



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

**JOINT RESOLUTION 19-01-63-20**

**A JOINT RESOLUTION AUTHORIZING A GRANT OF HIGHWAY RIGHT-OF-WAY FOR CONSTRUCTION AND MAINTENANCE OVER LANDS ON THE RESERVATION OF THE MILLE LACS BAND OF CHIPPEWA INDIANS TO THE COUNTY OF AITKIN ON MILLE LACS BAND TRACT 410TF000040**

- WHEREAS, the Band Assembly is the duly-elected legislative 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, pursuant to 4 MLBSA § 2, the Chief Executive is empowered to exercise the authority of the Executive Branch of government; and
- WHEREAS, the Mille Lacs Band of Ojibwe is a constituent Band of the Minnesota Chippewa Tribe (“MCT”); and
- WHEREAS, together the Chief Executive and Band Assembly form the Reservation Business Committee of the Mille Lacs Band of Ojibwe under the Revised Constitution and Bylaws of the MCT;
- WHEREAS, under the statutes of the Mille Lacs Band of Ojibwe (3 MLBSA § 24), the Reservation Business Committee is known as the Joint Assembly; and
- WHEREAS, Article VI, sec. 1(c) of the MCT’s Revised Constitution authorizes each constituent Band government “to manage, lease, permit or otherwise deal with tribal lands within the Band’s jurisdiction, interests in lands or other tribal assets, when authorized to do so by the Tribal Executive Committee”; and
- WHEREAS, Sections 102 and 302(a) of MCT Land Ordinance #3 authorize each constituent Band government “to protect and manage the use of lands, waters and resources with respect to its Reservation,” and to “manage lease, permit, or otherwise deal with tribal lands within the Band’s jurisdiction”; and
- WHEREAS, the statutes of the Mille Lacs Band of Ojibwe (3 MLBSA § 2(g)) grant the Joint Assembly the power to perform all legislative functions conferred under the MCT

**DISTRICT I**

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

**Land Ordinance #3; and**

**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

**DISTRICT III**

45749 Grace Lake Road • Sandstone, MN 55072  
 (320) 384-6240 • Fax (320) 384-6190

**URBAN OFFICE**

1404 E. Franklin Avenue • Minneapolis, MN 55404  
 (612) 872-1424 • Fax (612) 872-1257

WHEREAS, transportation plays an integral role in serving local infrastructure and community needs; and

WHEREAS, the Band is committed to providing safe and functional roads for vehicle and pedestrian traffic on its lands; and

WHEREAS, the Joint Assembly shall approve granting of a right-of-way in order to authorize road improvements by the County of Aitkin on County State-Aid Highway (CSAH) 3:

the Right-of-Way legal descriptions are further described as:

Parcel 54, AITKIN COUNTY HIGHWAY RIGHT OF WAY PLAT NO. 20, according to the recorded plat thereof on file in the Aitkin County, Minnesota, Recorder's Office, as document number 445761, filed on June 19, 2018.

Project No. SAP 001-603-018.

The burdening parcel is Aitkin County PID#: 39-0-042000

Government Lot 7, Section 24, Township 49N, Range 24W

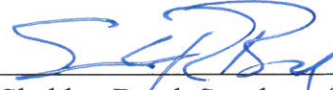
WHEREAS, this Grant of Right-of-Way is for shoulder widening and safety improvement of CSAH 3 from west of County Rd. 62, Workman Township, to west of State Hwy 65, Shamrock Township.

WHEREAS, this re-construction and paving project will provide benefits to the Grantor in excess of the fair market value of the right-of-way. Therefore, Grantor hereby waives its right to receive monetary consideration for this Grant of Right-of-Way and its right to receive an appraisal.

NOW, THEREFORE, BE IT RESOLVED, that the Band Assembly and Chief Executive do hereby approve this Grant of Highway Right-of-Way as described above to allow Aitkin County to construct and maintain CSAH 3. Due to the overall benefit to the tribe and its members derived from the road improvements, compensation for granting the right-of-way is hereby waived.

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 for the 5<sup>th</sup> day of March, 2020 at Nayahshing, Minnesota by a vote of 3 FOR, 0 AGAINST, 0 SILENT.

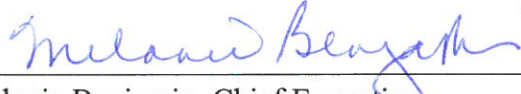
IN WITNESS WHEREOF, we, the Band Assembly hereunto cause to have set the signature of the Speaker of the Assembly to be affixed to this resolution and forwarded to the Chief Executive for Concurrence.



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Sheldon Boyd, Speaker of the Assembly

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



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Melanie Benjamin, Chief Executive

**OFFICIAL SEAL OF THE BAND**