



THE MILLE LACS BAND OF
OJIBWE INDIANS
Legislative Branch of Tribal Government

RESOLUTION 18-01-148-18

A RESOLUTION APPROVING THE AVAILABILITY OF LONG TERM SAVINGS INTEREST EARNINGS FUNDS ON BEHALF OF MILLE LACS CORPORATE VENTURES FOR THE MILLE LACS CORPORATE VENTURES BUILDING REMEDIATION / RENOVATION PROJECT

- WHEREAS, the Mille Lacs Band Assembly (“Band Assembly”) is the duly elected governing body for the Mille 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, Mille Lacs Corporate Ventures (“MLCV”) is a corporate body politic of the Band pursuant to 16 MLBSA § 101; and
- WHEREAS, the MLCV building is over 19 years old and the condition of the building has shown signs of deterioration causing the Commissioner of Corporate Affairs to order a Building Assessment; and
- WHEREAS, the assessment confirmed mold contamination and material degradation within concealed construction components and interior finishes; and
- WHEREAS, the assessment also confirmed fungal mold growth found in HVAC duct walls, floors and ceilings; and
- WHEREAS, the Commissioner of Corporate Affairs sent formal request letters on April 30, 2018 and again on May 2, 2018 for approval of funding to complete a building remediation / renovation project for the MLCV building (“Renovation Project”); and
- WHEREAS, the Commissioner of Corporate Affairs requested that Band Assembly approve and authorize the availability of long term savings interest earnings funds, including the Project Budget and Contingency costs, in the amount of \$15,847,181.00; and
- WHEREAS, the Band Assembly has determined that it is in the best interest of the Band, and its employees housed in that building, to use funds held in the Band’s long term savings interest earnings funds.

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NOW, THEREFORE, BE IT RESOLVED, that the Band Assembly approves the availability of \$15,847,181.00 to MLCV by the Band with funds held in the Band's long term savings interest earning funds; and

BE IT FURTHER RESOLVED, that said funds will be advanced to MLCV under a draw request process, a similar process currently being utilized in other MLCV projects, to pay ongoing project costs; and

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 Renovation Project, and any additional documents related thereto, that the Commissioner of Finance may determine as required to complete the Renovation Project; and

BE IT FURTHER AND FINALLY RESOLVED, that the Commissioner of Finance and appropriate personnel, agents and legal counsel of the Band are authorized and directed to administer the Renovation Project in accordance with its terms and conditions.

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 3rd day of May, 2018 at Nayahshing, 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.



Carolyn Beaulieu, Speaker of the Assembly

OFFICIAL SEAL OF THE BAND