



**Little River Band of Ottawa Indians**

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

**Resolution #02-0814-01**

*Approving an Appropriation from the General Fund and Authorizing the Tribal Ogema or, in the absence of, the Tribal Council Speaker to Sign Three (3) "Move Contracts" with Central Service (Traverse City) to Move and Set the Trailers Currently Located Near the Interim Casino, Two of which Need to be Moved ASAP in Order to Provide Site Access for Construction Activities that Include 1) Completion of the Service Road; 2) Permanent Close of the Property Entrance Nearest the Interim Casino; and 3) hookups of water/sewer to both the Interim Casino Building and RV Park at a cost not to exceed \$21,000.00 which will be paid with funds appropriated from the Tribe's General Fund for this specific purpose*

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

WHEREAS, the Tribe has, pursuant to Resolution No. #01-0110-03, created a Construction Management Team to manage the construction of the Permanent Casino-Resort project under the above Agreement; and

WHEREAS, the Construction Management Team and the Owner's Representative has reviewed (independently and with Warren Herkner, Owner, Central Service) the work related to the proposal(s) and recommends proceeding with the attached

agreement(s) in order to facilitate the move of two of the three trailers which are currently in the way of progress in terms of completing the work necessary to complete the remaining project site work; and

WHEREAS, there is agreement that one trailer will be moved to Newland for the Professional Development Program; one to East Lake (Big Blue for use by the Construction Company); and one to the powwow grounds; and


WHEREAS, there is a need to resolve the move of these trailers in order to have this work completed in a timely manner so Cunningham-Limp can meet other work timelines that are involved with the overall completion of the Little River Casino Resort.

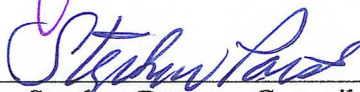
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby recognizes the need to have the work completed ASAP, approves of the work described, and authorizes the Ogema (or Tribal Council Speaker) to sign said "Move Contracts" in an amount not to exceed \$21,000.00, and further that the Tribal Council authorizes Dave Schultz to act as the Owners Agent in regards to inspection of the trailers at conclusion of the move.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby authorizes the aforementioned appropriation from the General Fund in an amount not to exceed a total of \$21,000.00 to manage the costs involved with the understanding that the costs indicated do not include the costs of footings, foundations and further authorizes a 40% upfront payment (as requested by the service provider).

#### 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 Regular Session of the Little River Band of Ottawa Indians Tribal Council held at the Little River Band Community Center on August 14, 2002, with a quorum being present for such vote.

  
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Janine M. Sam, Council Recorder

  
\_\_\_\_\_  
Stephen Parsons, Council Speaker

Attest:

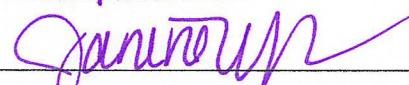
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Tribal Ogema  
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Legal Department



Presentation of Resolution Budget Modification and Appropriating Tribal Funds by the Tribal Ogema:

Pursuant to Article V, Section 5(a)(6) and Section 5(c) of the Tribal Constitution, the foregoing Resolution modifying the Operating Budget for the Tribal Government for Fiscal Year 2002 and appropriating Tribal funds has been presented to the Tribal Ogema by the Tribal Council Recorder for his approval.

Date delivered to Tribal Ogema: 8/14/02

Signature of Council Recorder: 

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

Date: 8/14/02

Signature of Ogema: 