



Little River Band of Ottawa Indians

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

ORIGINAL

Resolution No. #01-0221-02

**Authorizing the Tribal Ogema, or in the absence of, the
Tribal Council Speaker to Execute a Contract with
F.A.R. Management, Inc. to Provide Unemployment
Claims Management Services**

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 presently provides unemployment insurance benefits to employees of both the Tribal government and all Tribal enterprises, which are provided through voluntary participation in the Michigan Employment Security Act; and

WHEREAS, recent changes in Federal law will require the Tribe to choose between providing benefits through payment of a 6.2% federal tax or by electing to participate in the State unemployment insurance program through tax payments or through reimbursements of actual benefits paid to Tribal employees; and

WHEREAS, retention of a firm with sufficient expertise to assist the Tribe in managing unemployment claims will allow the Tribe better allocate staff resources and should allow the Tribe to realize substantial cost savings in providing unemployment insurance benefits to Tribal employees; and

WHEREAS, the Human Resource Manager for Little River Casino Resort has solicited proposals from firms providing unemployment management services and is recommending that the Tribe contract with F.A.R. Management, Inc. for those services; and

WHEREAS, the Business Board for Little River Casino Resort and the Tribal government's Human Resource Director have reviewed the terms of the proposal submitted by F.A.R. Management, Inc., and are recommending approval of that Agreement; 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 the absence of, 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.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Tribal Ogema, or in the absence of, the Tribal Council Speaker, to execute the attached unemployment compensation services agreement with F.A.R. Management, Inc. to provide services on behalf of the Tribe.

IT IS FURTHER RESOLVED THAT the Tribal Council authorizes F.A.R. Management, Inc. to execute a Power of Attorney authorizing F.A.R. to represent the Tribe before the Michigan Unemployment Agency with respect to unemployment compensation claims filed by former Tribal employees.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 9 FOR, 0 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 February 21, 2001, in Manistee, Michigan. A quorum of the Tribal Council being present for such vote.



Charles Fisher, Council Recorder



Attest:

Joan Spalding, Council Speaker

Distribution: Tribal Council Records
Tribal Ogema (w/copy Human Resource Director)
Little River Casino Resort
Accounting Department
Legal Department
Tribal Court