

Legislative Branch of Tribal Government

### **RESOLUTION 19-01-64-20**

# A RESOLUTION AUTHORIZING A LAND LEASE FOR RESIDENTIAL PURPOSES TO THE MILLE LACS BAND HOUSING DEPARTMENT TRACT 410TF000093

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

WHEREAS, pursuant to 3 MLBSA § 2 (d), the Band Assembly has the power to adopt resolutions to promote the general welfare of the people of the Band; and

WHEREAS, tribal land 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, the Mille Lacs Band Housing Department respectfully requests a land lease for residential purposes; and

WHEREAS, the lease will be for a period of 25 years and renewable for an additional 25 years, subject to the lease provisions, effective upon date of approval, for the property described herein; and

WHEREAS, said land is described as follows

Part of Tract # 410TF000093, located in the East half of the Northwest Quarter of the Southwest Quarter (E1/2 of NW1/4 of SW1/4) of Section One (1), Township Forty-two (T42N) North, Range Twenty-five (R25W) West of the Fourth Principal Meridian.

AND

The West Half of the Northeast Quarter of the Southwest Quarter (W1/2 of NE1/4 of SW1/4) of Section One (1), Township Forty-two (42N) North, Range Twenty-five (25W) West of the Fourth Principal Meridian, Mille Lacs County, Minnesota,

More fully described as follows:

Lot Two (2) Block Two (2) of Chiminising Circle Plat.

This lease site is approximately 1 acre, more or less.

#### DISTRICT I

43408 Oodena Drive • Onamia, MN 56359 (320) 532-4181 • Fax (320) 532-4209

#### DISTRICT II

36666 State Highway 65 • McGregor, MN 55760 (218) 768-3311 • Fax (218) 768-3903

#### DISTRICT IIA

2605 Chiminising Drive • Isle, MN 56342 (320) 676-1102 • Fax (320) 676-3432

- NOW, THEREFORE, BE IT RESOLVED, that the Band Assembly hereby authorizes a land lease for the property described herein for residential purposes be issued to the Mille Lacs Band Housing Department for a period of 25 years, renewable for an additional 25 years 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 to the Band; and
- BE IT FURTHER AND FINALLY 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.
- 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 5<sup>th</sup> day of March, 2020 at Nayahshing, Minnesota by a vote of 3 FOR, AGAINST, 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.

Sheldon Boyd, Speaker of the Assembly

OFFICIAL SEAL OF THE BAND

## INTEROFFICE MEMORANDUM



To:

Band Assembly

From:

Bridgett Donahue, Director of Real Estate

Date:

January 16, 2020

Re:

Resolution Authorization

cc:

Bradley Harrington, Commissioner of Natural Resources

The Division of Land Management submits this Resolution to grant a lease on behalf of the Mille Lacs Band Housing Department for a land lease located at 2640 Chiminsing Drive, Isle, MN 56342.

- 02/01/2016: Housing Department submits an Application for Lease;
- 08/23/2017: Director of Division of Land Management discovers unapproved application and approves Application for Lease.
- 10/22/2019: Resolution submitted to Band Assembly for Approval.

The home is an elder rental.

If you have any questions or concerns, please contact Bridgett Quist, Director of Division of Land Management by calling her at x7702.