

Little River Band of Ottawa Indians

375 River Street
Manistee MI 49660

Resolution # 09-0520-130

Approval of a grant application to the U.S. Department of Housing and Urban Development for the FY2009 Rural Housing and Economic Development Grant Program in an amount not to exceed \$300,000.00 for Improvements to the Wastewater Treatment Plant to Allow Acceptance of Septage

WHEREAS, the status of the *Gaá Čhíng Ziibi Daáwaa Aníshinaábek* (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, there is a flexible funding opportunity open through the Department of Housing and Urban Development, FY2009 Rural Housing and Economic Development Grant Program, in Category 2, Economic Development and Entrepreneurship for Tribes, to financially support innovative proposals that advance tribally-managed housing and economic development activities in rural areas; and

WHEREAS, the Little River Band of Ottawa Indians has identified such a project and is likewise committed to further developing the capacity of our wastewater treatment facility in order to better serve the larger community through the acceptance of Septage suitable for small municipalities and rural areas;

WHEREAS, the State of Michigan is poised to require septage haulers to take septage to plants within 25 miles, and with the Tribe's wastewater treatment plant having begun accepting Septage from local haulers, beginning July 2007, there is a clear need to expand our capacity in order to be able to effectively manage the expected increased SBR system demands; and

WHEREAS, the Tribe developed a well-thought through plan to provide the increased capacity as well as greater flexibility for the operation and maintenance of our current SBR (sequencing batch reactor) facility; and


WHEREAS, the proposed project has the full support of the River Band of Ottawa Indians' Water and Sewer Utility.

NOW THEREFORE BE IT RESOLVED that the Tribal Council of the Little River Band of Ottawa Indians notes that there is no matching requirement and by this resolution approves the submission of a grant application to the U.S. Department of Housing and Urban Development under the FY2009 Rural Housing and Economic Development Grant Program in an amount not to exceed \$300,000.00.


IT IS FURTHER RESOLVED that the Little River Band of Ottawa Indians wishes that the SBR facility (which initially cost approximately \$5.5M) serve as the Tribe's firm commitment of an in-kind resource and further authorizes the Ogema to develop a letter of commitment to this effect and/or other in-kind commitment in order to improve our application's score as related to Rating Factor 4, including a commitment of assuming the ongoing expenses and responsibilities associated with the maintenance and operation of the property.

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, and 2 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on May 20, 2009 at the Little River Band's Dome Room in Manistee, Michigan, with a quorum being present for such vote.



Kim Alexander, Council Recorder



Don Koon, Council Speaker