

**LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS**

**7500 Odawa Circle  
Harbor Springs, MI 49740**

**TRIBAL RESOLUTION # 101024-01**

**Great Lakes Energy Services to Murray Road Trust Property**

**WHEREAS** the Little Traverse Bay Bands of Odawa Indians (LTBB or Tribe) is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States, the most recent being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);

**WHEREAS** the Tribe is the beneficial owner of an 80-acre parcel of land held in trust by the United States on Murray Road, Hayes Township, Charlevoix County, Michigan described as the East ½ of the Southeast Quarter of Section 11, Town 34 North, Range 7 West, Tax Parcel ID 15-007-111-020-00 (“Property”);

**WHEREAS** Article VII (D)(8) of the LTBB Constitution delegates to Tribal Council the power to “enact laws governing the encumbrance of Tribal lands” and Article VII(D)(11) to “approve land use plans.”

**WHEREAS** a number of housing units are presently located on the Property, and additional housing and other developments may be added in the future;

**WHEREAS** Great Lakes Energy is the utility provider for electric service within the Property;

**WHEREAS** the Tribe desires that Great Lakes Energy provide electric service to the Property, including the placement of electric lines and related infrastructure to enable Great Lakes Energy to supply electric service to structures on the Property.

**THEREFORE, BE IT RESOLVED:**

1. The Tribe grants, warrants and conveys to Great Lakes Energy the right and authority to construct, maintain, alter, replace, extend, repair, or remove electric lines and related equipment, including existing electric lines and extensions thereof on the Property.

3. The electric lines shall be located by agreement between a licensed contractor hired by the Tribe or a sub-entity or the Tribe’s Planning Department and Great Lakes Energy.

4. Great Lakes Energy shall be responsible for maintenance and repair of the electric lines in the same manner and extent as Great Lakes Energy services off of trust lands.

5. Great Lakes Energy shall possess such rights of ingress and egress over the Property as are necessary or reasonable for all purposes incident to its provision of electric services. Such rights include, by way of illustration and not limitation, the following:

A. The right to install electric meters for each user located on the Property including the right to access all meters for reading, repairs, replacement and the right to calculate electric consumption;

B. The right to separately bill all users of electric on the Property;

C. The right to shut off electric services for non-payment or other violations of usage agreements or applicable law.

6. No structure or other barrier shall be constructed or maintained anywhere on the Property that would interfere with Great Lakes Energy's ability to maintain its electric lines.

7. The Tribe, its sub-entities, employees, officials, guests, lessees, sub-lessees and invitees will not engage in any activity that would damage or hinder the maintenance of Great Lakes Energy's electric lines and equipment.

8. This Resolution shall be binding on the Tribe's tenants, successors and assigns as to the Property with the same force and effect as a utility easement that runs with the land. The Tribe shall reference this Resolution in all leases and agreements that relate to the Property.

9. This Resolution may be recorded with the Emmet County Register of Deeds in order to place the terms and conditions of this Resolution as part of the public record.

## CERTIFICATION

As the Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Tribal Resolution was duly adopted by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held on October 24, 2024 at which a quorum was present, by a vote of 6 in favor, 0 opposed, 0 abstentions, and 3 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Fred Kiogima	X	_____	_____	_____
Tamara Munson	_____	_____	_____	X
William Ortiz	X	_____	_____	_____
Aaron Otto	X	_____	_____	_____
Melissa Pamp	X	_____	_____	_____
Jordan Shananaquet	_____	_____	_____	X
Leroy Shomin	X	_____	_____	_____
Emily Proctor	X	_____	_____	_____
Marcella Reyes	_____	_____	_____	X

Date: 10/10/2024

Marcella R. Reyes  
Marcella R. Reyes, Legislative Leader

Date: 10/10/2024

Emily Proctor  
Emily Proctor, Tribal Council Secretary

Received by the Executive Office on 10/10/2024 by Harold Johnson

Pursuant to Article VII, Section D, Subsection 1 of the Little Traverse Bay Bands of Odawa Indians Constitution adopted on February 1, 2005 the Executive concurs in this action of the Tribal Council.

Date: 10-10-2024

Regina Gasco  
Regina Gasco, Tribal Chairperson

Received from the Executive on 10/10/2024 by Marin Taylor

