

BAND COUNCIL RESOLUTION

Chronological no.

476-2011-2012-018

File reference no.

NOTE: The words "from our Band Funds" "capital" or "revenue", whichever is the case, must appear in all resolutions requesting expenditures from Band Funds.

			Cash free balance	
The Council of Chippewas of Rama First Nation			Capital Account S	
Date of duly convened meeting	October 3, 2011	Province ONTARIO	Revenue Account	

DO HEREBY RESOLVE:

Rescinding Rama Bylaw No. 2: Creating A Band Clerk Position

WHEREAS on November 3, 1965, the then Chief and Council of the Chippewas of Rama First Nation passed a Band Council Resolution enacting Rama Bylaw No. 2 "Creating a Band Clerk Position";

AND WHEREAS the position of Band Clerk no longer exists having since been replaced with the First Nation Manager position for which a detailed job description has been created addressing all of the assignment of duties, compensation and other matters previously addressed in Rama Bylaw No. 2;

AND WHEREAS Chief and Council of Rama First Nation have directed that they wish to rescind Rama Bylaw No. 2 as being redundant;

AND WHEREAS on July 25, 2011 a quorum of Chief and Council adopted Band Council Resolution No. 476-2011-2012-010 rescinding Bylaw No. 2, however, such Band Council Resolution was not received by the Minister's office in time to satisfy the statutory requirements set out in the *Indian Act* and was deemed by the Minister to have not been properly enacted, and therefore a new Band Council Resolution is required to rescind Bylaw No. 2;

THEREFORE BE IT RESOLVED by a quorum of Chief and Council at a duly convened meeting to rescind and replace Band Council Resolution No. 476-2011-2012-010 with this Band Council Resolution which hereby rescinds Rama Bylaw No. 2 "Creating a Band Clerk Position" originally enacted on November 3, 1965.

"Carried"

Quorum: Four		Carried
Chief Sharon Stinson Henry	Councillor Ronald Douglas	Councillor Byron Stiles
Lilly In Louyan Councillor George St. Germain	Councillor Larry Shilling	Send Sugases
Hino Henno Councillor Gina Genno		

FOR DEPARTMENTAL USE ONLY								
Expenditure	Authority (Indian Act Section	Source of funds Capital Revenue	Expenditure	Authority (Indian Act Section	Source of funds			
Recommending Officer			Recommending Officer	Recommending Officer				
Signature		Date	Signature		Date			
Approving Officer			Approving Officer					
Signature Date		Signature	;	Date				

BAND COUNCIL RESOLUTION THE COUNCIL OF THE: AGENCY **PROVINCE** PLACE

3rd NOVEMBER 1965 BY-LAW # 2

By-Law # 2

Made under Section 80 s.s.(q) and Section 81 s.s.(1) & (2)

of the Indian Act.

DATE

Being a By-Law to create the position of Band Clerk. Whereas it is necessary to appoint a Band Clerk to interpret and promote the enforcement of all Band By-Laws and carry out such other duties as may be assigned by Council.

Therefore the Council of the Chippewas of Rama Band Enacts As Follows:

1. That the position of Band Clerk is hereby created for the Chippewas of Rama Band;

- That the said position shall be filled by competition advertised 2. in accordance with the policy of the Band Council and expressed by resolution:
- 3. That the incumbent of the said position shall hold office during the pleasure of and subject to the By-Laws of the Band Council:
- 4. That the said incumbent shall upon appointment file with the Band Council and indemnity bond in the sume of \$500.00 issued by a recognized bonding company, subject to the premium of such bond being paid from the revenue funds of the Chippewas of Rama Band:
- 5. That the said incumbent shall be paid a salary of \$3,600.00 per annum with increases of \$150.00 per annum upon satisfactory service until a maximum of \$4,050.00 is reached:
- That the salary of the said incumbent shall be payment in full 6. for all services required of him and all fees or emoluments of any kind according to him by virtue of any Act or Statute of the Federal or Provincial Government or of any By-Laws of the Band shall be paid to the Chippewas of Rama Band and credited to the funds of the Band:
- 7. That the duties of the said Band Clerk shall be as follows:
 - (a) To attend all regular and special meetings of Council and to truly record, in a book authorized for this purpose, without note or comment, all resolutions, decisions and other proceedings of the Band Council: unless this responsibility is delegated to another:
 - (b) To record the names of all Council members present and the name and vote of every member of Council voting on any matter or question:
 - (c) To keep in his office or in the place appointed for this purpose, the orginals of all By-Laws and of all minutes of the proceedings of the Band Council:
 - (d) To maintain or cause to be maintained, an adequate bookkeeping system showing all receipts and expenditures during each fiscal year of all monies transacted in connection with the business of the Band:
 - (e) To keep and ensure that all records, accounts and correspondence, acted upon by the Band Council, are preserved and filed:

BAND COUNCIL RESOLUTION

THE COUNCIL OF THE: AGENCY :

PROVINCE PLACE

DATE

3rd NOVEMBER 1965

BY-LAW # 2

7.

- (f) To have an audit of the books carried out within sixty days after the close of each fiscal year by an audit firm appointed by the Band Council and to have copies of such audit reports made available for the Band Council and Indian Affairs Branch as required:
- (g) To acquaint himself with all By-Laws of the Band and ensure they are carried out and to bring to the attention of Council, any case where a By-Law is inadequate or being improperly enforced:
- (h) To acquaint himself with all provisions of the Indian Act and any other Act of the Federal and Provincial Governments that bear upon the well-being of the Chippewas of Rama Band or any member thereof:
- (i) To perform such other duties as may be necessary for the conduct of Band Affairs or as assigned to him by resolution of the Band Council:
- (j) To file, before taking over his duties as Band Clerk a Declaration of Office on Form 200.

Approved and dated at Rama Reserve, this 3rd day of November, 19 65 by the undersigned members of the Chippewas of Rama Band Council.

ORIGINAL SIGNED BY:

Chief:

Irvin J. Douglas

Councillors: Harvey H. Anderson

Stewart Comego Joan E. Simcoe John St. Germaine BAND COUNCIL RESOLUTION

THE COUNCIL OF THE:

AGENCY PROVINCE

PLACE DATE ATTACHMENT BY-LAW # 2

OECLARATION OF OFFICE

I, Joan E. Simcoe do solemnly promise and declare and declare that I will truly, faithfully and impartially, to the best of my knowledge and ability, execute the office of Band Clerk to which I have been appointed for the Chippewas of Rama Band and that I have not received and will not receive any payment or reward or promise thereof, for the exercise of any function of the said office and that I have not, by myself or with another, either directly or indirectly, any interest in any contract with, or on behalf of, the Chippewas of Rama Band, save that arising out of my office as Band Clerk.

Declared before me at
Rama Reserve
this 30th Day of December
in the year of Our Lord 1965

ORIGINAL SIGNED BY

D. Purser

Signature of J.P. or Commissioner for Taking Oaths

ORIGINAL SIGNED BY

Joan E. Simcoe

Signature of Band Clerk

Form 200