



SQUAXIN ISLAND TRIBE

RESOLUTION NO. 10- 47

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, the Squaxin Island Tribe has chartered and owns Island Enterprises, Inc., a corporation organized under the laws of the Tribe, with the purpose of increasing economic development and employment within Indian country; and

WHEREAS, Island Enterprises, Inc. staff has negotiated the terms of a Master Lease with Key Equipment Finance Inc. ("KEF") for the purpose of securing certain equipment; and

WHEREAS, in order to induce KEF to complete and execute the Master Lease and related documents and perform the same, it is necessary for the Tribal Council to ratify and approve the terms of the attached Equipment Waiver and Disclaimer; to permit entry by KEF onto tribal land for the purpose of retrieving the equipment in the event of default; to waive all interest by the tribal government itself in the lease equipment; to agree a limited waiver of sovereign immunity; and to consent to the application of New York State law for the limited purpose of enforcement of the Equipment Waiver and Disclaimer.

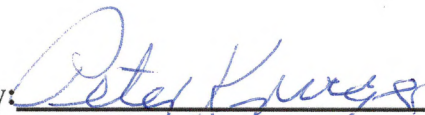
NOW THEREFORE BE IT RESOLVED, that the Squaxin Island Tribal Council hereby agrees to enter into the attached Equipment Waiver and Disclaimer with KEF; and

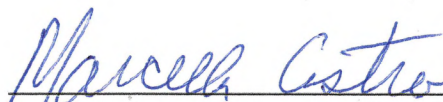
NOW THEREFORE BE IT FINALLY RESOLVED, that the Tribal Council hereby authorizes the Council Chairman to do any and all accounts necessary to effect execution of the Equipment Waiver and Disclaimer.

CERTIFICATION

The Squaxin Island Tribal Council hereby certifies that the foregoing Resolution was adopted at the ^{special} regular meeting of the Squaxin Island Tribal Council, held on this 22 day of April, 2010, at which time a quorum was present and was passed by a vote of 5 for and 0 against, with 0 abstentions.


David Lopeman, Chairman

Attested by: 
Peter Kruger, Secretary


Arnold Cooper, Vice Chairman

Phone
Roll
Dave
Charlene
Marcella
Pete
Arnold