

Little River Band of Ottawa Indians

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

Resolution # 02-1016-10

Authorizing Execution of a Deputation Agreement with Mason County, Michigan

WHEREAS, the Little River Band of Ottawa Indians is a federally recognized tribe, as reaffirmed under P.L. 103-324, enacted on September 21, 1994, with property rights secured to it under the 1836 Treaty of Washington (7 Stat. 491) and the 1855 Treaty of Detroit (11 Stat. 621); and

WHEREAS, the Little River Band of Ottawa Indians is descended from, and is the political successor to, Grand River Ottawa Bands which were signatories of the 1836 Treaty of Washington (7 Stat. 491), as reaffirmed under P.L. 103-324, enacted on September 21, 1994; and

WHEREAS, the Tribal Council has the authority to adopt laws and regulations to protect Tribal members and property pursuant to the powers vested in it by Article IV, Section 7 of the Constitution, approved July 10, 1998; and

WHEREAS, the regulation, control and prohibition of certain conduct on the Tribe's Reservation is necessary to protect the health, security and general welfare of the Tribe, its members, the general public and property on the Reservation; and

WHEREAS, the Tribal Council has, pursuant to Ordinance No. 99-400-03, adopted a Law and Order Ordinance, which incorporates the Code of Federal Regulations 25 C.F.R. Part 11, Subparts C and D, as Tribal law; and

WHEREAS, the Tribe has purchased approximately 612 acres of land in Mason County within the Reservation established under the 1855 Treaty of Detroit and is contemplating the purchase of additional lands within Mason County; and

WHEREAS, the Tribe and Mason County desire to coordinate the use of personnel and resources with each other's law enforcement agencies to better police Tribal Lands and the Tribe's Reservation lands and protect the public (both Indian and non-Indian) who are present on Tribal lands; and

WHEREAS, the Tribal Council has determined that it is in the best interests of its members and the general public to enter into a deputation agreement with the Mason County Sheriff's Office to better to protect the public's safety and welfare on Tribal lands and within the Tribe's Reservation; and

WHEREAS, entering into a deputation agreement with Mason County will assist the Tribe in its efforts to retain qualified Public Safety Officers by permitting such officers to maintain their certification by the Michigan Commission on Law Enforcement Standards (MCOLES) through such deputation.

NOW THEREFORE BE IT RESOLVED, that the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Tribal Ogema, or in the absence of, the Tribal Council Speaker, to execute a deputation agreement with the Mason County Sheriff's Office and Mason County to assist the Tribe in its efforts to enforce and promote law and order and the administration of justice on Tribal lands and within the Tribe's Reservation.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby authorizes the Director of Public Safety, with advice and assistance from the Tribe's Legal Department and the Tribal Prosecutor, to implement and administer the terms of the Deputation Agreement, including the execution and issuance of written commissions to law enforcement personnel and other matters under this Agreement.

IT IS FURTHER RESOLVED THAT copies of this Resolution and the Deputation Agreement shall be transmitted to representatives of the Bureau of Indian Affairs and the Field Solicitor for the Department of the Interior in connection with the Band's negotiation of its Fiscal Year 2003 Pub. L. 93-638 Self-Determination Contract.

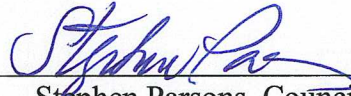
Certificate of Adoption

This resolution was adopted by the Tribal Council of the Little River Band of Ottawa Indians at its Closed Session held at the Little River Band Downtown Offices in Manistee, Michigan on October 16, 2002, by a vote of 7 FOR, 1 AGAINST, 0 ABSENT, and 1 ABSTAINING. A quorum of the Tribal Council being present for such vote.

A handwritten signature in black ink, appearing to read "Charles Fisher", written over a horizontal line.

Charles Fisher, Acting Council Recorder

Attest:

A handwritten signature in blue ink, appearing to read "Stephen Parsons", written over a horizontal line.

Stephen Parsons, Council Speaker

Distribution: Council Records

Tribal Ogema (cc: Grants & Contracts)
Department of Public Safety
Legal Department
Mason County Sheriff/Prosecutor
Bureau of Indian Affairs