



SHINGLE SPRINGS BAND OF MIWOK INDIANS

Shingle Springs Rancheria, (Verona) Tract, California
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RESOLUTION 2012-38

SUBJECT: WAIVER OF THE SALES TAX PROVISION OF THE SALES AND TRANSIENT OCCUPANCY TAX ORDINANCE FOR THE BIG TIME EVENT.

WHEREAS, the Shingle Springs Band of Miwok Indians (“Tribe”) is a federally recognized Indian tribe eligible for the special programs and services provided by the United States to Indians because of their status as Indians and is recognized as possessing powers of self-government; and

WHEREAS, the Shingle Springs Band of Miwok Indians’ Tribal Council (“Tribal Council”) is the duly-elected governing body of the Tribe and is authorized to act on behalf of the Tribe; and

WHEREAS, on March 13, 2008 the Tribal Council passed Resolution 2008-13 adopting the Sales and Transient Occupancy Tax Ordinance of the Shingle Springs Band of Miwok Indians (“Tax Ordinance”); and

WHEREAS, the Tax Ordinance specifically imposes a sales tax equivalent to that imposed in El Dorado County under the laws of the State of California upon the gross receipts for all sales of tangible personal property sold at retail to consumers within the jurisdiction of the Tribe’s property (“Rancheria”); and

WHEREAS, the Big Time event is a traditional gathering held annually by the Tribe; and

WHEREAS, the Tribal Council wishes to waive the sales tax provision of the Tax Ordinance in order to allow vendors at the 18th annual Big Time Event to pay an entry fee in a specified amount of money or goods rather than sales tax as this is the customary to this type of event.

NOW, THEREFORE, BE IT RESOLVED that the Tribal Council approves waiver of the sales tax provision of the Sales and Transient Occupancy Tax Ordinance for the specific event of Big Time in order to charge vendors an entry fee in a specified amount of money or goods rather than a sales tax, and authorizes the Chairperson or his or her designee to execute any and all documents and agreements necessary as may be required to give effect to the transactions, herein contemplated, and to take such other actions as may hereby be necessary and appropriate to carry out the obligations there under.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

CERTIFICATION

As a duly-elected official of the Shingle Springs Band of Miwok Indians, I do hereby certify that, at a meeting duly called, noticed, and convened on the 10th day of May, 2012 at which time a quorum of 6 FOR, 0 AGAINST, 0 ABSTAINED, and said resolution has not been rescinded or amended in any form.



Tribal Chairperson

5-10-12

Date

ATTEST:



Tribal Secretary

5-10-12

Date