



THE MILLE LACS BAND OF  
**OJIBWE INDIANS**

*Legislative Branch of Tribal Government*

**RESOLUTION 11-01-25-04**

**A RESOLUTION AUTHORIZING NON-EXCLUSIVE USE OF THE MILLE LACS BAND OF OJIBWE DISTRICT 1 WATER TOWER FOR AN ANTENNA SITE LEASE AGREEMENT TO MILLE LACS ELECTRIC COOPERATIVE (MLEC)**

- WHEREAS, the Mille Lacs Band Assembly is the duly-elected governing body of the Mille Lacs Band of Ojibwe, a federally-recognized Indian Tribe; and,
- WHEREAS, tribal leases are required on all tribal lands of the Mille Lacs Band of Ojibwe for agricultural purposes, to establish a home-site or a seasonal recreational residence, and for any commercial activity, or to acquire financing for a home, and;
- WHEREAS, An antenna site lease agreement has been requested by Mille Lacs Electric Cooperative (MLEC) on Tract # 410 T1002, and;
- WHEREAS, the lease will be for a period of 2 years and renewable for an additional 2 years subject to the lease provisions, effective upon date of approval, for the purpose to install, maintain, and operate an Internet antenna and associated equipment for the purposes of providing wireless Internet access for a 5-mile radius around the Mille Lacs Band of Ojibwe Water Tower in District 1 to the residential area; and ,
- WHEREAS, the Mille Lacs Band of Ojibwe Water Tower is located on the land described herein as follows:
- Part of Tract 410 T 1002, located in the North one-half (N ½ ) of the Northeast one-quarter (NE ¼ ) of Section Twenty-eight (28), Township Forty-three North (T43N), Range Twenty-seven West (R27W), Fourth Principal Meridian, Mille Lacs County, Minnesota, more particularly described as:
- Lot Seven (7), Block Two (2), Vineland Hills Plat dated March 9, 1982, by Anthony E. Kerrick, registered surveyor # 12266.
- WHEREAS, the Band will benefit by increasing economic development potential in the area; and,
- WHEREAS, MLEC shall provide two "Free" high speed connections at the 128K/64K rate which is the equivalent value of \$1,198.80 per year; and,
- WHEREAS, The Band will save approximately \$548.00 per month by saving the Band from paying out a leasing fee to Sprint for the ground line currently in use; and,

**DISTRICT I**

43408 Oodena Drive • Onamia, MN 56359

**DISTRICT II**

36666 State Hwy 65 • McGregor MN 55760

**DISTRICT III**

Route 2 • Box 233-N • Sandstone, MN 55072

WHEREAS, the Mille Lacs Band of Ojibwe therefore waives its right to have an appraisal and accepts the sum of One dollar (\$1.00) per month as and for consideration for the lease along with the provisions set forth above.

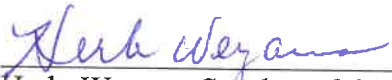
NOW, THEREFORE, BE IT RESOLVED, that the Mille Lacs Band Assembly hereby approves an antenna site lease agreement to be issued to MLEC for a period of 2 years and renewable for an additional 2 years for consideration of lease MLEC will provide Two (2) free high speed internet connections at the 128K/64K rate which is the equivalent value of \$1,198.80 a year plus the annual lease rental fee to be One dollar (\$1.00) per month payable upon date of approval and then on the anniversary date of each year following, subject to the lease provisions, effective upon date of approval; and,

BE IT FURTHER RESOLVED, that the lessee will utilize the land in conformity with the provisions of the lease within twelve (12) months of the effective date of the lease, and if all terms of the lease are not met, the land will revert back to the Mille Lacs Band of Ojibwe; and,

BE IT FURTHER RESOLVED, that this lease shall be null and void should the lessee abandon or vacate the above-described property for more than thirty (30) consecutive days after the 1<sup>st</sup> year anniversary of the effective date of the lease without the prior approval of the Band Assembly; and,

WE DO HEREBY CERTIFY, that the foregoing resolution was duly concurred with and adopted at a regular session of the Band Assembly in Legislative Council assembled, a quorum of legislators being present held on the 15th of January, 2004 at Onamia, Minnesota by a vote of 2 FOR, 0 AGAINST, 0 SILENT.

IN WITNESS WHEREOF, we, the Band Assembly hereunto cause to have set the signature of the Speaker of the Assembly to be affixed to this resolution.

  
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Herb, Weyaus, Speaker of the Assembly

**OFFICIAL SEAL OF THE BAND**