

LAC DU FLAMBEAU BAND OF LAKE SUPERIOR CHIPPEWA INDIANS

Tribal Resolution No. 164(20)

AMENDING THE DECLARATION OF SHELTER AT HOME

- WHEREAS,** the Lac du Flambeau Band of Lake Superior Chippewa Indians is a signatory to treaties with the United States of America in 1837 (7 Stat., 536; Proclamation, June 15, 1838), 1842 (7 Stat., 591; Proclamation, March 23, 1843), and 1854 (10 Stats., 1109; Proclamation January 10, 1855); and
- WHEREAS,** the Lac du Flambeau Band of Lake Superior Chippewa Indians ("Tribe"), is a recognized Indian Tribe organized pursuant to Section 16 of the Indian Reorganized Act of June 18, 1934, 24 U.S.C. 461 et. Seq.; and
- WHEREAS,** pursuant to Article III, Section 1 of the Lac du Flambeau Constitution and Bylaws ("Constitution and Bylaws"), the governing body of the Tribe is the Tribal Council; and
- WHEREAS,** pursuant to Article I, Section 2 of the Constitution "the jurisdiction of the Tribe shall extend to all the land and water areas within the territory of the Band, and further, for the purpose of exercising and regulating the exercise of rights to hunt, fish, trap, gather wild rice and other usual rights of occupancy, such jurisdiction shall extend to all lands and waters described in treaties to which the Band was a party, which treaties provide for such rights."; and
- WHEREAS,** the Tribal Council has the duty under Article VI, Section 1(a) to protect and preserve tribal property, and to protect and promote the general welfare of the Tribe; and
- WHEREAS,** the Tribal Council has the authority under Article VI, Section 1(c) to negotiate with the Federal, State, and local governments, on behalf of the Lac du Flambeau Band of Lake Superior Chippewa Indians and to advise and consult with the representatives of the Department of the Government of the United States on all matters affecting the affairs of the Tribe; and
- WHEREAS,** on March 14, 2020, this Tribal Council passed Tribal Resolution No. 93(20) declaring a state of emergency as authorized by Chapter 65 of the LDF Tribal Code in response to the COVID-19 outbreak and ordering community mitigation strategies; and
- WHEREAS,** the health, safety, and welfare of Lac du Flambeau Indian Reservation residents, Tribal Members, and Tribal employees is of utmost importance to the Tribe and additional measures are needed to protect the community;
- WHEREAS,** the severity of the existing conditions related to the COVID-19 warrant the proclamation of emergency; therefore be it resolved
- RESOLVED,** by this Council, in Special Session does hereby proclaim and order Shelter at Home for everyone on all lands within the exterior boundaries of the Lac du

Flambeau Indian Reservation, subject to the exceptions detailed in the attached Order; and be it further

RESOLVED, the Tribal Council does hereby proclaim and order a Curfew from 12:00 a.m. to 5:00 a.m. for everyone on all lands within the exterior boundaries of the Lac du Flambeau Indian Reservation, subject to the exceptions detailed in the attached Order; and be it further

RESOLVED, the Tribal Council approves and adopts the attached Lac du Flambeau Shelter at Home and Curfew Order; and be it further

RESOLVED, said Shelter at Home amended Curfew will begin at 2:30 p.m. on Friday May 15, 2020 and continue until amended and/or rescinded by Tribal Council Resolution.

CERTIFICATION

I, the undersigned, as Secretary of the Lac du Flambeau Band of Lake Superior Chippewa Indians, a tribal government operating under a Constitution adopted pursuant to Section 16 of the Indian Reorganization Act, 25 U.S.C., § 476, do hereby certify that the Tribal Council of the Tribe is composed of twelve members, of whom twelve constituting a quorum, were present at a Special Meeting, duly called, noticed, convened, and held on the 15th day of May, 2020, and that the foregoing resolution was duly adopted at said meeting by an affirmative vote of eleven members, (J. Johnson Sr., E. Chapman Sr., G. Thompson, W. Stone Sr., J. Allen, D. Allen, C. Theobald, J. BigJohn, B. Allen, M. Doud, R. Bell), none abstaining, and that the said resolution has not been rescinded or amended in any way.



Jamie Allen, Secretary
Lac du Flambeau Band of
Lake Superior Chippewa Indians