



SQUAXIN ISLAND TRIBE

RESOLUTION NO. 10- 35

of the

SQUAXIN ISLAND TRIBAL COUNCIL

WHEREAS, the Squaxin Island Tribal Council is the Governing Body of the Squaxin Island Tribe, its members, its lands, its enterprises and its agencies by the authority of the Constitution and Bylaws of the Squaxin Island Tribe, as approved and adopted by the General Body and the Secretary of the Interior on July 8, 1965; and

WHEREAS, under the Constitution, Bylaws and inherent sovereignty of the Tribe, the Squaxin Island Tribal Council is charged with the duty of protecting the health, security, education and general welfare of tribal members, and of protecting and managing the lands and treaty resources and rights of the Tribe; and

WHEREAS, the Tribe is a federally-recognized Indian Tribe possessing reserved powers, including the powers of self-government; and

WHEREAS, the Squaxin Island Tribal Council has been entrusted with the creation of ordinances and resolutions in order to fulfill their duty of protecting the health, security, education and general welfare of tribal members, and of protecting and managing the lands and treaty resources of the Tribe; and

WHEREAS, staff has negotiated the terms of a Outgoing Loan Agreement (“Agreement”) in order to borrow a totem pole from the Burke Museum of Natural History and Culture (“Burke Museum”), as is evidenced by the attached Agreement; and

WHEREAS, the Tribe will display the totem pole in an outdoor area at the Little Creek Casino and Resort;

WHEREAS, in order it induce the Burke Museum to complete and execute the Agreement and perform the same, it is necessary for the Tribal Council to ratify and approve the terms of the Agreement; to authorize execution of any and all documents required; to issue a limited waiver of sovereign immunity as described below;

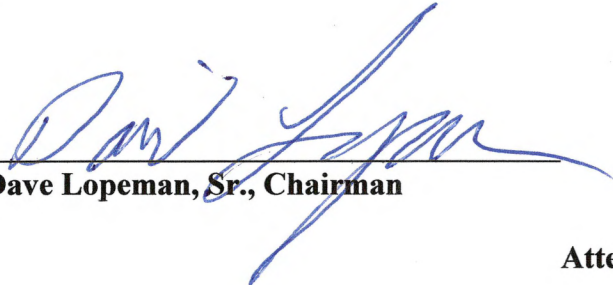
NOW THEREFORE BE IT RESOLVED, that the Squaxin Island Tribal Council hereby agrees to enter into the attached Agreement with the Burke Museum;

NOW THEREFORE BE IT RESOLVED, the Tribal Council specifically limits its waiver of sovereign immunity for the purposes of this Agreement solely to the extent of its insurance coverage for the totem pole (\$75,000) and the provision of binding arbitration in the event of a dispute involving the Tribe and the Burke Museum, as described in the Agreement; and

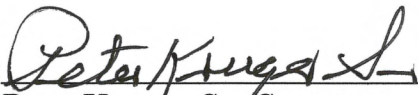
NOW THEREFORE BE IT RESOLVED, that the Squaxin Island Tribal Council does hereby approve the Agreement and authorizes the Executive Director to sign the Agreement.

CERTIFICATION

The Squaxin Island Tribal Council hereby certifies that the foregoing Resolution was adopted at the regular meeting of the Squaxin Island Tribal Council, held on this 11 day of March, 2010, at which time a quorum was present and was passed by a vote of 4 for and 0 against, with 0 abstentions.



Dave Lopeman, Sr., Chairman

Attested by: 

Peter Kruger, Sr., Secretary



Arnold Cooper, Vice Chairman