

Ordinance 46-16

An Ordinance of Appropriation for Governmental Operations of the Executive, Legislative, and Judicial Branches, Circle of Health, Economic Development and Supplemental Income Program for Elders of the Mille Lacs Band Tribal Government for fiscal years ending September 30, 2016 and September 30, 2017.

The District I, District II and District III Representatives jointly introduced the following Bill on this 14th day of July, 2016.

Preamble

It is enacted by the Band Assembly of the Mille Lacs Band of Ojibwe Indians for the purpose of appropriating funds for Governmental operations, Circle of Health, Economic Development and Supplemental Income Program for Elders for fiscal years ending September 30, 2016 and September 30, 2017.

**Fiscal Year 2016**

Section 1: Governmental Operations. The Band Assembly hereby appropriates funds for the Executive, Legislative, Judicial Branches, Circle of Health, Economic Development, and Supplemental Income Program for Elders for fiscal year ending September 30, 2016 for the following: Executive, Legislative, Judicial, Administration, Education, Natural Resources, Department of Justice, Community Development, Health and Human Services, Circle of Health, Economic Development and Supplemental Income Program for Elders (attached hereto as “Exhibit A”).

Section 1.01. Any program not specifically named above shall be excluded from appropriations in this Bill and as such the Commissioner of Finance shall be precluded from authorizing expenditures until such time as appropriation occurs.

Section 1.02. The Band Assembly hereby appropriates and authorizes the expenditure of **\$96,590,472.00** for the fiscal year ending September 30, 2016 for the Government operation of the Executive, Legislative, Judicial Branches, Circle of Health, Economic Development and Supplemental Income Program for Elders (attached hereto as “Exhibit A”): Fiscal Year 2016 Budget.

Section 1.03. The Band Assembly hereby appropriates and authorizes the expenditures of programmatic funds and specifically allocates these funds for the following tribal operations:

**Fiscal Year 2016**

Legislative	\$ 6,861,974.00
Chief Executive	\$ 1,622,663.00
Judicial	\$ 952,072.00
Administration	\$12,639,192.00
Education	\$16,727,997.00
Natural Resources	\$ 5,315,696.00

Department of Justice	\$ 5,298,190.00
Community Development	\$ 9,847,387.00
Health and Human Services	<u>\$22,016,542.00</u>
<b>Total FY 2016 Budgets</b>	<b><u>\$81,281,711.00</u></b>

**Fiscal Year 2016**

**Circle of Health**

From Circle of Health Endowment Funds	\$ 9,976,600.00
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**Economic Development**

From Economic Development Funds	\$ 5,265,965.00
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**Supplemental Income Program for Elders**

From Interest income from SIPE Endowment acct.	\$ 66,196.00
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All funds appropriated are maximum amounts and shall not be exceeded.

Section 2. Specifically excluded from this Bill are any grants or contracts not listed in the attached "Exhibit A" (Fiscal Year 2016 Budget).

Section 3. No expenditure that causes an appropriation to be exceeded may be paid under any circumstance without further Band Assembly action.

Section 4. Any increase in funding to any grant or contract listed in the attached Fiscal Year 2016 Budget, or any newly received grant or contract, shall be subject to supplemental appropriation by the Band Assembly prior to any expenditure of these funds.

Section 5. Any decrease in funding to any grant or contract already budgeted shall automatically result in an equal decrease in the approved appropriation and, upon notification of the decrease by the appropriate grant agency, shall be subject to action by the Band Assembly to decrease the specific appropriation.

Section 6. Indirect costs shall be collected for the particular programs based on the current rate approved by the United States Department of Interior and/or Office of Inspector General unless limited to lesser rate by applicable federal and/or state regulations.

Section 7. The Band Assembly and Chief Executive agree that quarterly progress reports shall be submitted to the Band Assembly by all Commissioners for their respective programs. The Band Assembly shall notify the office of the Chief Executive and the office of each Commissioner required to appear before the Band Assembly, three (3) consecutive days prior to their scheduled appearance.

Section 8. Except as otherwise exempted, all appropriations shall lapse at the end of each fiscal year and be available for re-appropriation by the Band Assembly.

Section 9. The Band Assembly hereby authorizes Commissioners to approve budgetary revisions within programs up to \$10,000.00 provided that the budget revisions are allowable under grant provisions, if applicable and that sufficient funds are available for the budget revisions. For budget 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 program's 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 10. All funds appropriated for federal, state and private grant funds shall be appropriated to align with the grant terms 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 2016. 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.

### **Fiscal Year 2017**

Section 1: Governmental Operations. The Band Assembly hereby appropriates funds for the Executive, Legislative, and Judicial Branches for fiscal year ending September 30, 2017 for the following: Executive, Legislative, Judicial, Administration, Education, Natural Resources, Department of Justice, Housing, Community Development, Health and Human Services, Circle of Health, Economic Development and Supplemental Income Program for Elders (SIPE) (attached hereto as "Exhibit B").

Section 1.01. Any program not specifically named above shall be excluded from appropriations in this Bill and as such the Commissioner of Finance shall be precluded from authorizing expenditures until such time as appropriation occurs.

Section 1.02. The Band Assembly hereby appropriates and authorizes the expenditure of **\$99,665,380.00** for the fiscal year ending September 30, 2017 for the Government operation of the Executive, Legislative, Judicial Branches, Circle of Health, Economic Development and Supplemental Income Program for Elders (SIPE) (attached hereto as "Exhibit B"): Fiscal Year 2017 Budget.

Section 1.03. The Band Assembly hereby appropriates and authorizes the expenditures of programmatic funds and specifically allocates these funds for the following tribal operations:

#### **Fiscal Year 2017**

Legislative	\$ 6,739,152.00
Chief Executive	\$ 1,642,811.00
Judicial	\$ 949,010.00
Administration	\$12,816,753.00
Education	\$16,906,418.00
Natural Resources	\$ 5,110,813.00

Department of Justice	\$ 5,368,410.00
Community Development	\$ 9,828,919.00
Health and Human Services	<u>\$22,015,176.00</u>
<b>Total FY 2017 Budgets</b>	<b><u>\$81,377,462.00</u></b>

**Fiscal Year 2017**

**Circle of Health**

From Circle of Health Endowment Funds	<b>\$ 9,981,504.00</b>
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**Economic Development**

From Economic Development Funds	<b>\$ 5,465,107.00</b>
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**Supplemental Income Program for Elders**

From Interest income from SIPE Endowment acct.	<b>\$ 2,841,307.00</b>
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Section 2. Specifically excluded from this Bill are any grants or contracts not listed in the attached "Exhibit B" (Fiscal Year 2017 Budget).

Section 3. No expenditure that causes an appropriation to be exceeded may be paid under any circumstance without further Band Assembly action.

Section 4. Any increase in funding to any grant or contract listed in the attached Fiscal Year 2017 Budget, or any newly received grant or contract, shall be subject to supplemental appropriation by the Band Assembly prior to any expenditure of these funds.

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Section 10. All funds appropriated for federal, state and private grant funds shall be appropriated to align with the grant terms 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 2017. 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.

Ordinance 46-16  
Band Assembly Bill 17-02-46-16

Introduced to the Band Assembly on this  
Fourteenth day of July in the year  
Two thousand sixteen.

Passed by the Band Assembly on this  
Fourteenth day of July in the year  
Two thousand sixteen.

Carolyn Beaulieu  
Carolyn Beaulieu, Speaker of the Assembly

APPROVED

Date: July 14, 2016

Melanie Benjamin  
Melanie Benjamin, Chief Executive



**OFFICIAL SEAL OF THE BAND**

Band Assembly Bill 17-02-46-16

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