Little River Band of Ottawa Indians  
375 River Street  
Manistee, MI 49660

Resolution #09-1123-327

Approval of Cooperative Cash Match Agreement #001 with the State of Michigan/Michigan Rehabilitation Services for Fiscal Year 2010; Authorizing Funds for the Cash Match Required by the Contract

WHEREAS, the status of the Gaá Číng 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, the Tribal Council has approved the fiscal year 2010 Government Operating Budget, including appropriations for the Family Services Department; and

WHEREAS, the Tribal Ogema, through the Family Services Department has successfully renegotiated services and program contracts with the Michigan Department of Labor and Economic Growth/Michigan Rehabilitation Services (MDLEG-MRS-2010); and

WHEREAS, the Rehabilitation Services Contracts require a cash match from the Tribe to ensure that services will be provided to Little River Band Citizens in pursuit of gainful employment, and those funds will be dedicated to that end; and
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WHEREAS, the Michigan Department of Energy, Labor and Economic Growth-Michigan Rehabilitation Services (MDELEG-MRS) Cash Match agreement with the Family Services Department on behalf of Little River Band of Ottawa Indians will be utilized to provide services to Tribal Citizens with disabilities, their families members and those economically dependent on them.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Ogema to execute the Cooperative Cash Match Agreement 2010, including signature by the Family Services Director, and designation of responsibility for oversight to William Memberto.

IT IS FURTHER RESOLVED THAT this the Tribal Council of the Little River Band of Ottawa Indians authorizes an expenditure of funds in the amount of $4,363.00 (four thousand three hundred and sixty three dollars) from #1070-4025-5205, to MDELEG-MRS, to satisfy the Family Services Department cash match requirement.

IT IS FINALLY RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby expressly denies any waiver of Sovereign Immunity; also denies any implied waiver of Sovereign Immunity in connection with authorization of this contract.

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 an Emergency Session of the Little River Band of Ottawa Indians Tribal Council held on November 23, 2009 at the Little River Band’s Conference Room in Manistee, Michigan, with a quorum being present for such vote.

Janice M. Sam, Council Recorder

Stephen Parsons, Council Speaker

Attest:
Distribution: Tribal Ogema
             Tribal Council