

**FIRST NATION COUNCIL RESOLUTION
OGIMAKANUK ENENDUM NOWAD**

The Council of the
OGIMAKANUK

CALDWELL FIRST NATION

AGENCY

Southern District

PROVINCE

Ontario

DATE

25
Day Kejick

25 AD 2021
Month Geesis

The Council of the Caldwell First Nation, Southern District Agency, Province of Ontario, this 25th day of February, 2021.

INTRODUCTORY PROVISIONS

WHEREAS, it has been established that a quorum of Council exists.

WHEREAS the Council of Caldwell First Nation (the “First Nation”) wishes to repeal the *Caldwell Financial Administration By-law 2020*, and enact a financial administration law (“the Law”) under the *First Nations Fiscal Management Act* (“the Act”), and after enactment of the Law requests the First Nations Financial Management Board (“the FMB”) to:

FAL Compliance Approval

A. formally review and issue a compliance approval of the Law; and

FP Certificate

B. formally review the First Nation’s financial performance and issue a Financial Performance Certificate.

NOW THEREFORE BE IT RESOLVED that Council, for and on behalf of the First Nation, hereby:

Repeal

1. repeals the *Caldwell Financial Administration By-law, 2020*;

FAL Compliance Review & Approval

2. requests the FMB to formally review the Law and issue a compliance approval of the Law under section 9 of the Act;

3. directs a representative of the First Nation to deliver any documents required by the FMB to formally review the Law, determine that the Law was duly made by the Council and ensure the Law was made in accordance with the Act, the regulations and any FMB standards;
4. after the FMB issues a compliance approval for the Law, authorizes the FMB to deliver a copy of the Law to the *First Nations Gazette*;
1. directs a representative of the First Nation to deliver to the FMB all documents required by the FMB to conduct a formal review of the Law;

FP Certificate

2. requests the FMB to conduct a formal review of the First Nation’s financial performance under section 50(1) of the Act and to issue the First Nation a Financial Performance Certificate under section 50(3) of the Act;
3. directs any representative of the First Nation and the First Nation’s auditor to communicate with the FMB and deliver any documents and information required by the FMB to formally review the First Nation’s financial performance, to issue the First Nation a Financial Performance Certificate;

General

4. agrees to indemnify, defend and hold harmless the FMB, its directors, officers, employees and every person acting on behalf of the FMB, its directors, officers and employees from any damages, costs, claims or causes of action regarding any aspect of formal reviews conducted in this resolution including opinions, reports and whether a Financial Performance Certificate is issued or revoked, unless these damages, costs, claims or causes of action result from gross negligence or bad faith; and
5. confirms that this resolution was approved at a duly called and conducted Council meeting of the First Nation at which the required quorum of councillors was present throughout and that the required number of councillors approved the resolution at the meeting.

A QUORUM OF COUNCIL CONSISTS OF 4 COUNCILLORS	COUNCIL MEETING HELD AT:		<i>Virtually, via Zoom from Leamington, Chatham, and Blenheim, Ontario</i>	
	DATED:		25th DAY OF February, 2021	
	MOVED BY:	Councillor James Peters	SECONDED BY:	Councillor Steve Simpson



(Councillor – Anikeh – Ogimah)
James I Peters



(Councillor – Anikeh – Ogimah)
Stan Scott



(Councillor – Anikeh – Ogimah)
Steven Simpson



(Councillor, A/Chief – Anikeh – Ogimah)
Robyn Perkins