

Ordinance 54-12

An Ordinance of Supplemental Appropriation for Administration, Education, Department of Justice, Health and Human Services and Natural Resources of the Mille Lacs Band Tribal Government for Fiscal Year ending September 30, 2012.

The District III Representative introduced the following Bill on the 27th day of March, 2012.

Preamble

It is enacted by the Band Assembly of the Mille Lacs Band of Ojibwe for the purpose of appropriating for Governmental Operations for Fiscal Year September 30, 2012.

Title I.

Section 1: Governmental Operations. The Band Assembly hereby appropriates and authorizes expenditures for Administration, Education, Department of Justice; Health and Human Services, and Natural Resources for Fiscal Year September 30, 2012.

Section 1.01: Fifty five thousand four hundred two dollars and no cents (\$55,402.00) for Early Learning Mentor grant from un-spent net revenue 201-346 under **Education**; Thirty three thousand eight hundred seventy eight dollars and no cents (\$33,878.00) for CITGO 220-454 grant; Eight thousand two hundred seventy dollars and no cents (\$8,270.00) for CITGO FY 2011 grant funds 220-454; Six thousand eight dollars and forty three cents (\$6,008.43) from un-spent net revenue for damages at the Food Distribution Warehouse under **Health and Human Services** which amends the **Total Fiscal Year 2012 Tribal Operations** to read: Eighty three million six hundred thirteen thousand five hundred fifty dollars and fifty seven cents (\$83,613,550.57); and

Section 1.02: The Band Assembly hereby appropriates and authorizes the expenditure of supplemental programmatic funds for the following:

<u>Tribal Operation Fiscal Year 2012</u>	<u>Supplemental</u>	<u>Amended Amount</u>
Education		
03/08/12 apb attachment #8 Early Learning Mentor grant 201-346 un-spent Net Revenue funds For Non-Federal Share portion of grant	\$ 55,402.00	\$19,580,229.00
Health & Human Services		
03/08/12 apb attachment #5 CITGO 220-454 grant	\$ 33,878.00	
3/8/12 apb attachment #6 CITGO 220-454 grant	\$ 8,270.00	

<u>Tribal Operation Fiscal Year 2012</u>	<u>Supplemental</u>	<u>Amended Amount</u>
Health & Human Services		
3/8/12 apb attachment #7		
Food Distribution 220-448		
Un-spent net rev./Insurance funds	\$ 6,008.43	\$21,217,597.23

Section 1.03: The Band Assembly hereby authorizes Commissioners to approve budgetary revisions within programs up to **\$10,000.00** provided that the revisions are allowable under grant provisions, if applicable and that sufficient funds are available for the revision. For revisions over **\$10,000.00**, the Band Assembly hereby authorizes the Administration Policy Board to approve budget revisions within programs of up to 50% of the total programs budget within a given budget line if the program is under **\$100,000.00** and up to 20% if the program is **\$100,000.00** or greater.


Section 1.04: All funds appropriated for federal, state and private grant funds shall be appropriated to align with the grant term so as to automatically carry-over to the next Fiscal Year if appropriated funds remain and if the grant is not completed within Fiscal Year 2012. If, for any reason, the grant term runs over the original end date causing costs to exceed the original appropriated amount, the Band Assembly must be notified so as to take appropriate action. In addition, Band Assembly hereby appropriates and authorizes the expenditure of all federal, state and private grant funds only after receipt by Band Assembly, of signed award letter from grantor agency.

All funds appropriated are maximum fund amounts and shall not be exceeded.

Ordinance 54-12
(Band Assembly Bill 15-01-54-12)

Introduced to the Band Assembly on this
Twenty seventh day of March in the year
Two thousand twelve.

Passed by the Band Assembly on this
Twenty seventh day of March in the year
Two thousand twelve.



Curt Kalk, Speaker of the Assembly

APPROVED

Date: 3/29/12



Marge Anderson, Chief Executive

OFFICIAL SEAL OF THE BAND

**ADMINISTRATION POLICY BOARD
REGULAR MEETING
MARCH 8, 2012 – BAND ASSEMBLY
DISTRICT 1 GOVERNMENT CENTER MEETING ROOM**

The Commissioner of Administration called the meeting to order at 9:21 a.m.

MEMBERS PRESENT

Carolyn Shaw, Commissioner of Administration
Michele Palomaki, Assistant Commissioner of Administration
Sam Moose, Commissioner of Community Development (arrived 9:10 a.m.)
Dennis Olson, Commissioner of Education
Don Eubanks, Commissioner of Health & Human Services
Bradley Kalk, Commissioner of Natural Resources

MEMBERS ABSENT

QUORUM PRESENT

OTHERS PRESENT

Nancy Wood, Deputy Assistant
Cyrilla Bauer, Human Resources Director
Craig Hansen, TERO Director
Angel Oehrlein, Executive Assistant of Administration

Approval of Agenda

The Commissioner of Community Development made a motion to approve the March 8, 2012, Administration Policy Board for Band Assembly approval agenda. The Assistant Commissioner of Administration seconded the motion. (attachment #1)

ROLL CALL VOTE

Michele Palomaki	--Aye
Sam Moose	--Aye
Dennis Olson	--Aye
Don Eubanks	--Aye
Bradley Kalk	--Aye

5- For 0- Against 0- Silent Motion Carried

OLD BUSINESS – TABLED ITEMS

The Commissioner of Community Development made a motion to take the following from the table and place under Other on the agenda.

Band Member Legal Aid

Income Guidelines Policy – request to approve

The Commissioner of Natural Resources seconded the motion.

ROLL CALL VOTE

Michele Palomaki --Aye
Sam Moose --Aye
Dennis Olson --Aye
Don Eubanks --Aye
Bradley Kalk --Aye

5- For 0- Against 0- Silent Motion Carried

CONTRACTS/GRANTS

The Commissioner of Community Development made a motion to approve and forward to Band Assembly for approval the following contracts:

Natural Resources

Widseth, Smith & Nolting - \$12,800.00 – addendum to contract to provide survey work during FY 2012 for total contact amount of \$42,800.00 with the addition to cover surveying of the Mille Lacs Grand Casino lease site (reimbursed by the Casino) as submitted (attachment #2)

Community Development

Nelson-Degerstrom Construction, LLC - \$\$27,220.00 – to provide materials and labor for an Elder home renovation in Hinckley as submitted (attachment #3)

Baas Construction, Inc. - \$86,198.00 – to provide materials and labor for a commercial renovation project at the D1 Food Distribution Warehouse as submitted (attachment #4)

The Commissioner of Health & Human Services seconded the motion.

ROLL CALL VOTE

Michele Palomaki --Aye
Sam Moose --Aye
Dennis Olson --Aye
Don Eubanks --Aye
Bradley Kalk --Aye

5- For 0- Against 0- Silent Motion Carried

REQUESTS FOR APPROPRIATION

The Commissioner of Health & Human Services made a motion to approve and forward to Band Assembly for approval the following requests for appropriation:

Health & Human Services

- FY 2012 – CITGO 220-454 - \$33,878.00 – request appropriation of grant funds as submitted (attachment #5)**
- FY 2012 – CITGO 220-454 - \$8,270.00 – request appropriation of FY 2011 Carryover grant funds as submitted (attachment #6)**
- FY 2012 – Food Distribution 220-448 - \$6,008.43 – request appropriation of Unspent Net Revenue funds, previously received insurance funds for damages at the Food Distribution Warehouse during FY 2011 as submitted (attachment #7)**

Just \$

Education

- FY 2012 – Early Learning Mentor Grant 201-346 - \$55,402.00 – request appropriation of Unspent Net Revenue funds for Non-Federal Share portion of grant as submitted (attachment #8)**
- FY 2012 – Adult Ed (Master Apprentice) 201-344 - \$85,000.00 – request appropriation of Unspent Net Revenue to clean up all negative amounts incurred while operating under the continuing resolution prior to the approval of FY 2012 budgets, closing out this budget for the fiscal year as submitted (attachment #9)**

Omitted

The Commissioner of Education seconded the motion.

The funds received from insurance for the Food Distribution Warehouse will be applied towards the construction repair of the warehouse. The budget formally supporting the Master Apprentice program is not included in the approved budget for FY 2012 and therefore needs to be balanced to close completely. Employee expenses have now been transferred to alternate program budgets. The Band match for the Early Learning grant was inadvertently missed in the budgetary process and needs to now be appropriated.

ROLL CALL VOTE

- Michele Palomaki --Aye
- Sam Moose --Aye
- Dennis Olson --Aye
- Don Eubanks --Aye
- Bradley Kalk --Aye

5- For 0- Against 0- Silent Motion Carried

OTHER

Vehicle Inventory discussion

The Commissioner of Natural Resources brought forth the topic of vehicle disposal. The Board agreed to assist in speeding along the process to get to the intended audience – the Band members. Each Commissioner would forward the information to the other Commissioners, understanding that it would not be beneficial to inherit an older vehicle, or one requiring significant repairs. At this point, it would only take notification from the Commissioners among each other (via email or phone) to proceed.

Band Member Legal Aid

Income Guidelines Policy – request to approve

In discussion of the proposed income guidelines, the Board determined the draft is a good beginning and positive step in implementing income guidelines for Band Member Legal Aid services.

Suggestions are:

1. Increase the percentage over poverty (currently 200%) to reflect similar guidelines now used by the Department of Labor (currently 300%) so as not to become yet another barrier to Band members with eligibility of the program
2. Increase the retainer amount to promote more personal responsibility of clients
3. Govern additional cost when cases consume longer hours and resources of services

The Commissioner of Community Development made the motion to adjourn.

The Commissioner of Health & Human Services seconded the motion.

The meeting was adjourned at 10:02 a.m.

Carolyn Shaw
Carolyn Shaw
Commissioner of Administration

3/9/12
Date

Marge Anderson
Marge Anderson
Chief Executive

3/9/12
Date