



## Little River Band of Ottawa Indians

1762 U.S. 31 South  
Manistee MI 49660  
(231) 723-8288

RESOLUTION NO. #00-0124-02

### AUTHORIZING EXTENSION OF PROVIDER AGREEMENT WITH JEFFREY KITTLE, M.D. FOR SERVICES PROVIDED AT THE LITTLE RIVER HEALTH CENTER

WHEREAS, the Little River Band of Ottawa Indians is a federally recognized tribe, as reaffirmed under P.L. 103-324, enacted on September 21, 1994, with rights secured to it under the 1836 Treaty of Washington (7 Stat. 491) and the 1855 Treaty of Detroit (11 Stat. 621); and

WHEREAS, the Tribe and its members are eligible for all services and benefits provided by the federal government to Indians as members of federally recognized Tribes; and

WHEREAS, the Tribal Council, pursuant to Article IV, Section 7(b) of the Constitution of the Little River Band of Ottawa Indians ("Tribal Constitution"), has the power to authorize and ratify agreements and contracts negotiated on behalf of the Tribe with the federal government; and

WHEREAS, the Tribal Ogema, pursuant to Article VI, Section 5(a) of the Tribal Constitution, is authorized to negotiate and execute contracts on behalf of the Tribe, provided such contracts are approved and ratified by the Tribal Council; and

WHEREAS, the Tribe has established a primary care health clinic to serve Tribal members, pursuant to its contract for federal funds under the authority of the Indian Self-Determination Act (P.L. 93-638, as amended); and

WHEREAS, the Tribal Council has previously authorized extension of the Personal Services Agreement with Jeffrey Kittle, M.D., to provide health care services to patients of the Little River Health Center until January 31, 2000; and

WHEREAS, the Tribal Council desires to extend the Personal Services Agreement with Dr. Kittle on the same terms as agreed to in the current Agreement for an additional period until March 1, 2000.


NOW THEREFORE BE IT RESOLVED, that the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Tribal Ogema, or in his absence, the Tribal Council Speaker, to negotiate and execute a Second Addendum to the Personal Services Agreement with Jeffrey Kittle, M.D., for the provision of health care services at Little River Health Center for a period ending March 1, 2000.



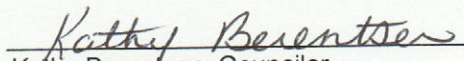
**Certificate of Adoption**

This resolution was adopted by the Tribal Council of the Little River Band of Ottawa Indians at a Regular Session held at the Little River Band Community Center in Manistee, Michigan on January 24, 2000, by a vote of 9 in favor, 0 opposed, 0 absent, and 0 abstentions. A quorum of the Tribal Council being present for such vote.

Date: 1/24/2000

  
Charles Fisher, Council Recorder

Attest:

  
Kathy Berentsen, Councilor

SECOND ADDENDUM TO PERSONAL SERVICES AGREEMENT  
(Little River Band of Ottawa Indians/Jeffrey E. Kittle, M.D.)

This Second Addendum to the Personal Services Agreement, dated as of January 25, 1999, between the Little River Band of Ottawa Indians (the "Tribe") and Jeffrey E. Kittle, M.D. ("Dr. Kittle").

WHEREAS, the Tribe and Dr. Kittle have entered into a Personal Services Agreement, dated December 22, 1998; and

WHEREAS, the term of the original Agreement is about to expire; and

WHEREAS, the Tribe and Dr. Kittle desire to amend the original Agreement to extend the term of the Personal Services Agreement to permit negotiations of a replacement agreement to conclude; and

WHEREAS, the Tribal Council has authorized execution of an Addendum to the original Agreement to cover the period between December 22, 1999 and January 31, 2000;

WHEREAS, the Tribal Council desires to execute a second Addendum to the Agreement to cover the period between February 1, 2000 and March 1, 2000;

NOW THEREFORE, THIS SECOND ADDENDUM TO THE PERSONAL SERVICES AGREEMENT PROVIDES AS FOLLOWS:

1. Paragraph 2 of the original Personal Services Agreement is hereby amended to read as follows:
  2. Term. This Agreement shall be for a period beginning on December 22, 1998, and ending on March 1, 2000 (the "Term"), or such earlier date on which it may be terminated under Section 8 of this Agreement. However, the parties may agree to extend this Agreement for an additional period, not to exceed thirty (30) days from March 1, 2000, if necessary to complete negotiations of a successor agreement. Any extension of this Agreement beyond March 1, 2000 must be authorized by motion or resolution of the Tribal Council.
2. Except as amended by this Addendum, the original Personal Services Agreement is ratified and confirmed.

IN WITNESS WHEREOF, the parties have executed this Addendum to the Personal Services Agreement on the day and year first above written.

LITTLE RIVER BAND OF OTTAWA INDIANS

By: Joan Spalding  
Joan Spalding

Dated: 1-24-2000

Its: Tribal Council Speaker

PROVIDER:

\_\_\_\_\_  
Jeffrey E. Kittle, M.D.

Dated: \_\_\_\_\_