Resolution # 09-1216-353

Authorization to post Notice of Intent to repeal Audit Reform Act of 2006

WHEREAS, the Tribe’s status as a federally-recognized Indian tribe was reaffirmed and restored by Congress pursuant to Public Law 103-324, 108 Stat. 2156 (25 U.S.C. ’ 1300k et seq.); and

WHEREAS, the Tribe adopted a 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 vested with the authority, 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 adopted the Audit Reform Act of 2006, by Resolution Number 06-0628-448; and

WHEREAS, the Tribal Council has identified that the Employee Fraud Reporting and Protection Ordinance requires technical corrections; and

WHEREAS, Legislative Counsel has been working to correct the technical deficiencies contained within the Employee Fraud Reporting and Protection Ordinance and has had work sessions with Tribal Council to discuss the amendments; and

WHEREAS, Tribal Council has concluded that it would be best to repeal the Employee Fraud Reporting and Protection Ordinance until such time that the technical deficiencies are corrected and a new Ordinance adopted; and

WHEREAS, the Tribal Council adopted the Administrative Procedures Act - Ordinances which identifies processes by which ordinances may be adopted, amended, or repealed, and which also identifies processes by which emergency amendments may be authorized; and
WHEREAS, Section 2.03 of the Administrative Procedures Act, Ordinance Number 04-100-07, 
requires that prior to repeal of an Ordinance, Tribal Council shall post in the Tribal 
buildings a Notice of the Intent to Repeal the ordinance two weeks prior to such action.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of 
Ottawa Indians hereby authorizes posting the Notice of Intent to Repeal the Employee Fraud 
Reporting and Protection Ordinance under authority of the Administrative Procedures Act - 
Ordinances, Ordinance Number 07-600-04 effective immediately.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the 
Tribal Council with 7 FOR, 0 AGAINST, 0 ABSTAINING, 1 ABSENT, and 1 VACANT, 
at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on 
December 16, 2009, at the Little River Band’s Dome Room in Manistee, Michigan, with a 
quorum being present for such vote.

[Signature]
Janice M. Sam, Council Recorder

[Signature]
Stephen Parsons, Council Speaker

Attest:

Distribution: Council Records
Tribal Ogema
Tribal Court