



Little River Band of Ottawa Indians
1762 U.S. 31 South
Manistee MI 49660
(231) 723-8288

ORIGINAL

Resolution No. #00-0408-12

**Approving Budget Modification in the Amount of \$350,000.00
to Appropriate General Revenue Funds for Expenses
Associated with Acquisition of the "National City Bank" Property**

WHEREAS, the Tribe's status as a federally-recognized Indian tribe was reaffirmed and restored by Congress pursuant to Public Law 103-324, 108 Stat. 2156 (25 U.S.C. §1300k et seq.)(hereinafter "Little River Act"); 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 Tribal Council, pursuant to Article IV, Section 7(a) of the Constitution, has the power to provide for the general welfare of the Tribe and its members; and

WHEREAS, the Tribal Council, pursuant to Article IV, 7(i)(2) of the Constitution, has the power to manage any funds within the exclusive control of the Tribe and to appropriate such funds for the benefit of the Tribe and its members; and

WHEREAS, the Tribal Administration has a critical need for additional office space to accommodate the development of Tribal programs anticipated in the coming months; and

WHEREAS, the Tribal Administration has identified the "National City Bank" building in downtown Manistee as possessing suitable office space, which can accommodate the Tribe's current and short-term needs; and

WHEREAS, the Tribal Council, pursuant to Article IV, Section 7(c) of the Constitution, has the power to acquire lands which are deemed beneficial to the Tribe; and

WHEREAS, pursuant to Article IV, Section 5 (a)(4) and Article V, Section 5(a)(3) and (8) of the Tribal Constitution, the Tribal Ogema, or in his/her absence, the Council Speaker is authorized to represent the Tribe in its relations with other organizations and manage the economic affairs/enterprises of the Tribe, in a manner consistent with the Tribal Constitution and resolutions of the Tribal Council; and;

WHEREAS, the Tribe's Controller has represented that General Revenue Funds are available to pay the expenses associated with acquisition of the "National City Bank" property; and

WHEREAS, the funds advanced for the acquisition of the "National City Bank" property would be repaid upon closing of financing from "National City Bank"; and

WHEREAS, National City Bank has agreed to provide financing terms, which includes a tax-exempt rate and which would be fully repaid from rental proceeds during the life of the loan; and

WHEREAS, the appropriation of funds from the General Revenue Fund account will require a modification of the Operating Budget for Fiscal Year 2000, which was approved on January 24, 2000; and

NOW THEREFORE IT IS 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, Joan Spalding, to execute any documents necessary to complete the purchase of the "National City Bank" property described above at a date and time mutually agreeable to the Tribe and sellers.

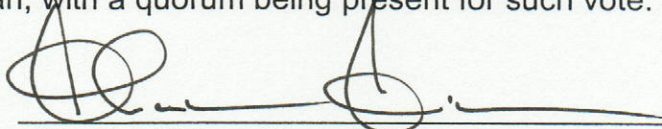
IT IS FURTHER RESOLVED THAT the Tribal Council directs the Tribal Attorney to approve all documents prior to the closing and to represent the Tribe at Closing.

IT IS FURTHER RESOLVED THAT the Tribal Ogema and Controller are authorized to complete the negotiation of the financing terms with National City Bank and bring those financing documents back to the Tribal Council for approval, including any dispute resolution terms which might involve a limited waiver of sovereign immunity and consent to jurisdiction.

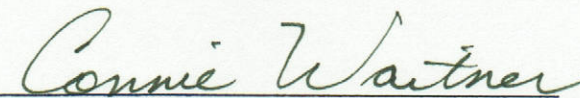
IT IS FURTHER RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves a modification of to the Operating Budget for the Tribal Government for Fiscal Year 2000 to include an appropriation of \$350,000.00 from the General Revenue Fund to cover the final expenses associated with acquisition of the "National City Bank" property; provided that amounts advanced from the General Revenue Fund shall be repaid upon approval and closing of financing for this acquisition.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 2 AGAINST, 0 ABSENT, and 0 ABSTAINING, at a Regular Session of the Little River Band of Ottawa Indians' Tribal Council held at the Little River Band Community Center on April 8, 2000, in Manistee, Michigan, with a quorum being present for such vote.


Charles Fisher, Council Recorder

Attest:

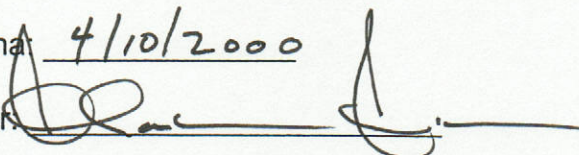

Connie Waitner, Councilor

Presentation of Resolution Budget Modification and Appropriating Tribal Funds to Tribal Ogema:

Pursuant to Article V, Section 5(a)(6) and Section 5(c) of the Tribal Constitution, the foregoing Resolution modifying the Operating Budget for the Tribal Government for Fiscal Year 2000 and appropriating Tribal funds has been presented to the Tribal Ogema by the Tribal Council Recorder for his/her approval.

Date delivered to Tribal Ogema 4/10/2000

Signature of Council Recorder



Action by the Tribal Ogema: ☒ Approved ☐ Disapproved (attach comments)

Date: 4/12/00

Signature of Ogema: 