

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

Resolution # 02-1009-12

Approving Budget Modification to the Fiscal Year 2002 Operating Budget for the Tribal Government and Appropriating \$10,000.00 from the U.S. v. Michigan "Fisheries Trust" Fund for Earnest Money Deposit on the Purchase of the "Walters Fisheries" Real Estate and Business Assets and Authorizing the Tribal Ogema to Negotiate the Terms of a Purchase Agreement

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, Section 7(a) of the Constitution, has the power to provide for the general welfare of the Tribe and its members; and

WHEREAS, pursuant to Article IV, Section 5 (a)(4) and Article V, Section 5(a)(3) and (8) of the Tribal Constitution, the Tribal Ogema, or in the absence of, the Tribal Council Speaker, is authorized to represent the Tribe and manage the economic affairs/enterprises of the Tribe, in a manner consistent with the Tribal 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 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 Council did, pursuant to Resolution No. #01-1017-05, authorize a modification to the Fiscal Year 2001 Operating Budget to include an appropriation of \$10,000.00 from the U.S. v. Michigan "Commercial Fisheries Trust Fund" for an earnest money deposit on a proposed agreement to purchase the real estate and business assets owned by Ronald and Cynthia Walters and Walters Fisheries (collectively "Walters Fisheries"); and

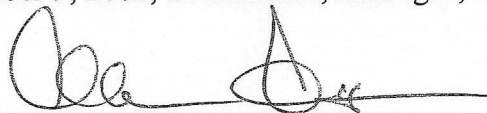
WHEREAS, the Tribal Council did, pursuant to Resolution No. 02-0918-06, authorize a modification to the Fiscal Year 2002 Operating Budget to include an appropriation of \$15,000.00 from the U.S. v. Michigan "Commercial Fisheries Trust Fund" to cover the costs associated with completing due diligence necessary to complete the acquisition of Walters Fisheries' real estate and business assets; and

WHEREAS, the appropriation of \$10,000.00 from the Commercial Fisheries Trust Fund for the earnest money deposit will require a modification of the Operating Budget for Fiscal Year 2002, which was approved on December 19, 2001.

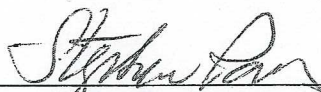
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves a modification of to the Operating Budget for the Tribal Government for Fiscal Year 2002 to include an appropriation of \$10,000.00 from the U.S. v. Michigan "Commercial Fisheries Trust Fund" to be used to cover the earnest money deposit to paid toward the purchase of the real estate and business assets owned Walters Fisheries.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 4 FOR, 3 AGAINST, 2 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 October 9, 2002, in Manistee, Michigan, with a quorum being present for such vote.



Charles Fisher, Council Recorder



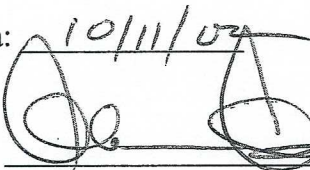
Stephen Parsons, Council Speaker

Attest:

Presentation of Resolution 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 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/her approval.

Date delivered to Tribal Ogema:

10/11/02


Signature of Council Recorder:

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

Date: 10/11/02

Signature of Ogema:

