



**Little River Band of Ottawa Indians**

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

ORIGINAL

Resolution No. #00-1218-05

**Authorizing the Tribal Ogema, or in his absence, the  
Tribal Council Speaker to Execute a Contract with  
VEC Engineering for Geotechnical and Design/Engineering Work  
Required for Design of the Wastewater Treatment Plant**

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.)(hereafter "Little River Act"); and

WHEREAS, the Tribe is entitled to the protections and benefits accorded federally-recognized Indian tribes under federal law, including those under the Native American Housing Assistance and Self-Determination Act of 1996 (Public Law 104-330)(hereinafter "NAHASDA"); and

WHEREAS, the Tribe has determined that the development of community wastewater treatment plant is in the best, long-term interests of the Tribe and its members; and

WHEREAS, a Strategic Plan for Construction of the Community Water/Wastewater Facilities (hereafter the "Strategic Plan") has been prepared by Indian Health Services Consultant Engineer, Jonathan Anderson, P.E.; and

WHEREAS, a critical step in meeting the timelines identified in the Strategic Plan is retention of a firm with sufficient technical expertise to complete geotechnical studies and preliminary design work for the wastewater treatment plant proposed to serve the Tribe's housing and casino developments; and

WHEREAS, Jonathan Anderson has recommended selection of a Sequential Batch Reactor (SBR) wastewater treatment plant as the most appropriate type of treatment facility to serve the Tribe's housing and casino resort wastewater stream; and



WHEREAS, representatives from the Tribal Housing Commission, Tribal Council, Administration and Casino Resort, in consultation with Mr. Anderson, have determined that VEC Engineering, PLLC, is the only consultant capable of completing the geotechnical studies and project plans and specifications needed to complete the design and construction of those facilities within the time constraints identified in the Strategic Plan; and

WHEREAS, the Tribal Council desires to confirm its commitment to completing the design and construction of the SBR wastewater treatment plant; and

WHEREAS, the Tribe adopted a 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, 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 Tribal 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 Tribal Council, pursuant to Article IV, Section 7 (b) of the Constitution, has the power to authorize and ratify agreements and contracts negotiated by the Tribal Ogema; and

WHEREAS, the Tribal Council has determined that execution of the contract(s) or engagement letter(s) with VEC Engineering, PLLC will advance important Tribal purposes and tribal business enterprises.

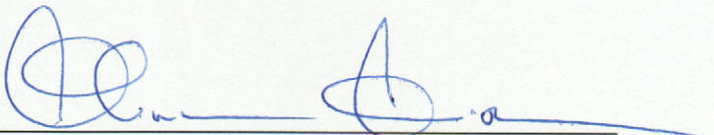
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby:

1. Confirms its commitment to an SBR-type wastewater treatment plant to serve the Tribe's housing, casino resort and adjacent developments; and
2. Authorizes the Tribal Ogema, or in his absence, the Tribal Council Speaker, to execute a consulting contract with VEC Engineering, PLLC, to complete the geotechnical, engineering and design necessary to prepare project plans and specifications for the SBR wastewater treatment plant.



**CERTIFICATE OF ADOPTION**

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 5 FOR, 3 AGAINST, 1 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 December 18, 2000, in Manistee, Michigan. A quorum of the Tribal Council being present for such vote.



Charles Fisher, Council Recorder

Attest:



Joan Spalding, Council Speaker

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