

ORDINANCE NO. 1-65 (REVISED)

Pursuant to Article VI, Section 1, of the Bylaws of the Revised Constitution and Bylaws of the Minnesota Chippewa Tribe, Minnesota, approved by the Secretary of the Interior on March 3, 1964, the following Bylaws shall govern the duties of the officers and Committee members of the White Earth Tribal Council and its meetings:

ARTICLE I. - DUTIES OF THE OFFICERS OF THE WHITE EARTH TRIBAL COUNCIL.

SECTION 1. The Chairman of the White Earth Tribal Council shall:

- (a) Preside over all meetings of the White Earth Tribal Council, except those considering charges brought against him pursuant to Article X of the Constitution;
- (b) Act as the chief executive officer to administer the policies and instructions of the White Earth Tribal Council, exercising general supervision of all other tribal officers and top supervisory tribal employees and to ensure that their respective duties are performed, but shall have no authority to exercise powers vested exclusively in the White Earth Tribal Council;
- (c) Affix his signature to official documents, on instructions from the White Earth Tribal Council and with the ~~Secretary-Treasurer;~~
- (d) Countersign warrants duly drawn by the Secretary-Treasurer

against funds of the Band;

(e) Report on all tribal affairs and interest conducted at the Tribal Executive Committee meetings.

(f) Not vote in meetings of the White Earth Tribal Council except in the case of a tie.

SECTION 2. In the absence of, or disability of, the Chairman, a Vice-Chairman shall preside. When so presiding, he shall have all rights, privileges and duties as set forth above.

SECTION 3. The Secretary-Treasurer of the White Earth Tribal Council shall:

- (a) Cause to be made and maintain a complete and accurate record of all proceedings of and actions taken at each regular and special meeting of the White Earth Tribal Council - copies of such minutes to be furnished the Tribal Manager of the Minnesota Chippewa Tribe, the Tribal Executive Committee, the Bureau of Indian Affairs, and Tribal Operations officer, and such other persons as shall be designated by the White Earth Tribal Council;
- (b) At the direction of the Chairman and the White Earth Tribal Council, conduct all correspondence of the White Earth Tribal Council and issue tribal and public notices;
- (c) On instruction from the White Earth Tribal Council and with the Chairman, affix his signature to official documents;
- (d) Accept, receipt for and safeguard all funds and property of the Band and shall keep complete and accurate records of receipts, expenditures and property in strict

accordance with accounting procedures or administrative plan set up by the White Earth Tribal Council.

- (e) Shall be a bonded officer who shall not receipt for or disburse funds of the Band except as duly authorized by the White Earth Tribal Council.
- (f) Procure an independent audit of the accounting records of the Band at least once a year, unless explicitly waived by the White Earth Tribal Council, and shall make audit reports available to the Tribal Manager of the Minnesota Chippewa Tribe, Tribal Executive Committee, and Bureau of Indian Affairs.
- (g) Make audit reports and accounting records available for public inspection by tribal members at all reasonable times.
- (h) Be prepared to report at each regular meeting of the White Earth Tribal Council, the financial condition of the Band and shall promptly report any and all violations of established fiscal procedures and all unauthorized use of tribal funds and property with recommendations for appropriate action.

SECTION 4. The duties and functions of all appointive committees, and employees shall be clearly defined by resolution.

ARTICLE II - MEETINGS OF THE WHITE EARTH TRIBAL COUNCIL

SECTION 1. Regular Meetings of the White Earth Tribal Council shall be held on the first Thursday of each March, June, September and December.

SECTION 2. Special meetings may be called:

- (a) At any time by the Chairman;
- (b) Upon request of at least three (3) members of the White Earth Tribal Council;
- (c) Upon receipt of a qualified petition, supported by the signatures of no less than twenty percent (20%) of the resident eligible voters of the Band. (See Exhibit A attached hereto for the requirements of said petition).

Special meetings may be requested only if a delay until the next regular meeting would involve the loss of life, benefits, or property.

SECTION 3. Three (3) members of the White Earth Tribal Council shall constitute a quorum and Robert's Rules shall govern its meetings, except as provided in said Rules, no business shall be transacted unless a quorum is present.

SECTION 4. The order of business at any meeting so far as possible shall be:

- (a) Call to order by the presiding officer.
- (b) Invocation.
- (c) Roll call.
- (d) Reading and disposal of the minutes of the last meeting.
- (e) Reports of committees and officers.
- (f) Unfinished business.
- (g) New Business.
- (h) Adjournment.

ARTICLE III - INSTALLATION OF WHITE EARTH TRIBAL COUNCIL MEMBERS

New members of the White Earth Tribal Council who have been duly elected shall be installed at the first regular meeting of the White Earth Tribal Council following election of the Council members, upon subscribing to the following oath:

"I, _____, do hereby swear that I will support, honor and respect the Constitution of the United States and the Revised Constitution and Bylaws of the Minnesota Chippewa Tribe and will faithfully and impartially discharge the duties of my office to the best of my judgement and ability, so help me God."

ARTICLE IV - VACANCIES

A vacancy in the White Earth Tribal Council shall be filled by the members of the White Earth Reservation by an election held within thirty (30) days from the date the vacancy occurs under rules prescribed by the Tribal Executive Committee. During the interim, the White Earth Tribal Council shall be empowered to appoint a temporary Tribal Council committeeman to represent the reservation until such time as the election herein provided for has been held and the successful candidate is elected and seated.

ARTICLE V - MISCELLANEOUS

SECTION 1. The White Earth Tribal Council shall, at its first

meeting after an election, elect or appoint from the elected White Earth Tribal Committeeman, a Vice-Chairman.

SECTION 2. The White Earth Tribal Council may prepare and adopt an Administrative Plan, establishing written guidelines to be followed by tribal officials, employees, committees, and subordinate tribal organizations in managing and conducting, under proper measures of control through the approved budget, the Band's tribal operations. Such an Administrative Plan will set forth in detail the fiscal, employment, and program procedures and shall be reviewed periodically and revised as needed.

CERTIFICATION OF ADOPTION

Be it enacted by the White Earth Tribal Council of the White Earth Reservation, a quorum present, that Ordinance No. 1-65 has been approved and adopted this 3rd day of June, 1991 at White Earth, Minnesota, by a vote of 4 for and 0 against.

Dated: June 3, 1991

Darrell Wadena
Darrell Wadena,
Chairman

Dated: June 3, 1991

Jerfy Rawley
Jerfy Rawley,
Secretary/Treasurer

EXHIBIT A
QUALIFIED PETITIONS

A. To be acted upon by the Tribal Council for the calling of special meetings the said Petition must comply with the following:

1. The Petition must be presented to the White Earth Tribal Council at least ten days prior to the regular quarterly meeting.
2. The Petition shall consist of the original and three copies, with each page thereof being required to be consistent herewith. Each page shall consist of a statement clearly stating the subject of the said Petition and a statement that each person signing the Petition is a resident enrolled member of the White Earth Band of Chippewa Indians and that they reside within the boundaries of the Reservation; the signature of the signer together with their printed name, current address and date of signing shall be made on consecutively numbered lines. Each page shall also state that there is a penalty of not less than Ten Dollars (\$10.00) and not more than Five Hundred Dollars (\$500.00) for knowingly signing a Petition when not qualified to do so. Further, that the signer of the Petition consents to the jurisdiction of the White Earth Tribal Court by signing said Petition. SUCH INDICATION WITH REGARD TO PENALTIES AND JURISDICTION OF NOT LESS THAN TWELVE (12) POINT TYPE.

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3. The signatures on the Petition shall be verified by the

White Earth Reservation Tribal Council by use of the rolls of the membership maintained by the Bureau of Indian Affairs, the records of tenants of the White Earth Housing Authority, individual verification of the signatures, and any other records, lists or other information that may assist the White Earth Tribal Council in the said verification.

4. The Petition to be a qualified Petition must be registered with the Secretary/Treasurer of the White Earth Band of Indians and must be started and concluded within a ninety (90) day period, the ninety (90) day period shall commence on the date of registration with the Secretary/Treasurer of the White Earth Tribal Council and shall be concluded on the eighty-ninth (89th.) day after registration. The Petition must be presented to the White Earth Tribal Council no later than the next regularly scheduled business day of the said Council following the eighty-ninth (89th.) day as set forth above.

5. No Petitions which are not qualified Petitions will be recognized or considered.
