



Little River Band of Ottawa Indians

375 River Street
Manistee MI 49660
(231) 723-8288

ORIGINAL

Resolution No. #01-1017-03

Ratifying the Tribal Ogema's Execution of an Equipment Lease Agreement with Levi Stone and Matthew Stone for Start-Up of a Tribally-licensed Commercial Trap Net Fishing Operation

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, 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 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 terms of the Consent Decree entered in United States v Michigan are intended to facilitate the Tribe's to use settlement funds to assist Tribal members enter the commercial fishery in waters near the Tribe's Reservation; and

WHEREAS, the Tribal Council, pursuant to Resolution No. #01-0926-___, did approve the appropriation of funds to be used to purchase equipment and to fund start-up expenses associated with implementation of commercial fishing operations by members of the Tribe during the year 2001; and

WHEREAS, in furtherance of those budgeted purposes, the Tribal Ogema has negotiated a Lease Agreement to provide for the lease of Tribally-owned equipment to members engaging in commercial fishing and to fund start-up expenses incurred by such persons in the initiation of commercial fishing operations; and

WHEREAS, the Tribal Ogema has presented that Lease Agreement for ratification by the Tribal Council.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby ratifies the Trap Net Equipment Lease Agreement with Levi Stone and Matthew Stone, which has been executed by the Tribal Ogema on behalf of the Tribe, providing for the lease of equipment and advance of funds for expenses associated with initiation commercial fishing operations.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 8 FOR, 0 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 October 17, 2001, in Manistee, Michigan, with a quorum being present for such vote.



Janine M. Sam, Council Recorder

Attest:



Stephen Parsons, Council Speaker

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