



THE MILLE LACS BAND OF OJIBWE INDIANS

Legislative Branch of Tribal Government

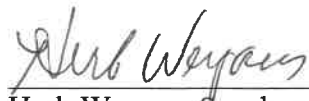
RESOLUTION 13-02-80-08

A RESOLUTION TO APPROVE FORMAL NOTIFICATION TO THE CHIEF EXECUTIVE OF THE CHARGES AS STATED ON THE PETITION FOR ACTION IN SUPPORT OF REMOVAL OF MLBO ELECTED OFFICIAL FOR ETHICAL VIOLATIONS

- WHEREAS, the Mille Lacs Band Assembly is the duly elected governing body for the Mille Lacs Band of Ojibwe, a federally-recognized Indian Tribe; and
- WHEREAS, 3 MLBSA § 1 authorizes the Band Assembly to act as the body referred to as the Reservation Business Committee (RBC) as described in the Revised Constitution and Bylaws of the Minnesota Chippewa Tribe; and
- WHEREAS, 3 MLBSA § 2(d) empowers the Band Assembly to adopt resolutions; and
- WHEREAS, the Band Assembly acknowledges that notice of ethical violations and gaming law violations against Chief Executive Melanie Benjamin are stated causes for removal and supported by a petition formally submitted to the Secretary-Treasurer and Band Assembly on September 29, 2008; and
- WHEREAS, according to the Revised Constitution and Bylaws of the Minnesota Chippewa Tribe, Article X, Sec. 3(a), notice must be provided to the accused within fifteen (15) days after receipt of the notice or charges and set a date for a hearing; and
- WHEREAS, the Band Assembly must determine whether or not the petition is supported by the signatures of no less than 20 percent of the resident eligible voters of the Mille Lacs Band of Ojibwe as required in Article X, Section 3 of the MCT Constitution; and
- WHEREAS, on this day, the Band Assembly adopted Resolution 13-02-79-08 appointing a committee to authenticate said signatures according to MCT protocol to determine the sufficiency of the support of the petition under Article X, Sec. 3.
- NOW, THEREFORE, BE IT RESOLVED THAT, the Band Assembly hereby approves the action of formally providing notice to the Chief Executive of the charges brought against her, and advising her that a hearing will be held within fifteen (15) days of September 29, 2008, pending the authentication of signatures attached to the Petition for Action in Support of Removal determining that the petition is supported by 20 percent of the resident eligible voters of the Mille Lacs Band of Ojibwe Reservation.

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 29th day of September, 2008 at Vineland, 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.



Herb Weyaus, Speaker of Assembly

OFFICIAL SEAL OF THE BAND