

SQUAXIN ISLAND TRIBE

Resolution No. 99 - 61 of the Squaxin Island Tribal Council

WHEREAS, the Squaxin Island Tribal Council is the Governing Body of the Squaxin Island Indian Reservation by authority of the Constitution and By-Laws of the Squaxin Island Tribe, as approved and adopted by the General Body and the Secretary of the Interior on July 8, 1965;

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

WHEREAS, the Constitution and By-Laws of the Tribe and its reserved powers, the Squaxin Island Tribal Council is charged with the duty of protecting the health, security, education and general welfare of tribal members;

WHEREAS, under Article III and Section I of the Constitution and By-Laws of the Tribe and under its reserved powers, the Squaxin Island Tribal Council is authorized to enter into contracts and notes, administer funds and make expenditures;

WHEREAS, the Squaxin Island Tribal Council agrees that it is to the Tribe's economic and financial benefit for the Tribe to enter into an agreement with Hercules Development consisting of the "Development and Operations Agreement between Squaxin Island Tribe and Hercules-Tobacco Washington, L. L.C."

NOW THEREFORE BE IT RESOLVED, that the Squaxin Island Tribal Council in consideration of the mutual premises and covenants of the parties contained in the Agreement hereby approves and supports this resolution for the Tribe to enter into the Agreement with Hercules Development and agrees to all the terms and conditions of said Agreement.

NOW THEREFORE BE IT RESOLVED, that the Council approves the Agreement between the Tribe and Hercules Development. The Tribe acknowledges that the Agreement, after being fully executed, constitutes a legal, valid and binding obligation of the Tribe enforceable by its terms through a limited waiver of sovereign immunity.

Squaxin Island Tribal Resolution No. 99-61

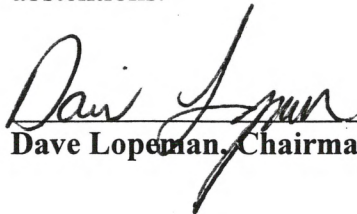
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NOW THEREFORE BE IT RESOLVED, that the Chairman of the Squaxin Island Tribal Council is hereby authorized to sign and execute on behalf of the Tribe this Agreement and such execution is in compliance with tribal and federal law and the Compact as amended.

FINALLY BE IT RESOLVED, that the Chairman of the Squaxin Island Tribe is further authorized to take any and all acts necessary to obtain the necessary federal approvals, if any, required for under the Agreement.

CERTIFICATION

The Squaxin Island Tribal Council does hereby certify that the foregoing Resolution was adopted at a special meeting of the Squaxin Island Tribal Council, held on this 30th day of June, 1999, at which a quorum was present and was passed by a vote of 3 for, and 0 against with 1 abstentions.


Dave Lopeman, Chairman

Attested by: 
Sue McFarlane, Secretary

 FOR
Cal Peters, Vice Chairman