Resolution # 09-0304-59

Permanent Adoption of Amendments to the Commissions Ordinance

WHEREAS, the status of the Gaá Čhíng Ziibi Daáwaa Anišhinaábek (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 Ordinance #04-150-01 Commissions Ordinance; which has been amended from time to time and

WHEREAS, the Tribal Council adopted amendments to the Commissions Ordinance on an emergency basis on January 7, 2009 in accordance with the Administrative Procedures Act which changed the number of Commissioners from five to not less than three nor more than five and revised the quorum requirements accordingly; and
WHEREAS, the Tribal Council held a final work session on February 25, 2009 at which it determined that permanent adoption of the emergency amendments is necessary; and

WHEREAS, the amended Commissions Ordinance was posted for public comment from January 27, 2009 through February 27, 2009, and no comments were received.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby permanently adopts, under authority of the Administrative Procedures Act – Ordinances, the amendments to the Commissions Ordinance, Ordinance #04-150-01.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with _5_ FOR, _1_ AGAINST, _0_ ABSTAINING, _3_ and ABSENT at a regular session of the Little River Band of Ottawa Indians Tribal Council held on March 4, 2009, at the Little River Band’s Dome Room in Manistee, Michigan, with a quorum being present for such vote.

Loretta Beccaria, Council Recorder

Attest:

Don Koon, Council Speaker

Distribution: Council Records
Tribal Ogema
Tribal Court
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