Resolution #14-1223-404

Authorization of Agreement with EHIM for the Limited Purposes of Paying Final Claims Related to Prescription Coverage and Meeting the Legal Obligation of the Little River Band of Ottawa Indians for Continued Coverage (COBRA)

WHEREAS, the status of the Gaà Čhìng Ziibi Daáwaa Aníshináábek (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 authorized a change in the benefit structure for employees of Little River Band Tribal Government and Little River Trading post, effective January 1, 2015; and

WHEREAS, the Ogema now recommends that limited agreements with providers to ensure that the Tribe meets is legal obligations for continuation of coverage under certain laws; and

WHEREAS, Employee Health Insurance Management, Inc. (EHIM), has provided a proposal to continue its prescription coverages as previously negotiated, including run-off claims and any employees that are COBRA eligible or who enter into coverage under COBRA ; and
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WHERAS, the Ogema requests that Tribal Council authorize the agreement with EHIM for the purposes noted.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians authorizes the Ogema to execute agreements and manage all matters related to the termination of prescription coverage provided by EHIM, including such ancillary documents as may be required to facilitate the transition and termination.

IT IS FINALLY RESOLVED THAT additional actions as may be required may proceed under this same authorization, provided that any significant financial expenditures, if requires, must be carried out in accordance to established processes and policy of the Tribe.

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, 2 ABSENT at an Emergency Closed Session of the Little River Band of Ottawa Indians Tribal Council held on December 23, 2014, at the Little River Band’s Tribal Council Conference Room in Manistee, Michigan, with a quorum being present for such vote.

[Signature]
Sandra Mezeske, Tribal Council Recorder

[Signature]
Virgil Johnson, Tribal Council Speaker

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