

ORIGINAL



Little River Band of Ottawa Indians

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

Resolution No. #00-1014-13

**Approving Budget Modification to the Fiscal Year 2000 Operating Budget
for the Tribal Government and Appropriating Up to \$250,000.00
from the U.S. v Michigan Settlement Fund For Option/Earnest Money Deposit
on the Purchase of the "Seng's Marina" and Other Seng Property and
Appropriating Up to \$70,000.00 from the Land Acquisition Fund for
Due Diligence Associated with Such Acquisition**

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 Tribal Council and Tribal membership have determined that restoration of the Tribe's historic reservation land base and other lands within the Tribe's historic territory is a critical priority; and

WHEREAS, the Tribe's Reservation Restoration Plan has identified acquisition of lands for economic development and lands, which provide access to treaty resources on the Great Lakes and inland waters as a priority; and

WHEREAS, the Tribe has identified the "Seng's Marina" and other Seng properties in Manistee Township as land which are suitable for development of the Tribe's conservation programs, commercial fisheries purposes, and which would be suitable for multiple uses in the development of Tribal programs and enterprises; and

WHEREAS, the negotiation and execution of an Option/Purchase Agreement for the "Seng Marina" and other Seng property will require an appropriation of funds to pay an option fees/earnest money deposit of up to \$250,000.00 to option those properties and to make a down payment toward the purchase price; 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

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FAX (231) 723-8020

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 appropriation of \$250,000.00 from the U.S. v Michigan Settlement Account to cover the earnest money deposit and option fee will require a modification of the Operating Budget for Fiscal Year 2000, which was approved on January 24, 2000; and

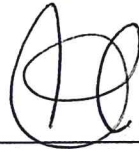
WHEREAS, the appropriation of up to \$70,000.00 from the Land Acquisition Account to cover the costs of due diligence (i.e. environmental inspections, appraisals and business valuation) associated with acquisition of the Seng properties will require a modification of the Operating Budget for Fiscal Year 2000, which was approved on January 24, 2000.

NOW THEREFORE IT IS 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 \$250,000.00 from the U.S. v Michigan Settlement account, in the Trust and Agency Fund, to be used for earnest money deposit and option fees paid toward the purchase of "Seng's Marina" and other Seng properties.

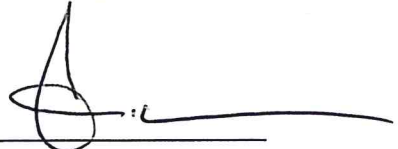
IT IS FURTHER RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves a modification of to the Operating Budget for the Tribal Government for Fiscal Year 2000 to include an appropriation of up to \$70,000.00 from the Land Acquisition Program account, in the Trust and Agency Fund, to be used for environmental inspections and other due diligence necessary to pursue acquisition of "Seng's Marina" and other Seng properties.

CERTIFICATE OF ADOPTION

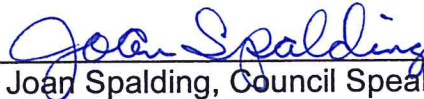
I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 0 AGAINST, 2 ABSENT, and 0 ABSTAINING, at a Regular Session of the Little River Band of Ottawa Indians' Tribal Council held at the Little River Band Community Center on October 14, 2000, in Manistee, Michigan, with a quorum being present for such vote.



Charles Fisher, Council Recorder



Attest:



Joan Spalding, Council Speaker

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: 10/18/00

Signature of Council Recorder:



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

Date: 10/20/00

Signature of Ogema:

