



THE MILLE LACS BAND OF
OJIBWE INDIANS

Legislative Branch of Tribal Government

RESOLUTION 16-01-125-14

**A RESOLUTION APPROVING A \$4,500,000 LOAN TO
THE CORPORATE COMMISSION FOR
HINCKLEY CLINIC BUILDING**

WHEREAS, the Mille Lacs Band Assembly ("Band Assembly") is the duly elected governing body for the Mile Lacs Band of Ojibwe, a federally recognized Indian tribe (the "Band"); and

WHEREAS, according to 3 MLBSA § 2(d), the Band Assembly is empowered to adopt resolutions; and

WHEREAS, it is a priority of the Band Assembly to provide for the financial welfare of the Band and its members; and

WHEREAS, in furtherance of that objective, the Band Assembly has determined that it is in the best interest of the Band to make a loan to the Corporate Commission of the Mille Lacs Band of Ojibwe (the "Corporate Commission") and its operating affiliate, from funds borrowed from Bank of America, N.A., to fund the construction, equipping, operation and leasing of a medical Clinic Building in Hinckley for purpose of economic diversification and business development; and

WHEREAS, pursuant to its authority under Article VI, Section 1(c) of the Revised Constitution and Bylaws of the Minnesota Chippewa Tribe, and Title 3, Section 2 of the Band's Statutes Annotated, the Band Assembly is authorized, on behalf of the Band, to enter into and approve agreements, manage Band assets, and engage in business transactions to further the economic well-being of the Band and its members.

NOW, THEREFORE, BE IT RESOLVED, that the Band Assembly approves the proposed \$4,500,000 loan to the Corporate Commission and its operating affiliate by the Band with funds borrowed from Bank of America, N.A. (the "Corporate Commission Loan"), on the terms and conditions described in a Loan Agreement, Note, Security Agreement, Mortgage and Assignment of Lease and Rents substantially as presented to Band Assembly (the "Corporate Commission Loan Documents"); and

BE IT FURTHER RESOLVED, that the form, terms and provisions of the Corporate Commission Loan Documents, substantially as presented to the Band Assembly, are hereby adopted and approved; and

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BE IT FURTHER RESOLVED, that the Chief Executive, on behalf of the Band, is hereby authorized to execute, deliver and cause the performance of the Corporate Commission Loan Documents, and any additional documents related thereto, including the Mortgages, that the Commissioner of Finance may determine as required to complete the Corporate Commission Loan; and

BE IT FURTHER RESOLVED, that the Commissioner of Finance and appropriate personnel, agents and legal counsel of the Band are authorized and directed to administer the Corporate Commission Loan in accordance with its terms and conditions; and

BE IT FINALLY RESOLVED, that all acts and things heretofore done and performed, in the name of the Band, in connection with the foregoing resolutions, are hereby ratified and approved.

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 1st day of July, 2014 at Vineland, Minnesota by a vote of 3 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 the Assembly

OFFICIAL SEAL OF THE BAND