



Spirit Lake Tribal Council

Charter of



**CANKDESKA CIKANA
COMMUNITY COLLEGE**

Spirit Lake Dakota Nation

Amended December, 11 2014

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Spirit Lake Dakota Tribe
Fort Totten, North Dakota

Amended Charter for
Cankdeska Cikana Community College

Article One – Name of College

The name of the Spirit Lake’s Tribal College shall be the Cankdeska Cikana Community College, (the “College”) once known as Little Hoop Community College, a non-profit educational corporation. This College is organized pursuant to the Tribally Controlled Colleges and Universities Act, as amended.

Article Two – Period of Duration

The period of duration for this corporation is perpetual.

Article Three – Non-profit status of College to be preserved

The Spirit Lake Dakota Tribe, acting by and through its duly elected Tribal Council in its sovereign capacity, explicitly restricts such corporation to activities which are primarily non-profit in nature including such activities which further advance the purposes of the College as set forth herein, so long as any activities of the College which may generate a profit do not affect the non-profit status of the College.

Article Four – Purpose and authority of the College

The purposes of the College are:

1. To conduct any and all business for the College.
2. To enter into any contracts or grants necessary to operate the College, including, but not limited to, contracts or grants pursuant to, or with:
 - A. Buy Indian Act;
 - B. Snyder Act;
 - C. Tribally Controlled Community Colleges and University Act;
 - D. Workforce Development Act;
 - E. Higher Education Opportunity Act;

- F. Other agencies of the Federal government under authorizing legislation for those agencies; and
 - G. Other private foundations, corporations or individuals where such contracts or grants promote and improve the operation of the College and the ability of the College to act as an educational and cultural institution that acts for the benefit of the citizens of the Spirit Lake Tribe.
3. To rent, lease, or buy any real or personal property which promotes and improves the ability of the College to act as an educational and cultural institution that acts for the benefit of the community members of the Spirit Lake Dakota reservation.
 4. To grant postsecondary degrees or certificates to qualified applicants upon the completion of curricula approved by the Board of Regents of the College established under this Charter, and in compliance with accreditation standards of the Higher Learning Commission.

Article Five – College Bound by Constitution of Spirit Lake Tribe

The College shall be bound by the constitution of the Spirit Lake Tribe and all amendments thereto, and is empowered to formulate and implement administrative procedures and regulations governing the College’s internal affairs, subject to the approval of the Board of Regents of the College.

Article Six – Address of College and Registered Agent

The address of the College shall be:

Cankdeska Cikana Community College
P.O. Box 269
214 First Avenue
Fort Totten, ND 58335

The name of the registered agent of the College is the current chairperson of the Board of Regents of the College, located at the same address as listed for the College.

Article Seven – Board of Regents

The Spirit Lake Tribal Council shall appoint a Board of Regents (the “Board”) to administer and oversee the College. The number of Regents shall be five (5), with a term of office of three (3) years. The term of office shall commence immediately on the Council’s appointment of the Regent. Each Board member shall be an adult citizen and a member of the Spirit Lake Tribe and otherwise be interested in the affairs of the College. Every effort shall be made to prevent nepotism in relation to the employees of the College in the appointment of Board members by

the Council. The Council may, but is not required to, appoint one Regent from each community district to the CCCC Board of Regents. The Board may elect a Chairman from among its appointed members and may determine the procedures for its meetings as outlined in the CCCC Board of Regents Bylaws. The Board shall select a President of the College to oversee the operation of the College, who shall have the qualifications as prescribed by the Board consistent with sound operation of the College. The President shall have the authority to manage and operate the College consistent with the powers granted to the President by the Board. The Board, so appointed by the Tribal Council, as well as the Tribal Council, shall not attempt to direct the College's operations or management of its curricula, faculty, or other employees except as may be necessary to comply with the standards of accreditation of the Higher Learning Commission.

Article Eight– No waiver of sovereign immunity of the Tribe

Nothing in this Charter shall constitute a waiver by the Spirit Lake Tribe of its sovereign immunity, nor shall anything in this Charter operate to subject the Tribe to the jurisdiction of any agency of the state or federal government. To allow for its continued operation, the College may not claim sovereign immunity from any suit brought against it, except that the College may not mortgage or otherwise encumber the real property on which it is located without specific authorization from the Tribal Council.

Article Nine – Amendments to the Charter

This Charter may be amended from time to time by the Council as may be necessary to achieve the purposes of the College. Any amendments to the Charter must be made in consultation with the Board of Regents and the President of the College in order to ensure compliance with standards of accreditation of the Higher Learning Commission.

Article Ten – Dissolution Clause

In the event the College shall cease to operate, its assets shall be distributed for one or more exempt purposes within the meaning of section 501(c)(3) of the Internal Revenue Code of the United States, or corresponding section of any future federal tax code, or shall be distributed to

the federal government, or to the Spirit Lake Tribe, or a state or local government, for a public purpose.

Article Eleven -- Acknowledgement of Resolutions Establishing Charter

The corporation operating the College was established under the sovereignty of the Spirit Lake Tribe of the Spirit Lake Reservation, as witnessed by Resolution No. 405-75-89 of the Tribal Council, adopted January 27, 1975 and chartered that day; amended by Resolution No. 405-79-010, adopted October 25, 1978; and reauthorized by Resolution , adopted February 7, 2003; and was again reauthorized by Resolution No. A05-15-073 of the Tribal Council, adopted December 11, 2014.

**SPIRIT LAKE TRIBE
RESOLUTION NO. A05-15-073**

WHEREAS, the Spirit Lake Tribe of Indians is a federally recognized Indian tribe acting under a revised Constitution dated May 5, 1960, approved by the Acting Commissioner, Bureau of Indian Affairs, July 14, 1961, and as subsequently amended which amendments were approved by the Commissioner, Bureau of Indian Affairs; and August 19, 1996; and

WHEREAS, the Constitution of the Spirit Lake Tribe generally authorizes and empowers the Spirit Lake Tribal Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribe and of the enrolled members thereof; and

WHEREAS, the Spirit Lake Tribal Council (hereinafter the Tribal Council) is the governing body of the Tribe and is empowered to administer the economic resources and financial affairs of the Tribe; and


WHEREAS, the Spirit Lake Council has reviewed request to amend Cankdeska Cikana Community College (CCCC) Charter, submitted by Dr. Cynthia Lindquist, President; and

WHEREAS the Tribal Council approves the Charter amendments as outlined in Article One thru Eleven; and

NOW THEREFORE BE IT RESOLVED, that the Spirit Lake Tribal Council be executing this resolution hereby approves the CCCC amendment to the Charter as submitted by the President.

CERTIFICATION

I, the undersigned as Secretary-Treasurer of the Tribal Council, do hereby certify that the Tribal Council is composed of six (6) members of whom five (5) were present, constituting a quorum for a Special Meeting duly called and convened on this 11th day of December, 2014 and approved this resolution by an affirmative vote of three (3) in favor, none (0) opposed, none (0) abstaining, and one (1) absent. (The Secretary-Treasurer does not vote and the Chairman votes only in case of a tie.)



Nancy Greene-Robertson
Secretary-Treasurer



Myra Pearson
Chairperson