



LITTLE RIVER BAND OF OTTAWA INDIANS

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Resolution No. #01-1114-07

RATIFICATION OF THE SEPTEMBER 18, 2001 MEMORANDUM OF AGREEMENT WITH THE INDIAN HEALTH SERVICE FOR THE CONSTRUCTION OF SANITATION FACILITIES TO SERVE AKI MAADIZIWIN (PROJECT BE-01-D22) AND OCTOBER 4, 2001 AMENDMENT

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.); 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 V, Section 5(a)(3) of the Tribal Constitution, the Tribal Ogema is authorized to consult, negotiate, and execute agreements and contracts on behalf of the Tribe with federal, state, and local governments and other tribal governments, or with private persons or organizations. Agreements and contracts reached must be approved or ratified by the Tribal Council to be effective; 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 Tribe has determined that the development of permanent sanitation facilities is in the best, long-term interests of the Tribe and its members; and

WHEREAS, the Indian Health Service received a request for assistance from the Tribe with providing sanitation facilities for a 180-unit housing development and an existing Tribal economic development, which is planned to expand, under Public Law 86-121. The housing site will accommodate NAHASDA supported housing and other types of housing.

WHEREAS, the Tribe has been working with Jon Anderson of the Indian Health Service in developing these sanitation facilities on the Tribe's Reservation; and


WHEREAS, in order for Mr. Anderson to continue working with the Housing Commission on the housing development Aki maadiziwin and in order for the Tribe to receive funds from the IHS, a Memorandum of Agreement has been signed by the Tribal Ogema; and

WHEREAS, the Memorandum of Agreement (Project BE-01-D22) for the Construction of Sanitation Facilities to Serve the Aki maadiziwin Housing Project, includes a \$5,100 contribution from the Housing Commission for engineering services. It also includes the Housing Commission receiving \$140,000, in funds to assist non-NAHASDA homes with the well and septic services;

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council hereby ratifies the Memorandum of Agreement (Project BE-01-D22) signed on September 18, 2001 and the Amendment signed October 4, 2001, by the Tribal Ogema for development of the Aki maadiziwin water and wastewater systems.


CERTIFICATION 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 November 14, 2001, with a quorum being present for such vote.



Janine Sam, Council Recorder

Attest:



Stephen Parsons, Council Speaker