



# THE MILLE LACS BAND OF OJIBWE INDIANS

*Legislative Branch of Tribal Government*

## JOINT RESOLUTION 15-01-125-12

### **A JOINT RESOLUTION RESCINDING JOINT RESOLUTION 14-01-125-10 IN ORDER TO PERMIT ACCESS TO THE 2008 ORIGINAL PETITION FOR REMOVAL AS WELL AS THE DOCUMENTS RELATED TO THE FEDERAL INVESTIGATION SECURED IN THE OFF-SITE STORAGE FACILITY**

- WHEREAS, the Mille Lacs Band Assembly is the duly elected governing body for the Mille Lacs Band of Ojibwe, a federally-recognized Indian Tribe; and
- WHEREAS, according to 3 MLBSA § 2(d), the Band Assembly is empowered to adopt resolutions to promote the general welfare of the people of the Band; and
- WHEREAS, the Chief Executive of the Band is empowered to exercise the Executive Branch powers of the Band; and
- WHEREAS, Joint Resolution 14-01-125-10, approved on June 29, 2010, ordered that no access to the original Petition for Removal and its original list of signatures secured in the off-site storage facility should be allowed until the conclusion of the federal, state and/or tribal case against the former Chief Executive is concluded; and
- WHEREAS, the Mille Lacs Band Assembly and Chief Executive now believe that it is in the best interest of the Band to rescind Joint Resolution 14-01-125-10 in order to allow access to the 2008 Petition for Removal secured in the off-site storage space; and
- WHEREAS, the Mille Lacs Band Assembly and Chief Executive recognize that while no Band law exists ordering the keeping of such Petition for Removal, they believe it is important to keep the Petition for Removal as a historic document, but that it is not necessary to keep its original list of signatures and, therefore, such signatures shall be destroyed as provided in the manner below; and
- WHEREAS, according to Joint Resolution 14-01-104-10, approved on May 10, 2010, removal of any documents from the off-site storage facility is restricted as follows: 1) receipt of the unanimous consent of the five elected officials prior to removal of any item; 2) two individuals must accompany the MLBO Chief of Police, Dwight Reed, to the off-site storage facility; and 3) the two individuals must be either from the OSG's Office or one from the OSG Office and one from the Legislative or Executive Office; and

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WHEREAS, for the purpose of destroying the signature pages attached to the Petition for Removal, the Mille Lacs Band Assembly and Chief Executive believe that it is in the best interest of the Band that the MLBO Chief of Police, Dwight Reed, act alone to destroy such signature pages while continuing to maintain the confidentiality of such signatures.

NOW, THEREFORE, BE IT RESOLVED that the Mille Lacs Band Assembly and Chief Executive do hereby rescind Joint Resolution 14-01-125-10 and authorize and approve access to the off-site storage facility according to the procedures ordered in Joint Resolution 14-01-104-10 for the purposes of retrieval of all documents within the storage facility and destruction of the signature pages attached to the 2008 original Petition for Removal.

NOW, THEREFORE, BE IT FURTHER RESOLVED that such destruction of the signature pages attached to the original Petition for Removal shall be conducted by the MLBO Chief of Police, Dwight Reed, while continuing to maintain the confidentiality of those individual signatures.

WE DO HEREBY CERTIFY that the foregoing resolution was duly concurred with and adopted at a special session of the Band Assembly in Legislative Council assembled, a quorum of legislators being present, held on the 15<sup>th</sup> day of May, 2012 at Vineland, 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.



\_\_\_\_\_  
Curt Kalk, Speaker of Assembly

IN CONCURRENCE, with the action of the Speaker of the Assembly, I hereunto set my hand to this resolution.



\_\_\_\_\_  
Marge Anderson, Chief Executive

**OFFICIAL SEAL OF THE BAND**