

## Ordinance 32-20

An Ordinance Amending Supplemental Appropriation Ordinance 28-20 for Tribal Per Capita Distributions for Fiscal Year ending September 30, 2020.

The District III Representative introduced the following Bill on the 7<sup>th</sup> day of April, 2020.

### Preamble

It is enacted by the Band Assembly of the Mille Lacs Band of Ojibwe for the purpose of amending Ordinance 28-20, Tribal Per Capita Distributions for Fiscal Year ending September 30, 2020. The financial calculations and administrative work to prepare the Tribal Per Capita Distributions Bill, begins no less than two weeks prior to the Bill's introduction to Band Assembly. Consistent with past practice and procedures, the Bill that became Ordinance 28-20 included two months of Per Capita payments, those being April and May 2020. Ordinance 28-20 was signed and became effective the 19<sup>th</sup> day of March 2020, less than two days following the closures of Grand Casino Hinckley and Grand Casino Mille Lacs. At the time of its passage, the magnitude of the financial impact of the novel Coronavirus ("COVID-19") was not yet fully realized, nor is it today. On March 25, 2020 the Governor of Minnesota, through Emergency Executive Order 20-20, directed Minnesotans to Stay at Home. Also, on March 25, 2020, the Chief Executive, through Executive Order 2020-05, issued a Stay at Home order for all persons enrolled with the Non-removable Mille Lacs Band of Chippewa Indians "the Band", or any other federally recognized tribe, residing within the territorial jurisdiction of the Band. Due to the economic impact to the Band's enterprises from COVID-19, it is forecasted that the casinos will not be making an April 2020 Net Gaming Revenue distribution payment to the Band. Therefore, there will be no Net Gaming Revenue distribution to fund a May 2020 Tribal Per Capita payment. Additionally, Net Gaming Revenues distributed for Per Capita payments through the end February 2020's operating results, are in excess of the 35 percent allocation for Per Capita payments, by ten percentage points.

### Title I

Section 1: Tribal Per Capita Distributions. The Band Assembly hereby amends Ordinance 28-20, reducing the appropriation and authorized expenditures, removing the "May 2020" language and dollar amounts for the Tribal Per Capita Distributions for Fiscal Year ending September 30, 2020.

Section 1.01: Amendment to Section 1.02. The Band Assembly hereby reduces the appropriation and authorized expenditures in Ordinance 28-20 as follows: Two million, eight hundred twenty-three thousand, two hundred fifty-eight dollars and no cents (\$2,823,258.00) for Adult Distributions 6668-100-1980-0 of FY2020 Tribal Per Capita Distributions. The Band Assembly also amends the **Total Fiscal Year 2020 Mille Lacs Band Tribal Operations** to read: Eighty-four million, two hundred six thousand, six hundred seventeen dollars and ninety-four cents (\$84,206,617.94).

Section 1.02: The Band Assembly hereby reduces the authorized expenditures of supplemental funds for the following:

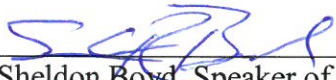
<b><u>Tribal Distributions Fiscal Year 2020</u></b>	<b><u>(Reduction)</u></b>	<b><u>Amended Amount</u></b>
<b>Bonus Distribution</b>		
Adults 6668-100-1980-0	(\$2,823,258.00)	<b>\$30,104,918.00</b>
<b>Total Fiscal Year 2020 Mille Lacs Band Tribal Operations</b>		<b>\$84,206,617.94</b>

Section 1.03: All funds appropriated or (reduced) are maximum fund amounts and shall not be exceeded.

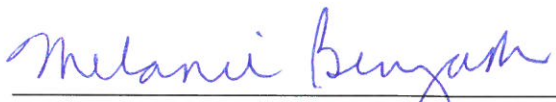
Ordinance 32-20  
(Band Assembly Bill 19-01-32-20)

Introduced to the Band Assembly on this  
Seventh day of April in the year  
Two thousand twenty.

Passed by the Band Assembly on this  
Seventh day of April in the year  
Two thousand twenty.

  
Sheldon Boyd, Speaker of the Assembly

APPROVED  
Date: April 7, 2020

  
Melanie Benjamin, Chief Executive

**OFFICIAL SEAL OF THE BAND**

## Band Assembly Bill 19-01-32-20

A Bill Amending Supplemental Appropriation Ordinance 28-20 for Tribal Per Capita Distributions for Fiscal Year ending September 30, 2020.

The District III Representative introduced the following Bill on the 7<sup>th</sup> day of April, 2020.

### Preamble

Be it enacted by the Band Assembly of the Mille Lacs Band of Ojibwe for the purpose of amending Ordinance 28-20, Tribal Per Capita Distributions for Fiscal Year ending September 30, 2020. The financial calculations and administrative work to prepare the Tribal Per Capita Distributions Bill, begins no less than two weeks prior to the Bill's introduction to Band Assembly. Consistent with past practice and procedures, the Bill that became Ordinance 28-20 included two months of Per Capita payments, those being April and May 2020. Ordinance 28-20 was signed and became effective the 19<sup>th</sup> day of March 2020, less than two days following the closures of Grand Casino Hinckley and Grand Casino Mille Lacs. At the time of its passage, the magnitude of the financial impact of the novel Coronavirus ("COVID-19") was not yet fully realized, nor is it today. On March 25, 2020 the Governor of Minnesota, through Emergency Executive Order 20-20, directed Minnesotans to Stay at Home. Also, on March 25, 2020, the Chief Executive, through Executive Order 2020-05, issued a Stay at Home order for all persons enrolled with the Non-removable Mille Lacs Band of Chippewa Indians "the Band", or any other federally recognized tribe, residing within the territorial jurisdiction of the Band. Due to the economic impact to the Band's enterprises from COVID-19, it is forecasted that the casinos will not be making an April 2020 Net Gaming Revenue distribution payment to the Band. Therefore, there will be no Net Gaming Revenue distribution to fund a May 2020 Tribal Per Capita payment. Additionally, Net Gaming Revenues distributed for Per Capita payments through the end February 2020's operating results, are in excess of the 35 percent allocation for Per Capita payments, by ten percentage points.

### Title I

Section 1: Tribal Per Capita Distributions. The Band Assembly hereby amends Ordinance 28-20, reducing the appropriation and authorized expenditures, removing the "May 2020" language and dollar amounts for the Tribal Per Capita Distributions for Fiscal Year ending September 30, 2020.

Section 1.01: Amendment to Section 1.02. The Band Assembly hereby reduces the appropriation and authorized expenditures in Ordinance 28-20 as follows: Two million, eight hundred twenty-three thousand, two hundred fifty-eight dollars and no cents (\$2,823,258.00) for Adult Distributions 6668-100-1980-0 of FY2020 Tribal Per Capita Distributions. The Band Assembly also amends the **Total Fiscal Year 2020 Mille Lacs Band Tribal Operations** to read: Eighty-four million, two hundred six thousand, six hundred seventeen dollars and ninety-four cents (\$84,206,617.94).