

A RESOLUTION REGARDING CONTRACTUAL AMENDMENT
WITH ZIONTZ, PIRTLE, MORISSET, ERNSTOFF & CHESTNUT

WHEREAS, effective April 15, 1983, the Mille Lacs Band of Chippewa Indians (hereinafter referred to as the Band), through the Band Assembly (hereinafter referred to as the Assembly), entered into a special attorney contract with Ziontz, Pirtle, Morisset, Ernstoff & Chestnut, attorneys at law, which contract has been approved by the Bureau of Indian Affairs and is designated as Contract No. F50C14203A29, and

WHEREAS, subsequent to the time of entering into that contract, the governmental officers of the Mille Lacs government have perceived the need for a full scale legal program to achieve separate governmental status for the Mille Lacs Band, apart from the Minnesota Chippewa Tribe, together with a comprehensive legal and historical analysis to enable the Band to exercise full sovereign authority and to protect its immunity from state laws governing taxation, hunting and fishing, gaming and regulation of activities on reservation and Indian lands and other issues as assigned, and

WHEREAS, the Chief Executive of the Mille Lacs Band of Chippewa Indians has carried on extensive discussions with the partners in the law firm of Ziontz, Pirtle, Morisset, Ernstoff & Chestnut to work out an understanding of the mutual objectives of the Band and the law firm, and

WHEREAS, the Chief Executive of the Mille Lacs Band of Chippewa Indians has concluded that it is necessary for the law firm to undertake a major legal and historical analysis of the inherent sovereign status of the Mille Lacs Band with a view to providing the Band with a comprehensive legal and historical memorandum which will be available for use in every context, and

WHEREAS, the Chief Executive of the Mille Lacs Band of Chippewa Indians and the law firm have reduced their mutual understandings to writing in the form of a Joint Memorandum of Understanding which fully satisfies Mille Lacs Band governmental authorities that the law firm is prepared and able to deliver legal services which will satisfy the long range needs of the Mille Lacs Band, and

WHEREAS, the law firm has now prepared draft legislation to be introduced in Congress which will require immediate legal research to buttress and support the basis for such legislation, and

WHEREAS, the scope of said legal services far exceeds the limited undertaking of the original contract and an amendment of that contract is therefore necessary, and

WHEREAS, the law firm has been operating prior to the effective date of this Amendment under authority of the previous contract with funding and authorized assignments as approved by emergency order of the Chief Executive on August 9, 1983, and

WHEREAS, the Mille Lacs Band of Chippewa Indians has extended the emergency order through the date of this signing to incorporate legal work and expenses performed and incurred under the emergency order as extended to the effective date of this amendment,

NOW, THEREFORE, BE IT RESOLVED, that the attorney contract described above is hereby amended as follows:

Paragraph 8.1.3 shall read as follows:

The maximum amount to be charged per contract year for all professional fees under paragraphs 3 and 5 of this contract shall not exceed \$110,000 without further authorization of the Band, notwithstanding the contract restriction located in paragraph 15.3 of the contract. When authorized, the work shall be at rates noted above. Such further authorization is subject to approval by the Secretary.

Paragraph 9.3 of said contract is hereby amended as follows:

Reimbursement for expenses shall not exceed \$12,500 per contract year during the term of this contract without further authorization. Such authorization is subject to approval by the Secretary.

IN WITNESS WHEREOF, we the Cabinet, hereunto recommend the signature of the Chief Executive be affixed to this Resolution.

MILLE LACS BAND OF CHIPPEWA INDIANS

By: Arthur Gahbow, Chief Executive

WE DO HEREBY CERTIFY that the foregoing resolution was ratified and adopted at a (formal) (special) session of the Band Assembly in legislative council assembled, a quorum of legislators being present, held on October 15, 1983, at Vineland, Minnesota, by a vote of 3 FOR, and 0 AGAINST and 0 silent. In concurrence with the action of the Chief Executive we, the Band Assembly, hereunto cause to have set the hand of the Speaker to be affixed to this resolution.

Douglas Sams
Douglas Sams, Speaker of the Assembly

OFFICIAL SEAL