Resolution # 09-1104-309

Limited Authorization-Granting the Public Information Department to Create and Use a Likeness of the Tribal Seal

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) of the Constitution, 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 adopted the Tribal Seal Ordinance which regulates the use of the Tribal seal in regards to governmental, commercial and private persons; and

WHEREAS, Section 5.03(b) of the Tribal Seal Ordinance provides that Tribal Council may authorize use of the Tribal Seal in connection with private commercial activities; and

WHEREAS, the Public Information Department for the Tribe and has requested authorization to feature a likeness of the Little River Band seal for the limited purpose of producing stadium blankets to raise awareness and encourage Tribal Member participation in the United States Census; and

WHEREAS, the Tribal Council finds that this use of the Tribal seal does not derogate the Tribal Seal and featuring a likeness of the Tribal seal on stadium blankets to encourage Tribal Citizens to be counted during the next United States Census that will be conducted in 2010.
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Public Information Department to cause to have made approximately 300 stadium blankets featuring a likeness of the Tribal Seal that will be used for personalization in conjunction with the logo of the Census.

IT IS FURTHER RESOLVED THAT the limited authorization granted by this Resolution mandates that the likeness must include at minimum the medicine wheel that includes the river at the center, and the nine feathers, and the words Little River Band of Ottawa Indians, so as to be genuinely identifiable as a symbol of the Tribal Government, sufficient that the likeness cannot be confused with any other symbol.

IT IS FINALLY RESOLVED THAT the limited authorization granted by this Resolution is for the purpose identified herein, and does not grant unlimited reproduction without additional permission 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, 0 AGAINST, 0 ABSTAINING, and 3 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on November 4, 2009, at the Little River Band’s Dome Room in Manistee, Michigan, with a quorum being present for such vote.

[Signature]
Jasmine M. Sam, Council Recorder

[Signature]
Stephen Parsons, Council Speaker

Attest:

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