



THE MILLE LACS BAND OF  
**OJIBWE INDIANS**  
*Legislative Branch of Tribal Government*

**RESOLUTION 20-02-35-22**

**A RESOLUTION APPROVING A LIMITED WAIVER OF SOVEREIGN IMMUNITY FOR THE CONTRACT WITH MARCO TECHNOLOGIES, LLC FOR PRODUCTS AND PROFESSIONAL SERVICES**

WHEREAS, the Mille Lacs Band Assembly (“Band Assembly”) is the duly elected legislative body of the Non-Removable Mille Lacs Band of Ojibwe (“Band”), a federally recognized Indian tribe; and

WHEREAS, pursuant to 3 MLBS § 3(d), the Band Assembly is empowered to adopt resolutions; and

WHEREAS, pursuant to 3 MLBS § 1(m), a “resolution” is defined as “a formal expression of the opinion, will, or intention” of the Band Assembly; and

WHEREAS, according to 24 MLBS § 2(b), only the Band Assembly can waive the immunity of the Band by ratifying through resolution waivers of its sovereign immunity by its express written consent (2 MLBS § 5[a]); and

WHEREAS, the Band desires to enter into a contract with Marco Technologies, LLC (Marco) for the purchase or products, labor and other services in relation to updating and improving streaming capabilities of Band Assembly meetings. The contract with Marco consists of the Relationship Agreement, Professional Services Engagement Agreement and Schedule A-Schedule of Products. The Relationship Agreement contains governing law, venue, jurisdiction, dispute resolution, a waiver or limitation of certain litigation rights and remedy provisions that require limited waivers of sovereign immunity; and

WHEREAS, An approval to waive sovereign immunity is limited to only this particular contract for very specific products and services.

NOW, THEREFORE, BE IT RESOLVED, pursuant to the authority of Band statutes, the Band Assembly does hereby approve and consent to the limited waiver of sovereign immunity of the Marco contract described above.

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**DISTRICT II**

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**DISTRICT IIA**

2605 Chiminising Drive • Isle, MN 56342  
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**DISTRICT III**

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**URBAN OFFICE**

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WE DO HEREBY CERTIFY that the foregoing resolution was duly concurred with and adopted at a regular session of the Band Assembly, in Legislative Council assembled, a quorum of legislators being present, held on the 14<sup>th</sup> day of September, 2022, at Nayahshing, Minnesota, by a vote of 3 FOR, 0 AGAINST, 0 SILENT.

IN WITNESS WHEREOF, we, the Band Assembly, hereunto cause to have set the signature of the Speaker of the Assembly.

**OFFICIAL SEAL OF THE BAND**



  
Sheldon Boyd, Speaker of Assembly

**Sponsor: District II Representative**