



THE MILLE LACS BAND OF
OJIBWE INDIANS

Legislative Branch of Tribal Government

JOINT RESOLUTION 14-03-40-11

A JOINT RESOLUTION APPROVING AN ANNUAL PAYMENT OF \$60,000, INCLUDING MAINTENANCE DUES, TO THE BOYS & GIRLS CLUB OF 10,000 LAKES FOR CHARTER MEMBERSHIP ON BEHALF OF THE MILLE LACS BAND OF OJIBWE DISTRICT BOYS & GIRLS CLUBS IN MILLE LACS (D1), ISLE (DIIa), EAST LAKE (DII), AND LAKE LENA (DIII).

- 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, according to 3 MLBSA § 2(d), the Band Assembly is empowered to adopt resolutions to promote the general welfare of the people of the Band; and
- WHEREAS, the Chief Executive of the Band is empowered to exercise the Executive Branch powers of the Band; and
- WHEREAS, the Mille Lacs Band Assembly and Chief Executive have established as a priority the improvement of educational, social and economic conditions and quality of life for the people of the Mille Lacs Band of Ojibwe; and
- WHEREAS, the Mille Lacs Band Assembly and Chief Executive support a formal action to acknowledge a partnership to acquire a charter under the Boys & Girls Club of 10,000 Lakes; and
- WHEREAS, the Mille Lacs Band Assembly and Chief Executive recognize the importance of providing a safe and healthy environment for Mille Lacs Band youth to learn and grow through ongoing relationships with positive, caring adult professionals; and
- WHEREAS, the Mille Lacs Band of Ojibwe fully supports the initiative to improve the quality of youth programming, including educational and career programs that help youth create aspirations for the future, providing opportunities for career exploration and educational enhancement; and
- WHEREAS, the Mille Lacs Band of Ojibwe leadership fully supports and recognizes the importance of all Boys & Girls Club initiatives including: (1) character and leadership development, (2) health and life skills development, (3) enhancing the lives of youth through the arts; and (4) sports, health, and fitness programs.
- NOW, THEREFORE, BE IT RESOLVED, that the Mille Lacs Band Assembly and Chief Executive do hereby support an annual payment of \$60,000 for required maintenance dues to continue the partnership with the Boys & Girls Clubs of 10,000 Lakes; and

DISTRICT I

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DISTRICT II

36666 State Highway 65 • McGregor, MN 55760
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DISTRICT IIA

2605 Chiminising Drive • Isle, MN 56342
(320) 676-1102 • Fax (320) 676-3432

DISTRICT III

45749 Grace Lake Road • Sandstone, MN 55072
(320) 384-6240 • Fax (320) 384-6190

URBAN OFFICE

1433 E. Franklin Avenue, Ste. 7c • Minneapolis, MN 55404
(612) 872-1424 • Fax (612) 872-1257

BE IT FURTHER AND FINALLY, that the Mille Lacs Band Assembly and Chief Executive do hereby support the Mille Lacs Band Boys & Girls Club in the districts of Mille Lacs (D1), Isle (DIIa), East Lake (DII), and Lake Lena (DIII).

WE DO HEREBY CERTIFY, that the foregoing resolution was duly concurred with and adopted at a special session of the Band Assembly in Legislative Council assembled, a quorum of legislators being present held on the 16th day of May, 2011 at Vineland, Minnesota by a vote of 2 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.



Curt Calk, Speaker of the Assembly

IN CONCURRENCE, with the action of the Speaker of the Assembly, I, hereunto set my hand to this resolution.



Marge Anderson, Chief Executive

OFFICIAL SEAL OF THE BAND

MEMORANDUM OF UNDERSTANDING
BETWEEN THE MILLE LACS BAND OF OJIBWE
AND BOYS & GIRLS CLUBS OF 10,000 LAKES

The Mille Lacs Band of Ojibwe (MLBO) Department of Education - Boys & Girls Clubs of the Mille Lacs Band of Ojibwe (hereinafter Mille Lacs Band) and the Boys & Girls Clubs of 10,000 Lakes, enter into this Memorandum of Understanding (“MOU”) to provide a framework for establishing an affiliation between said parties. Nothing contained herein is intended to affect the Boys & Girls Clubs of 10,000 Lakes or the Boys & Girls Clubs of the Mille Lacs Band’s right to manage and operate all clubs separately and independently.

The Boys & Girls Clubs of the Mille Lacs Band and the Boys & Girls Clubs of 10,000 Lakes agree to the following provisions:

(A) Purpose:

The Boys & Girls Clubs of the Mille Lacs Band will provide programs and services to all children within the operating service areas of Onamia, MN District 1; Isle, MN District Ila; McGregor, MN District II; and Lake Lena, MN District III.

Said services and programs will be provided at the following locations: Mille Lacs Band District Community Centers located in District I, District II, District Ila and District III.

(B) Goal

The goal of this MOU is to define the responsibilities and working agreement between the Boys & Girls Clubs of the Mille Lacs Band and the Boys & Girls Clubs of 10,000 Lakes.

(C) Term

- (1) This MOU shall commence May 31, 2011 and shall be subject to annual renewal thereafter unless terminated by action of one of the parties after providing the other sixty (60) days written notice of its intent to terminate the MOU.
- (2) The Boys & Girls Clubs of the Mille Lacs Band and the Boys & Girls Clubs of 10,000 Lakes may modify or amend this MOU upon the written consent of both parties.
- (3) No party hereto may assign its responsibilities without the written consent of the other party or unless ordered to do so by the court.

(D) Responsibilities

- (1) The Boys & Girls Clubs of 10,000 Lakes shall provide equal representation to the Boys & Girls Clubs of the Mille Lacs Band on all advisory boards and any other

oversight committees or boards from the date this MOU is signed until this MOU is terminated.

- (2) The Boys & Girls Clubs of Mille Lacs shall appoint board members that are equal to or less than the required representation at the discretion of the Mille Lacs Band Boys & Girls Clubs Board of Directors.
- (3) Both parties agree to operate their organizations above the minimum operating requirements of the Boys & Girls Clubs of America.
- (4) The Boys & Girls Clubs of 10,000 Lakes hereby agree to provide training and technical assistance to Boys & Girls Clubs of the Mille Lacs Band.

(E) Fees

- (1) The Boys & Girls Clubs of the Mille Lacs Band agrees to pay the Boys & Girls Clubs of 10,000 Lakes the sum of \$60,000 every 12 months on or before September 30th of each year during the pendency of this MOU.
- (2) The Boys & Girls Clubs of the Mille Lacs Band also agrees to pay any dues to maintain their organization in good standing with the Boys & Girls Clubs of America as well as any dues to help in the pursuit of all grant opportunities through the Boys & Girls Clubs of America.

(F) Dispute Resolution

- (1) The parties agree that, upon the request of any party, disputes arising under this MOU shall be submitted for resolution to a committee consisting of a Mille Lacs Band of Ojibwe designee chosen by MLBO Joint Resolution, a Boys & Girls Clubs of 10,000 Lakes designee or representative, and a third member selected by the Mille Lacs Band of Ojibwe and the Boys & Girls Clubs of 10,000 Lakes.
- (2) A dispute may be referred to the committee only after good faith efforts to resolve the dispute have proved unsuccessful. The committee decision will not place either party in violation of any law, create an explicit waiver of sovereign immunity, nor have any effect upon the termination provision in section (C) of this MOU.
- (3) If the informal process for resolving disputes does not lead to an agreement between the parties, this agreement shall be governed by, construed and enforced in accordance with written Band statutory and judicial laws of the Mille Lacs Band of Ojibwe Indians, as they may be available in electronic form at http://www.millelacsband.com/Page_BandStatutes.aspx and updated and confirmed in writing upon request, excluding any unwritten Band cultural and traditional laws, or any unwritten customs or traditions of the Mille Lacs Band of Ojibwe.
- (4) Nothing in this Section or elsewhere in this Agreement shall be construed as a waiver of the sovereign immunity of the Mille Lacs Band of Ojibwe.

IN WITNESS WHEREOF, the parties have signed this Memorandum of Understanding as follows:

The Boys & Girls Clubs of the Mille Lacs Band of Ojibwe

By: Dennis Olson
Commissioner of Education
Mille Lacs Band of Ojibwe

Date

The Boys & Girls Clubs of 10,000 Lakes

By: Ricky Solomon
Executive Director

Date