



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

JOINT RESOLUTION 18-04-31-20

A JOINT RESOLUTION OF APPROVAL BY THE MILLE LACS BAND OF OJIBWE TO ESTABLISH MEMBERSHIP IN THE MIDWEST TRIBAL ENERGY RESOURCES ASSOCIATION, INC.

- 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 Band; and
- WHEREAS, pursuant to 4 MLBSA § 2, the Chief Executive is empowered to exercise the Executive Branch powers of the Band; and
- WHEREAS, the Band Assembly and Chief Executive have established as a priority the improvement of the spiritual, physical, mental, social, and economic wellbeing of the people of the Band; and
- WHEREAS, the Band Assembly and Chief Executive recognize, pursuant to 11 MLBSA, the Band’s Department of Natural Resources has the responsibility for the Environmental Protection Commission to protect air, land, water, and all natural resources; and
- WHEREAS, the Band Assembly and Chief Executive recognize, pursuant to 13 MLBSA, the Department of Community Development has the responsibility for the Public Works Commission to regulate and maintain Band owned and operated utilities, and has jurisdiction over any and all matters pertaining to such utilities; and
- WHEREAS, the Band Assembly and Chief Executive recognize, pursuant to 16 MLBSA, Corporate Commission has the responsibility to exercise a more effective form of commerce, to control the economic affairs of the Band, and to establish, operate, and incorporate such commercial enterprises as it may deem to be for the benefit of the Band; and

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WHEREAS, the Band Assembly and Chief Executive are passionate about energy and are committed to promoting a sustainable and secure energy future for Tribes and their neighbors; and

WHEREAS, the Band Assembly and Chief Executive seek to support providing energy opportunities and resources to Midwest Tribes that advance energy policy, development, and management through collaborative efforts; and

WHEREAS, the Band Assembly and Chief Executive recognize and fully support the Midwest Tribal Energy Resources Association, Inc. ("MTERA"), a Wisconsin 501(c)(3) corporation organized to empower Midwest tribes to manage energy resources through collective action; and

WHEREAS, the Band Assembly and Chief Executive recognize and support MTERA's bylaws, strategic plan, and member-tribe commitments; and

WHEREAS, the Band Assembly and Chief Executive shall ensure that the Band shall retain its sovereign immunity, and understand that by the Band becoming a member in MTERA in no way infringes upon, or establishes any type of waivers of the Band's sovereign immunity.

NOW, THEREFORE, BE IT RESOLVED that the Band Assembly and Chief Executive do hereby authorize and support the Band's membership in the Midwest Tribal Energy Resources Association, Inc. ("MTERA"), to conduct and share a de minimis inventory of the Band's energy resources; and


BE IT FURTHER RESOLVED that the Band Assembly and Chief Executive do hereby give the Commissioner of Natural Resources the authority to appoint two members to the MTERA Board of Directors, one of whom will vote on behalf of the Mille Lacs Band of Ojibwe and the other to serve as the Band's proxy member; and

BE IT FURTHER RESOLVED that designated representatives are eligible to serve as a member, on the board of directors, as an officer and/or on committees; and

BE IT FURTHER AND FINALLY RESOLVED that the Commissioner of Natural Resources, with the concurrence of the Commissioner of Community Development and the Commissioner of Corporate Affairs, will notify the Band Assembly on the two appointees within sixty (60) days of ratification of this resolution.

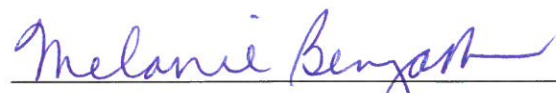
WE DO HEREBY CERTIFY that the foregoing Resolution was duly concurred with and adopted at a special session of the Band Assembly in Legislative Council assembled, a quorum of legislators being present, held on the 19th day of November, 2019 at St. Louis Park, Minnesota by a vote of 3 FOR, 0 AGAINST, 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.



Sheldon Boyd, Speaker of the Assembly

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



Melanie Benjamin, Chief Executive

OFFICIAL SEAL OF THE BAND