



SQUAXIN ISLAND TRIBE

RESOLUTION NO. 23-47

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 Tribal Council finds it necessary to enter into a contract with WasteXpress Environmental, for the transport and disposal of non-regulated disinfected dewatered membrane bioreactor activated sludge process Class B biosolids from the waste water treatment facility; and

WHEREAS, for the purposes of the above mentioned contract, WasteXpress Environmental has requested that the Tribe approve a limited waiver of sovereign immunity; and

WHEREAS, to induce the Tribal Administrator into signing the contract, the Tribal Council specifically limits its waiver of sovereign immunity for purposes of this agreement to the limited waiver as stated in Section 10.3, and as stated below:

10.3 Limited waiver of sovereign immunity: The Squaxin Island Tribe provides a limited waiver of its sovereign immunity to the extent money damages are due under the contract, not to exceed the total cost of the contract identified in

Exhibit A. The limited waiver of sovereign immunity is provided solely to Contractor, and not for the benefit of any other party, and may not be assigned or transferred by Contractor.

FINALLY, BE IT RESOLVED, that the Tribal Council hereby authorizes the Tribal Administer to do any and all things necessary to effect execution of the WasteXpress Environmental contract.

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 30 day of June, 2023, at which time a quorum was present and was passed by a vote of 7 for and 0 against, with 0 abstentions.

Kristopher K. Peters

Kris Peters, Chairman

Attested by: Patrick Braese
Patrick Braese, Secretary

Jaimie Cruz

Jaimie Cruz, Vice Chairman

Signature: Kristopher K. Peters
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