



Little River Band of Ottawa Indians

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

Resolution No. #02-0220-84

Authorizing the Tribal Ogema, or in his absence, the Tribal Council Speaker to Execute an Agreement with Nordquist for Manufacture and Installation of Interior/Exterior Signage for Little River Casino Resort in an Amount Not to Exceed \$388,492.00 and Consenting to Have Disputes Resolved in the Commercial Division of the Tribal Court

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 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 Tribe's Construction Management Team, in consultation with the consultant retained Cunningham-Limp Company, prepared bid specifications for interior/exterior directional signs for facilities at Little River Casino Resort, which were included in the bid package to which Nordquist responded; and

WHEREAS, the CMT, in consultation with the Legal Department, has presented a contract document, which include a AIA A171, A271, and Bid Specifications and Pricing provided by Nordquist, as modified on February 18, 2002, which include dispute resolution under which the parties would attempt to mediate any disputes and by which the Tribe would agree to have disputes resolved in the Commercial Division of the Tribal Courts; and

WHEREAS, Article IX, Section 1 of the Constitution preserves the Tribe's immunity from suit except as authorized by resolution or in furtherance of tribal business enterprises; and

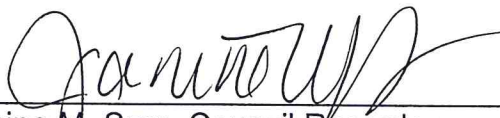
WHEREAS, the Tribal Council has determined that execution of a contract with Nordquist will advance important Tribal purposes and tribal business enterprises.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Tribal Ogema, or in his absence, the Tribal Council Speaker, to execute an Agreement for Furnishings, Furniture and Equipment Services (AIA Form A171 and A271, as modified), dated February 20, 2002, with Nordquist for manufacture and installation of interior/exterior signage for Little River Casino Resort facilities.

IT IS FINALLY RESOLVED THAT the Tribal Council consents to the jurisdiction of the Commercial Division of the Tribal Court to resolve disputes with Nordquist, arising under the Agreement, as provided in Article 7.3 of the A171 and Sections 4.4 and 4.5 of the A271, as modified, including the limitations on recourse provided in that Agreement.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 8 FOR, 1 AGAINST, 0 ABSENT, and 0 ABSTAINING, at a Closed Meeting of the Regular Session of the Little River Band of Ottawa Indians Tribal Council held at the Little River Band's Downtown Offices on February 20, 2002, in Manistee, Michigan. A quorum of the Tribal Council being present for such vote.



Janine M. Sam, Council Recorder



Stephen Parsons, Council Speaker

Attest:

Distribution: Council Record
Tribal Ogema
Legal Department
Tribal Court
Nordquist