

Little River Band of Ottawa Indians

2608 Government Center Drive
Manistee, MI 49660

Moved to
Open Session
11/5/14

Resolution #14-1105-349

*Authorizing Revised Memorandum of Agreement between Bureau of Indian Affairs,
Analytical Environmental Services and Little River Band of Ottawa Indians*

WHEREAS, the status of the *Gaá Čhing Ziibi Daáwaa Aniřhinaábek* (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 authorized under Article IV, Section 7(?) to approve contracts negotiated by the Ogema on behalf of Little River Band of Ottawa Indians; and

WHEREAS, the Tribal Ogema has negotiated a Memorandum of Agreement as well as a Consulting Services Agreement with Analytical Environmental Services, to prepare NEPA studies on certain lands located on or near the Reservation of the Little River Band; and

WHEREAS, the Tribal Council approved Resolution # 08-0827-295 *Authorizing Memorandum of Agreement between Bureau of Indian Affairs, Analytical Environmental Services and Little River Band of Ottawa Indians*; and

WHEREAS, the Memorandum of Agreement needs to be revised to include the Shoreline Task Force members as the assigned representative from the Little River Band.


NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Ogema to execute the Revised Memorandum of Agreement between the Bureau of Indian Affairs, Analytical Environmental Services and Little River Band of Ottawa Indians

IT IS FURTHER RESOLVED THAT this the Tribal Council of the Little River Band of Ottawa Indians approves the Choice of Law provision found at item 12.0.

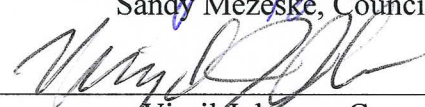
BE IT FURTHER RESOLVED THAT the Tribal Council concurs with the designation of the Shoreline Task Force, as the assigned representative from Little River Band, to manage the project scope of services and delivery of the agreement.

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 of the Little River Band of Ottawa Indians Tribal Council held on November 5, 2014, at the Little River Band's Conference Room in Manistee, Michigan, with a quorum being present for such vote.



Sandy Mezeske, Council Recorder



Virgil Johnson, Council Speaker

Attest:

Distribution: Tribal Ogema
Tribal Council
Purchasing Department