

CHAIRMAN
Marshall Pierite
VICE CHAIRMAN
Marshall Ray Sampson, Sr.
SECRETARY-TREASURER
Beverly C. Rachal
COUNCIL MEMBERS
James Craig, III
Bobby Pierite, Sr.
Harold Pierite, Sr.

TUNICA-BILOXI
TRIBE OF LOUISIANA



**Tunica-Biloxi Tribal Council
Multi-Purpose Room – CERC Building
Thursday, March 11, 2021
Business Meeting Minutes**

I. Call Meeting to Order

Meeting was called to order by Chairman Marshall Pierite at 10:35 a.m.

II. Roll Call

Present: Marshall Pierite, Marshall Sampson, Sr., Beverly Rachal, Bobby Pierite, Sr., Harold Pierite, Sr., Tim Martin and Clarence Brown

Conference: James Craig III

III. Prayer

Prayer was led by Vice Chairman Marshall Sampson, Sr.

IV. Approval of Agenda

Motion made by Marshall Sampson Sr., to approve agenda along with new items, seconded by Beverly Rachal. **Motion carries unanimously.**

V. Approval of Minutes

- Business Meeting – 2/11/2021

Motion made by Marshall Sampson, Sr., to approve the minutes of 2/11/21 with the amended changes, seconded by Bobby Pierite, Sr. **Motion carries unanimously.**

- Business Meeting 2/25/21

Motion made by Harold Pierite, Sr., to approve and adopt minutes of 2/25/21, seconded by Beverly Rachal. **Motion carries unanimously.**

VI. Unfinished Business

a) Clarence Brown, Chief Financial Officer

- Tribal stabilization Report
- Cash Analysis Report

VII. New Business

Tim Martin, Tribal Administrator

a) Legal Services In-House

Recommendation by Vice-Chairman Marshall Ray Sampson, Sr. for Tim Martin to come back with a proposal and scope of services.

b) MOU with UL Lafayette

Motion made by Bobby Pierite, Sr., to approve MOU with UL Lafayette, seconded by Marshall Sampson, Sr. Motion passed with Marshall Sampson, Sr., James Craig III, Bobby Pierite, Sr., Beverly Rachal voting in favor. Harold Pierite, Sr., voting against. **Motion carries.**

c) Interim Legal Services

Motion made by Marshall Sampson, Sr., to use Law Firm Laborde Earles in interim, seconded by Beverly Rachal. Motion passed with Marshall Sampson, Sr., James Craig III, Bobby Pierite, Sr., and Beverly Rachal voting in favor. Harold Pierite, Sr., voting against. **Motion carries.**

d) Ratify Financial Freedom Resolution

Motion made by Harold Pierite, Sr., to approve and adopt Resolution No. TBN-R-2021-007 Ratifying the Federal Charter of Incorporation for the Financial Freedom Service Products, Inc. seconded by Marshall Sampson, Sr. **Motion carries unanimously.**

e) Disaster Recovery

Motion made by Harold Pierite, Sr., to approve and adopt Disaster Recovery, seconded by James Craig III. All in favor, **Motion carries unanimously.**

f) General Support to USET Resolution

Motion made by Harold Pierite, Sr., to ratify Resolution No. TBN-R-2021-008 authorizing FY2021 General Support to USET, seconded by Marshall Sampson, Sr. All in favor, **Motion carries unanimously.**

g) Opt. Out of Public Sexual Offender Registry

Motion made by Harold Pierite, Sr., to table the resolution, seconded by James Craig III. All in favor, **Motion carries unanimously.**

h) Enrollments

No enrollments at this time.

i) Gaming Commission

Motion made by Marshall Sampson, Sr., to send back to Gaming Commission for review, seconded by James Craig III. Motion passed with Marshall Sampson, Sr., Beverly Rachal, James Craig III, Harold Pierite, Sr. Bobby Pierite, Sr., abstained. **Motion carries.**

j) Retainer for Ray Martin

Motion made by Marshall Sampson, Sr., to send to outside counsel to review contract, seconded by Bobby Pierite, Sr. All in favor, **Motion carries unanimously.**

k) Economic Empowerment Authority Resolution

Motion made by Marshall Sampson, Sr., to approve and adopt Resolution 009 the Tribal Council of the Tunica-Biloxi Tribe of LA recognizing the creation of the Tunica-Biloxi Economic Empowerment Authority and granting Roy Holleman Administrative Responsibility and authority to act on behalf of the authority and signatory authority at the Authority's financial institutions, seconded by James Craig III. All in favor, **Motion carries unanimously.**

VIII. Meeting Adjourned

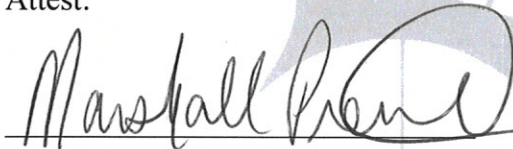
Meeting adjourned at 3:50 p.m.


CERTIFICATION

I the undersigned, as Secretary-Treasurer of the Tunica-Biloxi Tribe of Louisiana, certify that the Tribal Council is comprised of 7 Members, of whom 5, constituting a quorum were present at a/an regular meeting, duly called, noted, convened, and held on this 5th day of August 2021 and that the foregoing Resolution was duly approved by a vote of 5 members in favor, 0 opposed, and 0 abstaining.

Dated this 5th day of August 2021.

Attest:


Chairman/Vice-Chairman


Secretary/Treasurer

**TUNICA-BILOXI TRIBE OF LOUISIANA
TRIBAL COUNCIL RESOLUTION NO. TBN-R-2021-007**

**Resolution Ratifying the Federal Charter of Incorporation for the Financial Freedom
Service Products, Inc.**

WHEREAS, the Tunica-Biloxi Tribe of Louisiana (the "Tribe") is a federally-recognized Indian tribe;

WHEREAS, the Tunica-Biloxi Tribal Council ("Tribal Council") is the duly elected governing body of the Tribe, as authorized by Article VII, Section 1, of the Constitution of the Tribe ("Constitution");

WHEREAS, the Tribal Council has the authority and responsibility to supervise and manage Tribal economic affairs and enterprises and to administer all property of the Tribe;

WHEREAS, the Tribal Council has the power and authority under the Constitution to establish and regulate component parts or "arms" of the Tribe and subordinate organizations for business purposes;

WHEREAS, the Tribe has the inherent governmental power to create, certify, own, oversee and regulate such arms of the Tribe and business entities, including limited liability companies and corporations;

WHEREAS, the Tribe has the power to pass and enact laws in the exercise of the Tribe's sovereignty, and pursuant to Article VIII, Section 1(L) of the Constitution, this power is delegated to the Tribal Council;

WHEREAS, on June 17, 2016, pursuant to Tribal Council Resolution 06-17-16, the Tribal Council passed a "Resolution Approving a Section 17 Federal Corporate Charter for Financial Freedom Service Products, Inc., and Authorizing the Tribal Chairman, on Behalf of the Tribal Council, to Petition the Secretary of the Interior to Issue the Charter;"

WHEREAS, The Federal Charter of Incorporation was issued March 30, 2017 by the Department of the Interior to the Tunica-Biloxi Tribe of Louisiana for Financial Freedom Service Products, Inc., pursuant to the Indian Reorganization Act of 1934, as amended, 25 U.S.C. § 461 et seq., Section 17 of which (25 U.S.C. §477), authorizes the Secretary of the Interior to issue federal corporate charters to Indian tribes; and

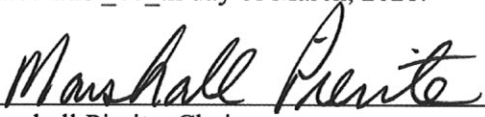
WHEREAS, the Federal Charter of Incorporation for Financial Freedom Service Products, Inc., requires ratification by the Tribal Council to become effective

NOW, THEREFORE BE IT RESOLVED, that the Tribal Council hereby ratifies the Federal Charter of Incorporation for Financial Freedom Service Products, Inc., and directs the Chairman to make all relevant filings and notifications on behalf of the Tribe.

CERTIFICATION

We, the undersigned, as Chairman and Secretary-Treasurer of the Tunica-Biloxi Tribe of Louisiana, certify that the Tribal Council of said Tribe is composed of seven (6) members, of whom 5, constituting a quorum, were present at a meeting thereof, duly called, noted, convened and held this 11th day of March, 2021; and that the foregoing Resolution was duly adopted by a vote of 5 members in favor, 0 opposed, and 0 abstaining.

Dated this 11th day of March, 2021.



Marshall Pierite, Chairman



Beverly C. Rachal, Secretary-Treasurer

**TUNICA-BILOXI TRIBE OF LOUISIANA TRIBAL COUNCIL
RESOLUTION NO. TBN-R-2021-008**

A RESOLUTION TO AUTHORIZE FY2021 GENERAL SUPPORT TO USET.

WHEREAS, the Tunica-Biloxi Tribe of Louisiana (the “Tribe”) is a federally-recognized Indian Tribe, governed by the Tunica-Biloxi Tribe of Louisiana Tribal Council (the “Tribal Council”), the duly elected governing body of the Tribe, as authorized by Article VII, Section 1, of the Constitution of the Tunica-Biloxi Tribe of Louisiana (the “Constitution”);

WHEREAS, the Tribal Council has the enumerated power and responsibility to “promote and protect health, peace, morals, education, and the general welfare of the Tribe, as authorized by Article VIII, Section 1(G), of the Constitution;

WHEREAS, the Tribal Council has the authority and the responsibility to act on behalf of the Tunica-Biloxi Tribe of Louisiana to pass laws and resolutions necessary or incidental to the exercise of any of its delineated powers;

WHEREAS, United South and Eastern Tribes, Inc. (USET) is an organization composed of thirty-three (33) federally recognized Tribes;

WHEREAS, USET provides important services and functions to promote the common interests of its member Tribes;

WHEREAS, it is vitally important that USET continue to promote the unity of its member Tribes;

WHEREAS, Tribe is a member of USET and is committed to the preservation of USET as an effective organization;

WHEREAS; USET has offered to provide services and information that are beneficial to the Tribe; and

WHEREAS, as stipulated in the USET Bylaws, each of the member Tribes listed in Section 2 of this Article shall be responsible for General Support in the amount of \$12,000.

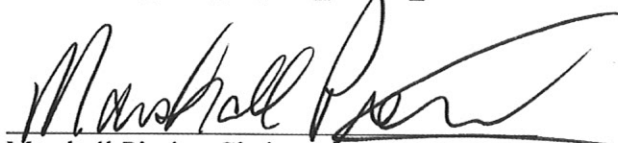
THEREFORE, BE IT RESOLVED, the Tribe does hereby authorize the full payment of the FY2021 General Support dues to USET in the amount of \$12,000.

(Certification on next page)

CERTIFICATION

We, the undersigned, as Chairman and Secretary-Treasurer of the Tribe, certify the Tribal Council is composed of six (6) members, of whom 5, constituting a quorum, were present at a meeting duly called, noted, convened, and held this 11th day of March 2021; and the foregoing resolution was duly adopted by a vote of 5 members in favor, 0 opposed, and 0 abstaining.

Dated this 11th day of March 2021.



Marshall Pierite, Chairman; or
Marshall R. Sampson Sr., Vice-Chairman



Beverly C. Rachal, Secretary-Treasurer

**TUNICA-BILOXI TRIBE OF LOUISIANA
RESOLUTION NO. TBNR-2021-009**

**A RESOLUTION OF THE TRIBAL COUNCIL OF THE TUNICA-BILOXI TRIBE OF
LOUISIANA (THE "TRIBE") (i) RECOGNIZING THE CREATION OF THE
TUNICA_BILOXI ECONOMIC EMPOWERMENT AUTHORITY; AND (ii) GRANTING
ROY HOLLEMAN ADMINISTRATIVE RESPONSIBILITY AND AUTHORITY TO
ACT ON BEHALF OF THE AUTHORITY AND SIGNATORY AUTHORITY AT THE
AUTHORITY'S FINANCIAL INSTITUTIONS**

WHEREAS, the Tribe is a federally recognized Indian tribe and the Tunica-Biloxi Tribal Council (the "Tribal Council") is the duly-elected governing body of the Tribe, as authorized by Article VII, Section 1, of the Constitution of the Tribe; and

WHEREAS, under the Constitution, the Tribal Council has the power to supervise and manage tribal economic affairs and enterprises in accordance with the Constitution and tribal laws; to administer all property of the Tribe; to establish and regulate subordinate organizations for business purposes; and to pass laws and resolutions incidental to the exercise of any powers of the Tribal Council expressly stated in the Constitution; and

WHEREAS, the Tribal Council may also exercise all other inherent tribal powers not expressly delegated pursuant to the Constitution; and

WHEREAS, Article VIII, Section 1(E) of the Constitution authorizes the Tribal Council to supervise and manage tribal economic affairs and enterprises; Article VIII, Section 1(H) thereof authorizes the Tribal Council to administer all property of the Tribe; Article VIII, Section 1(J) thereof authorizes the Tribal Council to establish and regulate subordinate organizations for social and business purposes; and Article VIII, Section 1(L) thereof authorizes the Tribal Council to pass laws and resolutions necessary or incidental to the exercise of any of the Tribal Council's powers listed in Article VIII; and

WHEREAS, on June 17, 2016 the Tribal Council voted to petition the Secretary of the Interior to issue an amended and restated federal charter of incorporation to the Tribe to establish a business corporation as authorized by Section 17 of the Indian Reorganization Act; and

WHEREAS, the Tribal Council has found that the formation of Financial Freedom, Inc. (the "Corporation") pursuant to a §17 charter serves the best interests of the Tribe, its members and its enterprises and protects the political integrity, economic security and health and welfare of the Tribe and its members by, among other things, creating a legal structure that provides for (1) the segregation of Tribal governmental assets and liabilities from Tribal business assets and liabilities, and (2) the segregation of discrete Corporation assets and liabilities into

WHEREAS, on, March 31, 2017 the Bureau of Indian Affairs, Eastern Regional Office, acting pursuant to delegated authority from the Secretary of the Interior, approved and issued the Section 17 Federal Charter of Incorporation for the Corporation ("Charter"); and

WHEREAS, on March 11, 2021, pursuant to Tribal Council Resolution TBN-R-2021-07, the Tribal Council ratified the Charter; and

WHEREAS, Article V, Section A of the Charter provides that the Corporation shall be wholly owned by the Tribe for the benefit of the Tribe and its members; and

WHEREAS, Article V, Section C provides that the rights of the Tribe as owner of the Corporation shall be exercised by the Tribal Council in accordance with this Charter and applicable Tribal law, and that no individual member of the Tribal Council or individual member of the Tribe or any other person whomsoever shall be recognized as acting as or on behalf of the Tribe as owner; and

WHEREAS, Article V, Section C of the Charter provides that the sole right and authority to represent the Tribe as owner of the Corporation shall be vested in the Tribal Council; and

WHEREAS, the Tribal Council has determined that it is in the Tribe's and the Corporation's best interests to authorize the Chairman of the Tribe to act on behalf of the Tribal Council acting on behalf of the Tribe as owner of the Corporation and the Chairman has decided that Financial Freedom (FFI) should create the Tunica-Biloxi Economic Empowerment Authority (TBEEA) as an LLC under the umbrella of FFI and that TBEEA should direct its efforts towards vocational and job training for Tribal members through the manufacturing of personal protective equipment; and

WHEREAS, the Tribal Council has determined that it is in the Tribe's best interests to grant Mr. Roy Holleman administrative responsibility and authority to act on behalf of the TBEEA, including without limitation, the authority to maintain control of all records and documents related to the TBEEA; and

WHEREAS, the Tribal Council has also determined that it is in the Tribe's and the Corporation's best interests to grant Mr. Roy Holleman signatory authority at any financial institution that he deems necessary to the operation of TBEEA for all financial and investment matters related to the TBEEA.

WHEREAS, the Tribal Council has also determined that it is in the Tribe's and the Corporation's best interests to grant Roy Holleman, Clarence Brown, James T. Martin, and Wendy Lemoine signatory authority at any financial institution that is created on the behalf of TBEEA for all financial and investment matters.

NOW, THEREFORE, BE IT RESOLVED that the Tribal Council, as the governing body of the Tribe and pursuant to the laws and sovereign authority of the Tribe, and as the representative of the Tribe, the sole owner of the Corporation, hereby (i) authorizes the Chairman of the Tribe, for and on behalf of the Tribal Council acting on behalf of the Tribe as owner of the Corporation, to direct FFI to create TBEEA; and (ii) grants Mr. Roy Holleman administrative responsibility and authority to act on behalf of the Corporation, including without limitation, the authority to maintain control of all records and documents related to the Corporation, and signatory authority any financial entity he deems necessary for TBEEA for all financial and investment matters related to TBEEA.

CERTIFICATION

We, the undersigned duly elected Chairman and Secretary of the Tribal Council of the Tunica-Biloxi Tribe of Louisiana, certify that said Tribal Council is composed of 7 members, of whom 5, constituting a quorum, were present at a meeting thereof, duly called, noticed, convened and held on March 11, 2021 and that the foregoing Resolution was duly adopted by a vote of Tribal Council 5 members in favor, 0 opposed, and 0 abstaining.

Attest:


Chairman or Vice Chairman


Secretary/Treasurer