

# Listuguj Mi'gmaq Government Order-In-Council



Chronological no.: 2440	Subject: Operational Expenses for MMBC 2019	Originated by:
The Council of the Listuguj Mi'gmaq Government		District Gespe'gewa'gi
Date of duly convened meeting	D M Y 1 3 0 3 1 9	Province Gepeg

**WHEREAS** MMRLP was formed as a limited partnership under the laws of Quebec pursuant to the Initial Limited Partnership Agreement of MMRLP among Mi'gmawei Mawiomi Business Corporation ("MMBC" or "General Partner"), as general partner, and Listuguj Mi'gmaq Government ("Listuguj"), La Nation Micmac de Gespeg ("Gespeg") and Micmacs of Gesgapegiag Band ("Gesgapegiag"), as special partners, dated November 5, 2013 ("Initial LPA");

**WHEREAS** the Initial LPA was amended and restated by the Amended and Restated Limited Partnership Agreement of MMRLP among MMBC, as general partner, and Listuguj, Gespeg, Gesgapegiag and Mi'gmawei Mawiomi Secretariate ("MMS"), as special partners, dated April 14, 2014 ("ARLPA");

**WHEREAS** in Section 2 of the ARLPA, it states: *The business of the Partnership shall be natural resource development and the conduct of all activities complementary or accessory thereto or necessary or desirable in connection therewith (the "Business") and the Partnership may exercise all powers ancillary and incidental thereto or in furtherance thereof. The Partnership will not carry on any other business. The Partnership shall carry on the Business in such a manner as to ensure, to the greatest extent possible, the limited liability of the Special Partners, and the General Partner shall register the Partnership in any jurisdiction where the General Partner considers it appropriate or is required to do so;*

**WHEREAS** in Section 5, paragraph 1 of the ARLPA: *The General Partner will have the exclusive authority to manage the operations and affairs of the Partnership;*

Moved: Sky Metallic  
 Seconded: Marsha Vicaire  
 Abstain: -  
 Opposed: -  
 Status:  Passed  Defeated  Tabled

Quorum 7

Councillor Lloyd Alcon

Councillor Chad Gedeon

Councillor Scott Martin

Councillor Wendell Metallic

*Darcy Gray*  
Chief Darcy Gray

*Calvin Barnaby*  
Councillor Calvin Barnaby

Councillor Gordon Isaac Jr.

Councillor Gary Metallic Sr.

Councillor Sheila Swanson

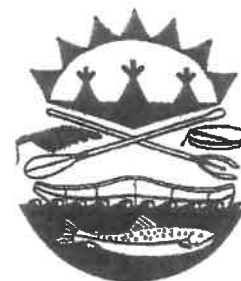
*Dolly Barnaby*  
Councillor Dolly Barnaby

Councillor George Martin

Councillor Sky Metallic

Councillor Marsha Vicaire

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**WHEREAS** in Section 5, paragraph 2 of the ARLPA: *The Partnership must reimburse the General Partner for costs, charges and expenses actually incurred by the General Partner in the performance of its duties hereunder, including costs, charges and expenses directly incurred for the benefit of the Partnership;*

**WHEREAS** the MMBC Board of Directors approved the details and of the MMBC 2019 budget in the amount of \$1,270,861.00 on January 13, 2019;

**WHEREAS** the MMRLP approved to advance the MMBC for the 2019 operations in the amount of \$1,270,861.00 on January 22, 2019;

**BE IT RESOLVED THAT** payment of funds for the total amount of \$1,270,861.00 is approved by the Listuguj Mi'gmaq Government, and MMBC is authorized to withdraw this amount from the MMRLP account for the MMBC 2019 budget;

**BE IT FURTHER RESOVED THAT** if the advanced amount is more than the actual expenses, surpluses will be differed for the 2020 MMBC operations.