

Ordinance 55-15

An Ordinance of Supplemental Appropriation for Mille Lacs Corporate Ventures from Permanent Initiative Fund for Fiscal Year ending September 30, 2015.

The District I Representative introduced the following Bill on the 17th day of September, 2015.

Preamble

It is enacted by the Band Assembly of the Mille Lacs Band of Ojibwe for the purpose of appropriating for the Mille Lacs Wastewater Expansion for the Fiscal Year ending September 30, 2015.

Title I

Section 1: Permanent Initiative. The Band Assembly hereby appropriates and authorizes expenditures for Mille Lacs Corporate Ventures from the Permanent Initiative Fund for Fiscal Year ending September 30, 2015.

Section 1.01: Amendment to Section 1.02. The Band Assembly hereby appropriates and authorizes the expenditures of: Two Million Eight Hundred Thousand dollars and no cents (\$2,800,000.00) to Mille Lacs Corporate Ventures for the Mille Lacs Wastewater Expansion under **Permanent Initiative Fund**, which amends the **Total Fiscal Year 2015 Permanent Initiative Fund** to read: Forty one million four hundred ninety eight thousand seven hundred sixty three dollars and fifty cents (\$41,498,763.50).

Section 1.02: Amendment to Section 1.03. The Band Assembly hereby appropriates and authorizes the expenditure of supplemental programmatic funds for the following:

<u>Tribal Operation Fiscal Year 2015</u> <u>Permanent Initiative</u>	<u>Supplemental</u>	<u>Amended Amount</u>
Mille Lacs Wastewater Expansion	\$2,800,000.00	\$41,498,763.50

All funds appropriated shall stay within the given budgeted amounts and the Mille Lacs Corporate Ventures shall update the Band Assembly on a monthly basis and include the Band Assembly in the formal close-out process. The escrow deposit and all remaining unspent funds appropriated shall be returned to the Mille Lacs Band no later than September 30, 2015.

Ordinance 55-15  
(Band Assembly Bill 16-04-55-15)

Introduced to the Band Assembly on this  
Seventeenth day of September in the year  
Two thousand fifteen.

Passed by the Band Assembly on this  
Seventeenth day of September in the year  
Two thousand fifteen.

  
\_\_\_\_\_  
Carolyn Beaulieu, Speaker of the Assembly

APPROVED

Date: September 18, 2015

  
\_\_\_\_\_  
Melanie Benjamin, Chief Executive

**OFFICIAL SEAL OF THE BAND**



September 10, 2015

The Honorable Chief Executive Melanie Benjamin  
The Honorable Secretary-Treasurer Carolyn Beaulieu  
The Honorable District 1 Representative Sandra Blake  
The Honorable District 2 Representative David "Niib" Aubid  
The Honorable District 3 Representative Harry Davis

Mille Lacs Band of Ojibwe  
43408 Oodena Drive  
Onamia, MN 56359

Subject: ML Wastewater Expansion

Dear Distinguished Members:

Please accept this letter as a formal request for an appropriation from the Permanent Initiative Fund in the amount of \$2,800,000.00 for the ML Wastewater Expansion project, as discussed during the September 10<sup>th</sup> Band Assembly meeting.

Please contact me with questions; I can be reached at 532-8882.

Sincerely,

A handwritten signature in black ink, appearing to read "Joseph S. Nayquonabe", written in a cursive style.

Joseph S. Nayquonabe  
Commissioner of Corporate Affairs

CC: Ronda Weizenegger, CFO  
Jodi Hyatt, Director of Finance Accounting  
Adam Valdez, Commissioner of Finance  
Stacey Thunder, Legislative Counsel  
Darcie Big Bear, Parliamentarian

# **Mille Lacs Wastewater Extension**

*Presented to Band Assembly:  
Thursday, September 10, 2015*

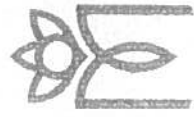


**MILLE LACS**

CORPORATE VENTURES

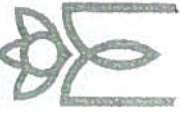
# AGENDA

- Project History
- Project Overview
- Project Benefits
- Source and Uses
- Completed Steps
- Timeline
- Next Steps



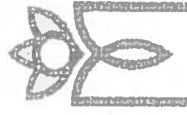
# PROJECT HISTORY

- 2004:
  - Existing ML Wastewater, Inc. facility (MLWW) was constructed to protect area groundwater and Mille Lacs Lake by eliminating the need for private septic systems. In partnership with the Garrison, Kathio, West Mille Lacs Sanitary District (GKWML), MLWW has reduced the risk of lake water contamination by eliminating unreliable septic systems.
- 2011-2012:
  - Funding was obtained from the Army Corp of Engineers (ACOE) to expand the line to include the Band owned businesses south of the casino. This funding has to be used within a specific timeframe period.
  - MLCV conducted a feasibility study of extending the line to include Eddy's, the MLB C-Store and other potential businesses.
- 2014:
  - Project agreement was reached between MLCV and ACOE to proceed with the engineering and environmental planning of the line extension using the federal dollars as a base for the project
  - Additional funding of \$1.5M was obtained in early 2015 to augment the initial amount to be used for the construction.



# PROJECT HISTORY

- 2015:
  - Project received a “Findings of No Significant Impact” in May, following the required National Environmental Protection Act (NEPA) environmental review.
  - Extensive cultural analysis was included in the review which was approved by the MLBO THPO office, who provides oversight to the project to ensure no impact to culturally sensitive areas.
  - During the process, the Rum River area was identified as containing artifacts.
  - A Phase II and Phase III process was initiated and is scheduled to be completed by late summer.



# PROJECT OVERVIEW

**Purpose: Continue the improvement of wastewater management in the region by extending services to our existing businesses and new development areas.**

- Installation of approximately 7.5 miles of sanitary sewer force main and 4 lift stations
- Force main will connect the following to MLWW:
  - Eddy's Resort
  - MLB C-Store
  - Minobimaadiziwin (transitional housing facility)
  - MLCV Future development plans in area
- The goal is to complete construction of this force main while avoiding disturbance to wetlands, forest areas and culturally sensitive areas.
  - Proposed route is within previously disturbed areas or along existing utility corridors
  - 5 miles of route within the right of way on the east side of Highway 169
  - 2 lift stations are on fee land, 2 are on trust land

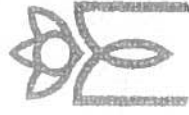




# PROJECT OVERVIEW

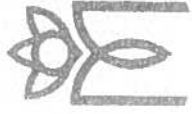
## Construction

- Completed by directional drilling – little to no disturbance to rivers and roadways
- Excavation pits are required at periodic intervals to connect pipes
  - Sites have been selected to avoid culturally sensitive areas
- When complete, the facility will be owned and managed by the MLBO Public Works Department



# PROJECT BENEFITS

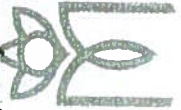
- Eliminate the need for individual septic systems and drain fields for Eddy's Resort, MLB C-Store, Minobimaadiziwin and any other MLCV future planned developments.
- Provide further protection and improvement to the water quality by reducing septic systems
- Future developments to the Eddy's Resort property will be easier to complete with the line extension
- Construction method used reduces the need for excavation and trenching



# SOURCE AND USES

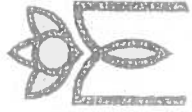
<u>Source</u>	<u>Amount</u>	<u>Uses</u>	<u>Amount</u>
Army Corp of Engineers Grant	\$2,800,000	Construction	\$4,629,225
MLBO	\$2,800,000	Utilities and Permitting	\$20,000
		ACOE Administration	\$200,000
		Archeology Analysis and Monitoring	\$200,000
		Land Preparation	\$7,500
		Engineering and Design	\$500,000
		Unforeseen Conditions	\$35,000
<b>TOTAL</b>	<b>\$5,600,000</b>	<b>TOTAL</b>	<b>\$5,591,725</b>

- Construction includes the Eddy's lift station construction, the transitional housing connection and a contingency of 10%
- Archeology analysis includes costs for analysis of the entire line, Phase I, II and III analysis at the Rum River Lift Station area, as well as monitoring required during the entire line construction per the EA document



# COMPLETED STEPS

- ✓ NEPA/EAW process approved by Army Corps of Engineers and MLBO DNR
- ✓ Extension line path reviewed and selected
- ✓ Archeological review
- ✓ Engineering and design review and approval
- ✓ Construction company selected – VEIT
- ✓ MNDOT, county ROW, environmental and utility permits complete and acquired
- ✓ Pre-bid and weekly construction meetings scheduled
- ✓ Construction started August 16



# TIMELINE

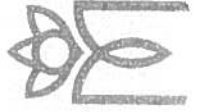
Week of:	Work Description
August 16	Work began at MLWW for connections; Ataage Drive lift station construction began
August 23	Rum River lift station construction began*
August 30	MLB C-Store station lift station construction began
September 10	Band Assembly approval for ACOE grant match
September 27	Connection to Eddy's lift station initiated
October 6	Start-up of Ataage Drive lift station
October 7	Start-up of Rum River lift station
October 8	Start-up of MLB C-Store station lift station
October 9	Final connection to MLB C-Store station made
October 15	Substantial completion of proposed project
November 15	Substantial completion of Minobimaadiziwin facility connection

\*in coordination with archeology of Rum River area and subject to completion of required archeological analysis.



## NEXT STEP

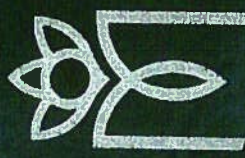
- Band Assembly approval of \$2.8M allocation from the permanent initiative fund to match the ACOE grant for completion of project.



Strengthening our Tribe.

Benefitting the Region.

Thank you.



MILLE LACS

CORPORATE VENTURES