



## Little River Band of Ottawa Indians

375 River Street  
Manistee, MI 49660  
(231) 723-8288

### Resolution # 09-0121-21

#### *Adoption of Employment Division of Tribal Court Code*

WHEREAS, the status of the *Gaá Čhíng Ziibi Daáwaa Aníshinábek* (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 adopted the Employment Division of Tribal Court Code on an emergency basis on July 6, 2005; and

WHEREAS, the Employment Division of Tribal Court Code was never permanently adopted and expired after six months; and

WHEREAS, Tribal Council has met with the Tribal Court in a work session and determined that the Code should be revised to remove the provisions relating to the appoint of judicial officers and extend the time to file an appeal from seven (7) to twenty-eight (28) days; and

WHEREAS, the amendments were posted for public comment from November 12, 2008 through December 12, 2008, and no comments were received; and

WHEREAS, Tribal Council held a final work session to discuss the amendments on January 12, 2009.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby adopts the Employment Division of Tribal Court Code, Ordinance #08-300-04, for immediate implementation.

**CERTIFICATE OF ADOPTION**

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 6 FOR, 3 AGAINST, 0 ABSTAINING, and 0 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on January 21, 2009, at the Little River Band's Dome Room in Manistee, Michigan, with a quorum being present for such vote.



\_\_\_\_\_  
Kimberly Alexander, Council Recorder



\_\_\_\_\_  
Don Koon, Council Speaker

Attest:

Distribution: Council Records  
Tribal Ogema  
Tribal Court  
Accounting