Resolution # 14-0205-025

Approval of the Commercial Lease for Park Dairy, LLC for 284 River Street and Authorizing the Ogema execute such lease

WHEREAS, the status of the Gaá Čhíng Ziíbi Daáwaa Aníshinaábék (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 Tribe owns real property located at 284 River Street, Manistee, Michigan that contains ___1___ commercial rental unit; and

WHEREAS, Tribal Council & the Ogema has determined that it is in the Tribe’s best financial interest to lease the property located at 284 River Street; and

WHEREAS, the Tribal Council has approved the form of the commercial lease to be used for the rental unit at 284 River Street;
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council approves the Commercial Lease for Park Dairy, LLC for 284 River Street, Manistee, Michigan and authorizes the Ogema to execute such lease.

IT IS FURTHER RESOLVED THAT nothing in this resolution or the commercial leases shall result in a waiver of the Tribe’s sovereign immunity.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with _7_ FOR, _1_ AGAINST, _0_ ABSTAINING, and _1_ ABSENT, at a Regular Closed Session of the Little River Band of Ottawa Indians Tribal Council held on February 5, 2014 at the Little River Band’s Tribal Council Conference Room in Manistee, Michigan, with a quorum being present for such vote.

Sandy Meggido, Council Recorder

Virgil Johnson, Council Speaker

Attest:

Distribution: Ogema
Tribal Council