wildlife Management, Vital Statistics, Job Training (JTPA), Social Services and Aging, Economic Development, Youth Program, Fire and Emergency Response, Motor Pool, Property and Supply, Police, Judicial Systems and others. Additionally, the Tribe operates several enterprise departments that are designed to provide and to produce revenues. Included in tribal enterprises is a convenience market and gas station, a finance company for tribal members use, a wood products company complete with a sawmill and milling capabilities, a cattle livestock operation, a culinary water system, an environmental health department for handling garbage and sewage, and a bowling alley, because of Utah state laws the Tribe has been unable to initiate gambling on the Reservation as many other Tribes have done.

The People. According to the Tribe's Department of Vital Statistics, the enrolled membership of the Ute Tribe is presently 3,120 members. This population has grown from about 2,500 members in 1980 and is projected to increase to 4,672 by the year 2010. Eight-five percent (or about 2,650) live within the boundaries of the Uintah and Ouray Reservation.

The population of the Tribe living on the reservation is made up of 703 households. Of the families making up those households, 345 (or 45%) fall into the very low income category and 147 (or 21%) are in the low income category. The average size of families making up these two categories is 4.15 people.

Like most communities in Rural America, the aging population of the Ute Indian Tribe is growing. Unemployment, overcrowding and poor living conditions on the Reservation oft times create a feeling within the young people of the Tribe of despair and uselessness, causing them to either leave the home or to seek friends and outside activities that are not beneficial to their well-being, neither physically, mentally or spiritually.

#### IV. ORGANIZATIONAL RESPONSIBILITIES UNDER THE MEMORANDUM OF UNDERSTANDING

##### 1. UTE INDIAN TRIBE INTENDS TO PURSUE THE FOLLOWING ACTION:

- a) Ute Indian Tribe will work with University of Utah to identify the educational and training needs of tribal constituents and how these needs can most effectively be addressed in a university environment.
- b) Ute Indian Tribe will identify and recruit prospective tribal applicants and otherwise promote Ute Indian Tribe-University of Utah education and training initiatives.
- c) Ute Indian Tribe will work cooperatively with University of Utah to seek private and federal funding to support the implementation and expansion of Ute Indian Tribe-University of Utah initiatives.
- d) Ute Indian Tribe will work with tribal members to demonstrate commitment and support of University of Utah educational programs and will encourage the matriculation of Ute Indian undergraduate and graduate students to the University of Utah.
- e) Ute Indian Tribe will provide undergraduate students from University of Utah with internship opportunities to work on scientific, engineering, technical, and business projects with the Ute Tribe, when funding is available.

##### 2. UNIVERSITY OF UTAH INTENDS TO PURSUE THE FOLLOWING ACTIONS:

- a) University of Utah will make available as appropriate and possible its regular summer and academic year of educational and research programs to Ute Indian students, educators, and tribal personnel.
- b) University of Utah will work cooperatively with the Ute Indian Tribe to seek private, state and federal funding to support the implementation and expansion of Ute Indian Tribe-University of Utah initiatives.
- c) Within the limit of available funds, the University of Utah will offer financial assistance to academically qualified Ute Indian students.
- d) Within the limits of available resources, the University of Utah will work cooperatively when appropriate and requested by the Ute Tribe to conduct



scientific and technical research in areas of paramount importance to the Ute Tribe. The University of Utah will aid and assist the Ute Tribe to build a body of scholarly materials available in education, language, natural resources, business and other disciplines.

- e) University of Utah will continue to support the American Indian Resource Center in its effort to provide comprehensive services and support to all American Indian students attending the University of Utah.

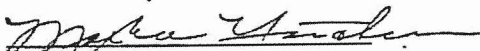
3. AMERICAN INDIAN RESOURCE CENTER INTENDS TO PURSUE THE FOLLOWING ACTIONS

- a) American Indian Resource Center will collaborate with the Center for Ethnic Student Affairs and assist the Office of Admissions with recruitment and will serve to enhance the retention and graduation rates of American Indian students attending the University of Utah.
- b) American Indian Resource Center will work with the Ute Tribe to seek scholarships and financial aid for Ute Tribal members who attend the University of Utah.
- c) American Indian Resource Center will work with the Ute Indian Tribe when appropriate and possible to design, implement, and disseminate innovative education programs that accelerate the development of tribal members.
- e) American Indian Resource Center will serve as a liaison between the University of Utah and the Ute Indian Tribe and will assist the Ute Indian Tribe and University of Utah with the MOU initiatives.
- f) American Indian Resource Center will facilitate cooperative agreements between University of Utah and the Ute Indian Tribe. American Indian Resource Center will assist in identifying opportunities for Ute Indian educational initiatives, especially those designed for the development of natural and human resources, with academic colleges and departments at University of Utah.

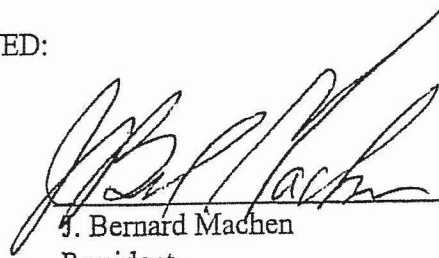
V. DURATION

This Memorandum of Understanding will become effective upon the date of final signature and is intended to continue for four years, provided however, it may be terminated by either party at anytime.

APPROVED:

  
Maxine Natchees  
Chairman  
Ute Indian Tribe Business Committee

DATE: Nov. 25, 2003

  
J. Bernard Machen  
President  
University of Utah

DATE: Dec 16, 2003