



**Little River Band of Ottawa Indians**

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

Resolution #02-0515- 03

**Authorizing the Tribal Ogema, or in the absence of, the Tribal Council Speaker to Sign the Change Order to the Davis Construction Company Contract to be provided by the CMT for the timely completion of concrete work for exterior signage bases in an amount not to exceed \$6,560.00.**

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 IV, Section 7 to "exercise the inherent powers of the Little River Band by establishing laws and through the enactment of ordinances and adoptions of resolutions not inconsistent with this Constitution...to promote, protect and provide for public health, peace, morals, education and general welfare of the Little River Band and its members"; and

WHEREAS, the Tribe has determined that the development of permanent casino/resort facilities is in the best, long-term interests of the Tribe and its members; and

WHEREAS, the Tribe has secured financing for the FF&E elements of the project and whereas this work is related to an FF&E consideration, i.e., signage; and

WHEREAS, it has been identified by the CMT that this additional concrete work is required to adequately address the project's exterior signage needs; and

WHEREAS, Davis Construction is currently on-site and still in the process of completing concrete work related to the SBR facility's completion and could undertake and complete this work in the required timeframe without impact to the delivery of the SBR; and

WHEREAS, there is evidence that Davis Construction has in the past provided the Tribe with bids that reflect cost consciousness, and whereby in light of this and their availability are considered a sole source; and

WHEREAS, the Tribal Council has established both a Construction Management Team and the Owner's Representative to oversee the project and make recommendations to the Tribal Council related to the overall project; and

WHEREAS, the Construction Management Team and the Owner's Representative recommend to the Tribal Council that they approve payment for the work related to meeting this project need; and


WHEREAS, pursuant to Article IV, Section 7 (i)(2) of the Tribal Constitution, the Tribal Council is authorized to manage funds within the exclusive control of the Band, pursuant to appropriations or budgets authorized by the Tribal Council; and


NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves payment for the concrete work related to signage bases at a cost not to exceed \$6,560.00, which is to be paid from the project's FF&E budget Contingency Line.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby authorizes the Tribal Ogema, or in his absence, the Tribal Council Speaker, to sign the Change Order associated with the above-described work to meet this project need.

#### 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 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 15, 2002, with a quorum being present for such vote.

  
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Janine M. Sam, Tribal Council Recorder

  
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Stephen Parsons, Council Speaker

Attest:

CC: Dale Magoon, Accounting  
CMT  
Owner's Representative