LYTTON RANCHERIA • Lytton Band of Pomo Indians

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RESOLUTION OF THE TRIBAL COUNCIL
OF
LYTTON RANCHERIA OF CALIFORNIA

RE: Approval of Memorandum of Agreement Between the Town of Windsor, Windsor Water District and the Lytton Rancheria of California

RESOLUTION NO. 062020-2

WHEREAS: The Lytton Rancheria Tribal Council ("Tribal Council") is the governing body of the Lytton Rancheria of California ("Tribe") pursuant to Article III of the Tribe's Constitution; and

WHEREAS: The Tribal Council has the authority and power to negotiate and execute contracts with local governments and waive the immunity of the Tribe pursuant to Article XIII, Subsection 13.1(a) of the Tribe's Constitution; and

WHEREAS: The Tribal Council has negotiated a Memorandum of Agreement ("Agreement") between the Town of Windsor, Windsor Water District and the Tribe addressing connection to the Town's wastewater collection and treatment system; and

WHEREAS: The Tribal Council has determined that it is in the best interests of the Tribe to approve and sign said Agreement; and

WHEREAS: The Tribal Council agrees to waive the immunity of the Tribe to allow enforcement of the terms contained in said Agreement.

NOW THEREFORE BE IT RESOLVED: That the Tribal Council hereby approves the Agreement entitled "Memorandum of Agreement between the Town of Windsor, Windsor Water District and the Lytton Rancheria of California regarding the connection to the Town of Windsor's Wastewater System.

BE IT FUTHER RESOLVED: That the Tribal Council waives the immunity of the Tribe pursuant to the terms set forth in the Agreement. The Tribal Council specifically recognizes that exhaustion of administrative remedies including before any Tribal Court, shall not be required prior to proceeding to arbitration or court action; and

BE IT FINALLY RESOLVED: That the Tribal Council authorizes Chairperson Margie Mejia to sign and execute said Agreement on behalf of the Tribe.

CERTIFICATION

On June 25, 20, 2020, the Tribal Council of the Lytton Rancheria of California, at a duly called meeting at which a quorum was present, did pass the Resolution:

RE: **Approval of Memorandum of Agreement Between the Town of Windsor, Windsor Water District and the Lytton Rancheria of California** regarding the connection to the Town of Windsor's Wastewater System.

By a vote of 4 ayes; 0 nays; 0 abstentions.

Margie Mejia

Margie Mejia, Tribal Chairperson

Date: 6/20/20

ATTEST:

Danny Ocampo, Tribal Secretary

Date: 6.20.20