Resolution # 09-0826-247

Approval of Supplemental Appropriation 2009-16 - 3rd QTR to fund #1070-164-6100 in the amount of $100,000.00 to Fund the SBL Program within the Commerce Department

WHEREAS, the status of the Gaá Čhíng Ziibi Daâwaa Anishinaâbek (Little River Band of Ottawa Indians) as a sovereign and Treaty-making power is confirmed in numerous treaties, from agreements with the initial colonial powers on this land, to various treaties with the United States; and

WHEREAS, the Little River Band of Ottawa Indians (Tribe) is descended from, and is the political successor to, the Grand River Ottawa Bands, signatories of the 1836 Treaty of Washington (7 Stat. 491) with the United States, as reaffirmed by federal law in P.L. 103-324, enacted in 1994; and

WHEREAS, the Tribe adopted a new Constitution, pursuant to a vote of the membership on May 27, 1998, which Constitution became effective upon its approval by the Assistant Secretary-Indian Affairs on July 10, 1998; and

WHEREAS, the Tribe adopted amendments to the Constitution on April 26, 2004, which became effective upon approval by the Assistant Secretary-Indian Affairs on May 13, 2004; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(a) to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members; and

WHEREAS, the Tribal Council has received a Certification of Availability of Funds, #2009-020, from the Accounting Department signed by the Chief Financial Officer; and

WHEREAS, the appropriation of funds from the General Fund will require a modification of the Operating Budget for Fiscal Year 2009, which was approved on December 17, 2008.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves a modification to the Operating Budget for the Tribal Government for Fiscal Year 2009 to include an appropriation of $100,000.00 from the General Fund – Gaming Proceeds Account to fund.
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IT IS FURTHER RESOLVED THAT this supplemental appropriation shall be allocated in the 3rd quarter.

Program #1070, Acct. 164, Sub-Acct 6100 $100,000.00

IT IS FINALLY RESOLVED THAT this supplemental appropriation is restricted in purpose for funding Small Business Loan Program activity only, and cannot be used for any other purpose within the department. In the event that no new applications are authorized, the Department Director shall request a subsequent transfer of funds back to the Gaming Proceeds Account. These funds are not able to be carried over, nor can the funds be transferred to any other purpose, without authorizing Resolution of the Tribal Council.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 6 FOR, 1 AGAINST, 0 ABSTAINING, and 2 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on August 26, 2009, at the Little River Band’s Dome Room in Manistee, Michigan, with a quorum being present for such vote.

Janine M. Sam, Council Recorder

Stephen Parsons, Council Speaker

Attest:
Presentation of Resolution Budget Modification to Tribal Ogema:

Pursuant to Article V, Section 5(a)(6) and Section 5(c) of the Tribal Constitution, the foregoing Resolution # 09-0826-247, modifying the Operating Budget for Fiscal Year 2009 as set forth in Resolution #08-1217-435, which has been presented to the Tribal Ogema by the Tribal Council Recorder for his/her approval.

Date delivered to Tribal Ogema: 8/25/09

Signature of Council Recorder:

Action by the Tribal Ogema: ✔ Approved ___ Disapproved (attach comments)

Date: 8/28/09

Signature of Ogema:

Distribution: Council Records
Tribal Ogema
Tribal Court
Accounting

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