

**Little River Band of Ottawa Indians**

2608 Government Center Drive

Manistee, MI 49660

(231) 723-8288

**Moved to  
Open Session  
11/19/14**

**Resolution #14-1119-371**

*Authorizing Additional Expenditure for Engagement with Foley Mansfield PLLP*

WHEREAS, the status of the *Gaá Čhing 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 VI, Section 7(a)(2) to promote, protect and provide for public health, peace, morals, education and general welfare of the Little River Band and its members; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(e) to employ legal counsel; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(b) to authorize and ratify agreements and contracts negotiated by the Tribal Ogema on behalf of the Little River Band with federal, state and local governments and other Indian tribes or their departments and political subdivisions; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(i)(2) to manage any funds within the exclusive control of the Little River Band and to appropriate these funds for the benefit of the Tribe and its members, pursuant to appropriations or budgets authorized by resolution or in accordance with ordinances of the Tribal Council; and

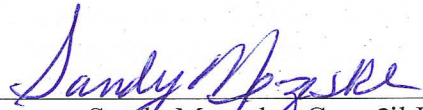
WHEREAS, the Tribal Council entered into a retainer agreement with the law firm Foley Mansfield PLLP by *Resolution #14-0618-180, Approving Engagement Letter with Foley Mansfield LLP*, for legal services related to Council v Ogema, Case NO. 14-0127-GC; and

WHEREAS, the initial retainer has been reached for services rendered, and billing is expected for subsequent and future services.

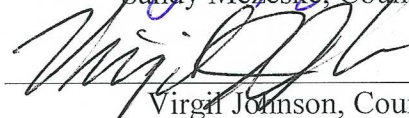
NOW THEREFORE IT IS RESOLVED, that the Tribal Council approves an additional expenditure from the Legislative Legal Department's budgeted amount for Professional Services for this retainer agreement in the amount of \$10,000.00.

**CERTIFICATE OF ADOPTION**

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 8 FOR, 0 AGAINST, 0 ABSTAINING, and 1 ABSENT, at a Regular Closed Session Meeting of the Little River Band of Ottawa Indians Tribal Council held on November 19, 2014 at the Little River Band Tribal Council Conference Room in Manistee, Michigan, with a quorum being present for such vote.



\_\_\_\_\_  
Sandy Mezeske, Council Recorder



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Virgil Johnson, Council Speaker

Attest:

Distribution: Council Records