



SQUAXIN ISLAND TRIBE

RESOLUTION NO. 14- 16

of the

SQUAXIN ISLAND TRIBAL COUNCIL

WHEREAS, the Squaxin Island Tribal Council is the Governing Body of the Squaxin Island Tribe ("Tribe" or "Borrower"), 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 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, the Elections' Committee recommends revisions to the Electoral Code, in part to be consistent with the new electronic counting practices and opportunities.

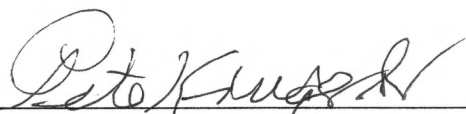
NOW THEREFORE BE IT RESOLVED, that the Squaxin Island Tribal Council hereby adopts the attached amendment (see attached redline and clean versions) to Title 2, Administration, Section 2.50 Electoral Code.

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 27 day of Feb., 2014, 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: 

Pete Kruger Sr., Secretary



Arnold Cooper, Vice Chairman

Code History:

Adopted June 10, 2000, by General Body; Resolution No. 09-42 (relaxing need for sign in list based on strict alphabet groups). Elections' Committee on February 24, 2014, adopts recommended revisions to Electoral Code, to be presented to Tribal Council for consideration on February 27, 2014, and Council vote on March 13.

Chapter 2.50

ELECTORAL CODE

Section:

2.50.010 Meetings.

2.50.010 Meetings.

This chapter is adopted in accordance with Squaxin Island Tribe's Constitution and Bylaws, particularly Article V, Sections 1--6.

A. Quorum calls will begin at the starting time advertised for the annual General Body meeting and as necessary to determine the number of eligible voters, at thirty (30) and sixty (60) minutes following the starting time. When ~~If~~ a quorum has been established, elections will be held following the completion of old business and the presentation of the annual reports. If, by the third quorum call (sixty (60) minutes after the start of the meeting) a quorum has not been established, ~~elections will be held immediately, except that a minimum of and at least~~ sixty (60) percent of the quorum ~~must be~~ present, the to begin elections will be held immediately. Because of the lack of a quorum, no other business other than the election shall take place. Those members present that are eligible to vote may vote consistent with this election code, approved by the General Body on June 10, 2000.

B. Each eligible voter shall sign in. Proof of identification may be required. Upon signing in, Each eligible tribal member upon signing in will be assigned a ballot retrieval card which has his or her voting number. The ballot retrieval card shall to be used to obtain on his or her ballot. There will be one sign-in list divided between four the Ceommittee members, (A-F; G-K; L-Q; and R-Z) as determined by the Elections' Committee. A roll call will be taken immediately prior to the election. If any tribal member arrives after the roll call has been taken, the time of arrival will be listed on the voters' list when they sign in. If any tribal member arrives after the roll call has been taken, the tribal member will be allowed to vote on any position that has not been voted on as of the time they arrived. Proof of identification may be required. All eligible voters may vote until the ballot box is closed. A five-minute and one-minute warning will be given prior to closing the ballot box.

Draft Revisions to the June 10, 2000 Electoral Code

Prepared by KRL for Recommended for approval by the Elections Committee ~~for on~~ February 24, 2014

Draft 1 140224

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C. The Tribal Chairman or designee will chair the election portion of the General Body meeting, provided that he or /she does not run for any Council position. If the Chairperson plans on running for another Council position, the Vice-Chair or designee will chair the election. Similarly, if the Vice-Chairman plans on running for another Council position, the Secretary will chair the election. The Chairman, Vice Chairman and Secretary cannot delegate the responsibility to another if he or she plans on running for another Council position.

D. The Tribal Constitution divides the officers and members of the Tribal Council into three classes, as follows:

~~Class III: Chairman
Council Member 1
Council Member 2~~

~~Class II: Vice-Chairman
Council Member 3~~

Class I: Secretary
Treasurer

Class II: Vice-Chairman
Council Member 3

Class III: Chairman
Council Member 1
Council Member 2

Beginning with the 1999 election, the officers and members of the Tribal Council will be divided into three classes: Class I, Class II and Class III. Class I will consist of the Secretary and Treasurer; Class II will consist of the Vice-Chair and ~~Third~~ Council Member 3; and Class III will consist of the Chairman, Council Member 1 and Council Member 2. The term of the Initial Class I members will be one year. The term of the initial Class II members will be two years. The term of the initial Class III Members will be three years. Following the initial terms, the officers and members of each class will be elected for three-year terms ~~staggered by class~~.

E. A sitting Tribal Council member need not resign from the Tribal Council in order to run for another position. If a sitting Tribal Council Member runs and is elected to another Tribal Council position, he or /she must immediately resign from his or /her position. Thereafter, the General Body will conduct a vote immediately following the regularly scheduled votes election to fill any vacant position for the remainder of its term. ~~This~~ se election to fill ~~such~~ a vacated position will be conducted in accordance with the process outlined below.

F. Nominations for the first position, ~~as determined by the Constitution and as listed above,~~ will be ~~allowed to occur,~~ made one at a time at a centrally located microphone. Each Tribal Member nominating will be given one minute to complete his ~~or~~/her nomination for a candidate. Tribal Members must be present in order to be nominated. One predetermined Election Committee Member shall write the name of each name nominee in a place visible to all. After the last nomination, there will be one minute warning given before the Election Committee Chairman ~~asks for a motion for~~ announces the nominations to be closed. The time will be documented when nominations are open and closed.

G. After nominations for the first position are closed, each ~~candidate nominee,~~ in the order ~~they were~~ nominated, will be given three minutes to accept or decline the nomination. ~~Tribal Members must be present in order to be nominated.~~
~~Upon completion of the nominations for the first position, nominations for the second position will commence immediately, as listed above. Upon completion of the nominations for all positions on the ballot, the election process will proceed. (See #8)~~ If only one candidate accepts the nomination, the nominations will be re-opened. If, after re-opening the nominations, there are no additional nominees or nominees that accept the nomination, the nominations for additional positions or, if there are no additional positions, the election shall proceed.

The process shall begin anew for the second position and then the third position. The process shall continue until each position has been completed. Upon completion of the nominations for all positions on the ballot, the election process will proceed.

Elections for ~~Subsequent Ballots~~ Vacant Council Positions if Needed. If there are open seats on Council ~~a~~After the election for the first ballot is complete, nominations for the vacant positions ~~second ballot if needed~~ will ~~be allowed to occur,~~ in the same manner as listed above. A person (if not elected on the previous ballot) may run for another position on subsequent ballots. Upon completion of the nominations for the position on the second ballot, the election process will proceed. ~~(See #8)~~ After the election for the second ballot is complete, nominations for remaining vacant positions, if there are any, will take place one at a time in the same manner as the first and second ballots.

H. After the nominations are complete, voting will take place. Tribal members will ~~come to~~ submit their ballot retrieval card at the election board table ~~and sign in for to obtain~~ their ballot. ~~A predetermined Election Committee Member will stamp each ballot with the election board seal.~~ After marking the ballot, the voter shall ~~fold the ballot in half and hand it to the election official that shall clip off the corner (with the assigned number and election seal) without unfolding the ballot. The ballot will then be placed~~ the ballot in the Ballot Box. ~~The stamped corner shall be saved in a separate sealed container and will be opened by the Election Committee at the time of the counting of the ballots.~~ The Ballot Box shall be under the observation and security of Tribal Law Enforcement at all times.

I. After the ballot box has been closed, ~~t~~ The sealed ~~B~~ballot ~~B~~box will be taken ~~to~~

~~by the~~ Law Enforcement ~~Office by an officer~~ to a secure room chosen by the Elections Committee to be counted. Two members of the ~~Elections~~ ~~board~~ ~~Committee~~, along with one tribal member selected by each candidate, will observe the counting of the ballots. The number of ballots will be verified by the ~~Election~~ ~~board~~ ~~Committee's~~ ~~count of the numbers~~ ~~cut off of the ballots~~.

J. If, when votes are counted, ~~all~~ any candidates for a specific position fail to receive a simple majority, the vote for that position will be taken again (a run-off). The two candidates receiving the greatest number of votes will be the nominees for a second vote. The nominee with the greatest number of votes representing a simply simple majority of the votes cast will be elected.

K. ~~After~~ after the Election Committee members and candidate representatives verify the votes, the Election Committee members will sign an Election Certificate ~~one if~~ there are no objections verifying the accuracy and completeness of the election.

L. All ballots and ~~the Election Certificate numbers~~ will be kept in a sealed containers with the Chief of Police, as long as the elected official is in term.

~~-(Added during codification of Supp. No. 9, 3-11)~~

Code History:

Adopted June 10, 2000, by General Body; Resolution No. 09-42 (relaxing need for sign in list based on strict alphabet groups), Elections' Committee on February 24, 2014, adopts recommended revisions to Electoral Code, to be presented to Tribal Council for consideration on February 27, 2014, and Council vote on March 13.

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B. Each eligible voter shall sign in. Proof of identification may be required. Upon signing in, each eligible tribal member will be assigned a ballot retrieval card which has his or her voting number. The ballot retrieval card shall be used to obtain his or her ballot. There will be one sign-in list divided between the Committee members as determined by the Elections' Committee. All eligible voters may vote until the ballot box is closed. A five-minute and one-minute warning will be given prior to closing the ballot box.

C. The Tribal Chairman or designee will chair the election portion of the General Body meeting, provided that he or she does not run for any Council position. If the Chairperson plans on running for another Council position, the Vice-Chair or designee will chair the election. Similarly, if the Vice-Chairman plans on running for another Council position, the Secretary will chair the election. The Chairman, Vice Chairman and Secretary cannot delegate the responsibility to another if he or she plans on running for another Council position.

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I. After the ballot box has been closed, the Ballot Box will be taken by Law Enforcement to a secure room chosen by the Elections Committee to be counted. Two members of the Elections Committee, along with one tribal member selected by each candidate, will observe the counting of the ballots. The number of ballots will be verified by the Election Committee.

J. If, when votes are counted, any candidates for a specific position fail to receive a simple majority, the vote for that position will be taken again (a run-off). The two candidates receiving the greatest number of votes will be the nominees for a second vote. The nominee with the greatest number of votes representing a simple majority of the votes cast will be elected.

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