



Little River Band of Ottawa Indians

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

Resolution # 02-0410-05

Adoption of Tribal Council Regulation Regarding the Procedures for Selection of a Tribal Ogema or Tribal Council Member in the Event of a Vacancy, # R100-04:TC-03

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 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, the Tribal Council is authorized under Article X, Section 4(a) to appoint Tribal member to sit as Tribal Ogema for the remainder of a vacant term which has less than 18 months remaining; and

WHEREAS, the Constitution requires that the Tribal Council Speaker nominate the individual for appointment as Tribal Ogema and the Tribal Council approve that nomination by majority vote; and

WHEREAS, the appointment and approval process must be concluded at the next regularly scheduled meeting of the Tribal Council which leaves a short period of time in which to conduct the selection process; and

WHEREAS, Robert Guenthardt, Tribal Ogema, has submitted to the Tribal Council a Notice of Intent to Resign with a specific date and time set forth; and

WHEREAS, the Tribal Council encourages all future holders of the office of Tribal Ogema to commit to a full term of office, but in the event that he or she finds resignation necessary to follow the process of submitting a 'Notice of Intent to Resign' giving sufficient time for the Tribal Council to conduct a search for a member to appoint to the remainder of the term of office when required by the Constitution to do so; and

WHEREAS, the Tribal Council has determined that a process outlined in a regulation of the Tribal Council which sets forth clear procedures for the selection and approval processes will provide for a smooth transition in governmental responsibilities of the office of Tribal Ogema which is in the best interests of the Tribe, the members and the Tribal Council in carrying out its governmental responsibilities;

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby adopts the *Procedures for Selection of a Tribal Ogema in the Event of a Vacancy Regulations*, # R100-04:TC-03, which set forth the processes for the selection of a Tribal Ogema when less than 18 months remain in his or her term of office;

IT IS FURTHER RESOLVED THAT the Tribal Council hereby directs that for the purposes of the May 2002 selection, the following dates are hereby approved –

section 3-1(b) - Deadline to submit application/information - May 3, 2002


section 3-4 - Application/Information Review week - May 6 - 10, 2002

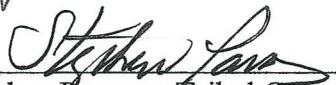
section 3-4 - Interview Week - May 13 - 17, 2002

section 3-5 - Confirmation Vote/ Oath of Office - May 22, 2002

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 ABSTAINING, and 0 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians' Tribal Council held at the Little River Band Community Center on April 10, 2002, in Manistee, Michigan, with a quorum being present for such vote.


Janine Sam, Council Recorder


Stephen Parsons, Tribal Council Speaker

Attest: