



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

**JOINT RESOLUTION 18-03-52-19**

**A JOINT RESOLUTION APPROVING A LIMITED WAIVER  
OF SOVEREIGN IMMUNITY IN THE EDUCARE LICENSE & USER  
AGREEMENT WITH MIRABELLE MANAGEMENT, LLC**

- WHEREAS, the Mille Lacs Band Assembly (“Band Assembly”) is the duly-elected governing body of the Mille Lacs Band of Ojibwe (“Band”), a federally-recognized Indian Tribe; and
- WHEREAS, pursuant to 3 MLBSA § 2 (d), the Band Assembly has the power to adopt resolutions to promote the general welfare of the people of the Band; and
- WHEREAS, pursuant to 4 MLBSA § 2, the Chief Executive of the Band is empowered to exercise the Executive Branch powers of the Band; and
- WHEREAS, pursuant to 24 MLBSA § 2(b), the Court of Central Jurisdiction shall have exclusive original jurisdiction over all civil matters involving the Band or its entities to the Court of Central Jurisdiction unless by written contract, the Band consents to the jurisdiction of any other court or courts of competent jurisdiction and approves the limited waiver of sovereign immunity only to this extent, and the Band Assembly adopts a resolution ratifying the contract; and
- WHEREAS, the Band Assembly and Chief Executive desire to enter into an Agreement (“Agreement”) with Educare License & User Agreement with Mirabelle Management, LLC to provide eLearning for up to 30 users through an online eLearning site for the Health & Human Services Department; and
- WHEREAS, the Band Assembly and Chief Executive acknowledge that governing law, venue and jurisdiction provisions are contained in the Agreement, requiring a limited waiver of sovereign immunity.
- NOW THEREFORE BE IT RESOLVED, that the Band Assembly and Chief Executive approve the limited waiver of sovereign immunity contained in the Agreement with Educare License & User Agreement with Mirabelle Management, LLC for services as described above.

**DISTRICT I**

43408 Oodena Drive • Onamia, MN 56359  
(320) 532-4181 • Fax (320) 532-4209

**DISTRICT II**

36666 State Highway 65 • McGregor, MN 55760  
(218) 768-3311 • Fax (218) 768-3903

**DISTRICT IIA**

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

**DISTRICT III**

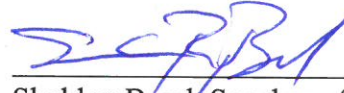
45749 Grace Lake Road • Sandstone, MN 55072  
(320) 384-6240 • Fax (320) 384-6190

**URBAN OFFICE**

1404 E. Franklin Avenue • Minneapolis, MN 55404  
(612) 872-1424 • Fax (612) 872-1257

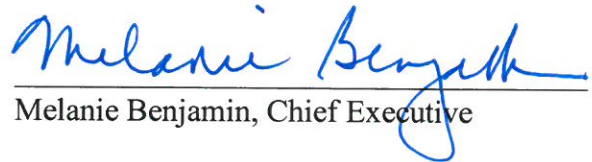
WE DO HEREBY CERTIFY that the foregoing resolution was duly concurred with and adopted at a regular session of the Band Assembly in Legislative Council assembled, a quorum of legislators being present, held on the 19<sup>th</sup> day of March, 2019 at Nayahshing, Minnesota by a vote of 3 FOR, 0 AGAINST, 0 SILENT.

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



Sheldon Boyd, Speaker of the Assembly

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



Melanie Benjamin, Chief Executive

**OFFICIAL SEAL OF THE BAND**