

RED LAKE BAND of CHIPPEWA INDIANS

RED LAKE NATION HEADQUARTERS



OFFICERS:

DARRELL G. SEKI, SR., Chairman
SAMUEL R. STRONG, Secretary
ANNETTE JOHNSON, Treasurer

DISTRICT REPRESENTATIVES:

GARY NELSON
GLENDA J. MARTIN
JULIUS "TOADY" THUNDER
ALLEN PEMBERTON
ROBERT "BOB" SMITH
DONALD GOOD, SR.
ADRIAN BEAULIEU
MICHELLE (BARRETT) COBENAIS

ADVISORY COUNCIL:

7 HEREDITARY CHIEFS

PO Box 550, Red Lake, MN 56671

Phone 218-679-3341 • Fax 218-679-3378

EXECUTIVE ORDER

PLEASE TAKE NOTICE THAT MEDICAL MARTIAL LAW WILL BE IN EFFECT ON THE RED LAKE RESERVATION EFFECTIVE FRIDAY, APRIL 3, 2020, AT 5:00 PM

The laws of the Red Lake Band of Chippewa Indians permit the Chairman of the Tribal Council to declare Medical Martial Law when the lives of Red Lake Band members are endangered, and the present declaration of martial law is necessary to protect the health and safety of residents of the Red Lake Reservation.

Medical Martial Law means that expanded executive authorities are in effect, and permits streamlined decision making by the Chairman and Tribal Council to swiftly address threats to the safety and security of tribal members.

Because the COVID-19 virus now threatens the Red Lake Nation, it is necessary that Medical Martial Law now be declared so that necessary protections may be put into place for the protection of the health and safety of members of the Red Lake Band.

At a Special Meeting held on March 23, 2020, the Tribal Council enacted Resolution Number 79-2020, which demonstrated the Tribal Council's full support for the Chairman's declaration of Medical Martial Law in the event a resident of the Red Lake Reservation, or a person who regularly works at Red Lake tests positive for the COVID-19 virus.

Credible reports have been received that a Red Lake member has tested positive for the corona virus. The individual lives off the Reservation, but (s)he may travel to Red Lake. Because the spread of the virus to Red Lake was imminent, it is essential that strong measures be put into place for the protection of the health and safety of our members.

It is now necessary to contain the spread of the virus by putting in place stringent travel restrictions, restrictions on interactions between people, and restrictions on the size of gatherings, both public and private.

The Tribal Council had been closely monitoring the progression of the virus since the beginning of March; and because the virus was presenting an increasingly more serious threat to Red Lake, the Tribal Council enacted a series of increasingly more restrictive protections for residents of the reservation. The restrictions increased as the threat of the virus increased.

Previously, on March 13, 2020, the Red Lake Tribal Council declared a Public Health Emergency because the COVID-19 virus was moving north, and was threatening the health and well-being of our tribal members and those employed on the reservation.

Since the declaration of the public health emergency, the Tribal Council has been closely monitoring the progression of the COVID-19 virus, and the impacts of the virus on public health and safety; and the Tribal Council has received guidance regularly through the Indian Health Service, the Center for Disease Control, Minnesota Governor Walz, and other tribal, federal and state authorities.

At the March 23 Special Meeting, the Tribal Council enacted three separate resolutions, which were designed to prevent the spread of the corona virus.

The first resolution, Resolution Number 77-2020, provided that a curfew be put into effect immediately because of the increasingly more serious risk of the COVID-19 virus reaching Red Lake. The curfew provided that residents of the Red Lake Reservation were restricted to their homes from the hours of 10:00 pm through 6:00 am.

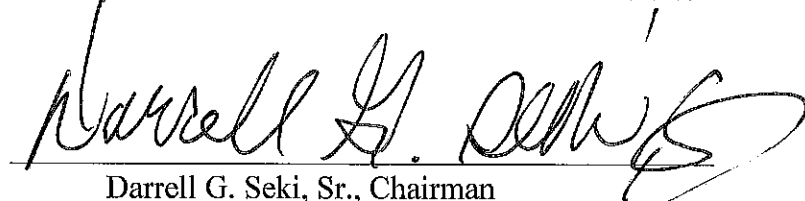
The second resolution, Resolution Number 78-2020, provided that a Quarantine would be put into place requiring that all Red Lake residents be confined to their homes and yards in the event of a credible report that a resident of Beltrami or Clearwater County tested positive for the COVID-19 virus. Because a resident of Beltrami County tested positive for the virus, the more stringent requirements that tribal members be quarantined to their homes and yards was put into effect.

The third resolution, Resolution Number 79-2020, provided the Tribal Council's support for the Chairman's declaration of Medical Martial Law in the event the threat of the corona virus became more imminent when a resident of Red Lake or a person who regularly works at Red Lake tests positive for the virus.

Now, a credible report has been made that a Red Lake member has tested positive for the COVID-19 virus. While the member is not a resident of Red Lake, (s)he is a resident of Beltrami County and (s)he may travel to and from Red Lake. Because the threat of the corona virus spreading to Red Lake is imminent, I find it imperative that Medical Martial Law now be put into effect, and order the following:

1. All residents of the reservation shall be QUARANTINED to their homes and yards so that the COVID-19 virus may be contained from spreading.
2. Residents will be limited in the movement to only shop for food and necessities, care for elders and vulnerable persons or others requiring assistance, attend medical appointments and to travel to and from employment, only if determined to be an essential employee.
3. Curfew times remain in effect from 10:00 pm to 6:00 am, with exceptions for those persons who are going to and from their employment or for medical purposes. Driving violations will be enforced as follows: 1st violation will result in a warning; the 2nd violation will result in a citation requiring a \$100 fine; and a 3rd violation will result in the vehicle being towed. For persons walking outside of the curfew hours, the following penalties will apply: 1st violation will result in a warning; the 2nd violation and each subsequent violation will result in a \$100 fine.
4. All **non-essential** meetings and gatherings shall be cancelled. Essential meetings or gatherings must be limited to ten persons, and must include social distancing and other protections to prevent the spread of the virus. An exception will be made for Tribal Council meetings for the 11 elected Council members, the 7 Hereditary Chiefs, and essential staff. Social distancing rules will be followed.
5. Arrangements for the use of any of the Band's Community Centers for funerals must be arranged through the Community Coordinators. Funerals and wakes held at any location on the Red Lake Reservation shall be limited to ten adults at one time, and additional adults will be required to rotate in so that no more than ten adults will be present at any given time. No children will be permitted at wake and funeral services while the Medical Martial Law is in effect.
6. **All** travel to and from the Reservation shall be strictly monitored to assure that only essential travel takes place. The travel limitations allow for trips for food and medical purposes, and for all businesses providing delivery services on and off the Reservation, and to persons who are traveling to and from work on and off the Reservation.
7. That this Executive Order declaring Medical Martial Law shall be effective Friday, April 3, 2020, at 5:00 pm, and shall remain in effect for fifteen days following its issuance; and thereafter will be reviewed for renewal for additional fifteen day periods if it is in the best interest of residents and those working on the Reservation.

BY EXECUTIVE ORDER OF THE CHAIRMAN



Darrell G. Seki, Sr., Chairman

April 1, 2020

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RESOLUTION NO. 79-2020

Upon a motion by Secretary Strong, and a second by Representative Good, the following was enacted:

WHEREAS, the Red Lake Tribal Council is the governing body of the Red Lake Band of Chippewa Indians; and the Tribal Council has the constitutional authority and the responsibility to provide for the safety, health and welfare of its members; and

WHEREAS, the Tribal Council has been closely monitoring the progression of the COVID-19 virus and the impacts of the virus; the threats to public safety that the virus presents to the Red Lake Nation; and the guidance that has been regularly provided through the Indian Health Service, the Center for Disease Control, Minnesota Governor Walz, and other tribal, federal and state authorities; and

WHEREAS, the Tribal Council has been working continuously to determine the risks to Red Lake Band members presented by the COVID-19 pandemic, and the steps that are necessary to safeguard the health and safety of Band members; and

WHEREAS, on March 13, 2020 Chairman Seki issued a Public Health Emergency; and

WHEREAS, in an effort to contain the spread of the COVID-19 virus, the Tribal Council previously enacted a resolution requiring that all residents of the Red Lake Reservation be subject to a curfew between the hours of 10:00 pm and 6:00 am; and

WHEREAS, so as to further protect residents of the Red Lake Reservation, the Tribal Council enacted a resolution ordering that a quarantine of all residents of the Red Lake Reservation would take effect upon the confirmation that any resident of either Beltrami or Clearwater County tested positive for the COVID-19 virus; and

WHEREAS, the Tribal Council hereby determines that it is necessary to provide heightened protections for residents of the Red Lake Reservation in the event it is confirmed that a resident of the Reservation or a person who regularly works on the Reservation has tested positive for the COVID-19 virus through the authority of the Chairman to declare a Medical State of Emergency where martial law shall be in effect; and

WHEREAS, Section 512.04 of the Tribal Code provides the authority for the Chairman to proclaim a state of emergency and to declare that martial law shall be in effect whenever he deems

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RESOLUTION NO. 79-2020 (cont.)

it necessary for the protection of life; and during the state of emergency the Chairman is authorized to make orders and regulations, and may order public officers to perform such duties that are focused on the protection of persons and alleviating the conditions that necessitated the state of emergency; and

WHEREAS, the Tribal Council hereby declares its support for the Chairman's use of martial law provided in the Tribal Code if a resident of the Red Lake Reservation or a person who regularly works on the Reservation tests positive for the COVID-19 virus; and in the event the Chairman declares a state of emergency the Tribal Council will support any necessary emergency regulations that may be instituted; and

WHEREAS, in the event a state of emergency is declared, residents of the Red Lake Reservation will be subject to stringent travel restrictions, restrictions on gathering in groups, and other appropriate restrictions because it has been demonstrated that such interaction contributes to the spread of the COVID-19 virus; and now

THEREFORE BE IT RESOLVED, the Tribal Council hereby demonstrates its support for the Chairman's declaration of a medical state of emergency in the event a resident of the Red Lake Reservation or a person who regularly works at Red Lake tests positive for the COVID-19 virus, as well as its support for any regulations or directives that the Chairman may prepare to combat the virus; and

BE IT FINALLY RESOLVED, that consistent with tribal law, any declaration of martial law shall not exceed the duration of the state of emergency plus six months thereafter.

FOR: 10

AGAINST: 0

We do hereby certify that the foregoing resolution was duly presented and acted upon at the Special Meeting of the Tribal Council held on March 23, 2020, with a quorum present, at the Red Lake Nation Headquarters, Red Lake.

DARRELL G. SEKI, SR., CHAIRMAN

SAMUEL STRONG, SECRETARY

TRIBAL COUNCIL Organized April 18, 1918 (Revised Constitution & By-Laws, January 6, 1959)

CHIEF COUNCIL OF 1889: May-dway-gwa-no-nind, Nah-gaun-e-gwon-abe, Mays-co-co-caw-ay, Ahnah-me-ay-ge-shig, Naw-ay-tah-wowb, Nah-wah-quay-ge-shig