



Little River Band of Ottawa Indians

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

Resolution No. #02-0522-02

Authorizing the Tribal Ogema, or in the absence of, the Tribal Council Speaker to Execute a Professional Services Agreement with Monroe Fine Art for Consulting Services Related to Acquisition and Placement of Artwork for Little River Casino Resort in an Amount Not to Exceed \$16,000.00 and Consenting to Have Disputes Resolved in the Commercial Division of the Tribal Court

WHEREAS, the Band'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 Band 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 Band's Constitution, the Tribal Ogema, or in his/her absence, the Tribal Council Speaker, is authorized to represent the Band in its relations with other organizations and manage the economic affairs/enterprises of the Band, in a manner consistent with the Band's 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 Band's Construction Management Team (CMT), in consultation with the interior design consultant retained for the Casino Resort expansion project, has recommend retention of a consultant, Monroe Fine Art, to assist and coordinate the acquisition, framing and placement of artworks at Little River Casino Resort's facilities in accordance with the Monroe's April 20, 2002 Proposal; and

WHEREAS, the CMT, in consultation with the Legal Department, has presented a Professional Services Agreement, which incorporates the Scope of Work described in Monroe's April 20, 2002 Proposal and which would further provide that any dispute arising under the Agreement would be 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 Monroe 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 a Professional Services Agreement with Monroe Fine Art for consulting services related to the acquisition, reproduction, framing and placement of artwork for Little River Casino Resort's facilities in an amount not to exceed \$16,000.00.

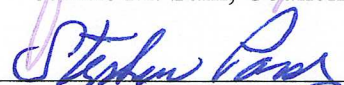
IT IS FINALLY RESOLVED THAT the Tribal Council consents to the jurisdiction of the Commercial Division of the Tribal Court to resolve disputes with Monroe Fine Art, arising under the Agreement, as provided in Professional Services Agreement.

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 ABSENT, 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 May 22, 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
Construction Management Team (cc: Dale Magoon)
Monroe Fine Art
Legal Department