Resolution #14-0813-242

Approving Lease for portions of 375 River Street to Christian Faith Church and its Pastor Bill Willis

WHEREAS, the status of the Gaá Čhing Ziibii Daawaa Anishinhaabe (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 is invested with the legislative power to authorize and ratify agreements and contracts negotiated by the Tribal Ogemaw on behalf of the Little River Band with federal, state and local governments and other Indian tribes or their departments or political subdivisions, or with private persons on all matters within the authority of the Tribal Council; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(d) to approve or veto any sale, disposition, lease or encumbrance of Little River Land interests in land, personal property, or other assets; and

WHEREAS, it is in the best interests of the Band to maintain and lease the commercial property owned by the Band;
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NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves and authorizes the Ogema to execute the Commercial Lease between Christian Faith Church and its Pastor Bill Willis and the Little River Band for that portion of 375 River Street so described in the Agreement;

IT IS FINALLY RESOLVED THAT nothing in the contract or in this resolution shall be considered a waiver of the Tribe’s sovereign immunity beyond the limited waiver to answer claims arising from terms of the lease in Tribal Court.

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, 1 ABSTAINING, 1 ABSENT at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on August 13, 2014, at the Little River Band’s Government Center, in Manistee, Michigan, with a quorum being present for such vote.

Sandy Mezeske, Tribal Council Recorder

Virgil Johnson, Tribal Council Speaker

Attest:

Distribution: Tribal Council
Tribal Ogema
HR Department