



Little River Band of Ottawa Indians
375 River Street
Manistee MI 49660
(231) 723-8288

Resolution No. #02-0508-11

**Approving Budget Modification to the Fiscal Year 2002
Operating Budget for the Tribal Government and
Appropriating \$76,000.00 from the
U.S. v Michigan "Fisheries Trust" Fund to the General Fund
to be Allocated to Start-Up Costs for the
Commercial Fishing Program in the Conservation Department**

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, the Tribal Council, pursuant to Article IV, 7(i)(2) of the Constitution, has the power to manage any funds within the exclusive control of the Tribe and to appropriate such funds for the benefit of the Tribe and its members; and

WHEREAS, the Tribal Conservation Department requested an appropriation of \$76,000.00 as part of its Fiscal Year 2002 budget proposal to support the acquisition of equipment necessary to implementation of commercial fishing operations by members of the Tribe in calendar year 2002; and

WHEREAS, the amount requested for the Department's Great Lakes Fisheries Assessment program was not included as part of the Fiscal Year 2002 Operating Budget; and

WHEREAS, the Tribe has established a Fisheries Trust with funding received from the State of Michigan and United States under the terms of the Consent Decree settling the Great Lakes fisheries portion of the United States v Michigan treaty rights litigation; and

WHEREAS, the terms of that Consent Decree 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 has previously authorized execution of an agreement to lease a trap net vessel for use by Tribal members participating in the Commercial Fishing Educational, Training and Development Program and the acquisition of additional equipment is needed to undertake additional fishing operations; and

WHEREAS, the itemized budget supporting this appropriation request by was prepared by participants in the Commercial Fishing Educational, Training and Development Program with the assistance of the consultant retained to work with those members; and

WHEREAS, acquisition of required equipment and supplies required to prepare the leased vessel for fishing activities will require an appropriation of up to \$76,000.00 from the U.S. v. Michigan Fisheries Trust; and

WHEREAS, the Tribe's Natural Resource Commission has reviewed the attached budget and appropriation request and supports the request for funds and appropriation from the U.S. v Michigan Fisheries Trust Fund; and

WHEREAS, an appropriation of up to \$76,000.00 from the U.S. v Michigan Fisheries Trust will require a modification of the Operating Budget for Fiscal Year 2002, which was approved on December 19, 2001.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves a modification of to the Operating Budget for the Tribal Government for Fiscal Year 2002 to include an appropriation of \$76,000.00 from the U.S. v Michigan Fisheries Trust account, in the Trust and Agency Fund, to be allocated to the General Fund used for the purchase of equipment and supplies necessary to equip the leased trap net vessel for use by Tribally-licensed commercial fishing operations.

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 May 8, 2002, in Manistee, Michigan, with a quorum being present for such vote.


Janine M. Sam, Council Recorder


Attest:


Stephen Parsons, Council Speaker

Presentation of Resolution Approving Budget Modification and Appropriating Tribal Funds to Tribal Ogema:

Pursuant to Article V, Section 5(a)(6) and Section 5(c) of the Tribal Constitution, the foregoing Resolution approving budget modification and appropriating Tribal funds has been presented to the Tribal Ogema by the Tribal Council Recorder for his/her approval.

Date delivered to Tribal Ogema: May 9, 2002

Signature of Council Recorder: 

Action by the Tribal Ogema: ☒ Approved ☐ Disapproved (attach comments)

Date: 5/13/02

Signature of Ogema: 

Distribution: Council Record
Tribal Ogema (cc: Accounting Dept.)
Natural Resource Commission
Natural Resource Department