



Little River Band of Ottawa Indians

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

Resolution # 03-0129-16

Dissolution of the Little River Maintenance and Construction Company

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(a) to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members; and

WHEREAS, the Tribe created by charter the Little River Maintenance and Construction Company by adoption of resolution # 97-1214-02 in accordance with its powers under the Constitution in place at that time; and

WHEREAS, the Tribal Council has determined that continuance of the Little River Maintenance and Construction Company is not in the best interests of the Tribe and that the company should be dissolved; and

WHEREAS, under Section 9 of the Charter of the Little River Maintenance and Construction Company, the Tribal Council chooses to exercise its authority to dissolve the company (*sec. 9.2*) and direct that the affairs of the company be concluded in a timely manner consistent with the charter (*sec. 9.4*);

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby exercises its authority under section 9.2 of the Charter of the Little River Maintenance and Construction Company and in accordance with section 9.4 orders the dissolution of the company, conclusion of its activities, and disbursement of its assets.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby assigns Pamela Fahey to monitor the dissolution of the company and directs that the Monitor shall have access to all activities, information, and assets in order to provide a report to the Tribal Council which identifies, and/or attaches, the following:

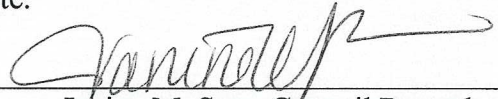
1. Open contracts - the status of all open contracts, copies of each contract, and the proposed conclusion of each open contract, include costs, time and manpower needs.
2. Financial records - the financial records of the company, including audits, accounts, hard copies of documents as well as computer copies.
3. Assets - a list of each asset of the company, its value, disposition, and necessary paperwork to effect a transfer of the asset from the company to the Tribe.
4. Warranties/Contracts - a list of each construction job, and the related contracts, performed by the company for which an outstanding warranty or guarantee exists, the length of such warranty or guarantee, and the value of the warranty or guarantee.
5. Liabilities - a list of each liability, how the company proposes to pay off the liability, or transfer that liability to the Tribe.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby directs that the Monitor shall file weekly progress reports with the Tribal Council to be reviewed in Closed Session until such time as the final report is submitted.

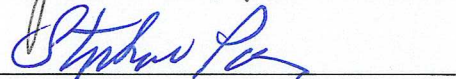
IT IS FINALLY RESOLVED THAT the Tribal Council hereby directs that the existing members of the Board of Directors shall identify an individual who will be authorized to conduct the dissolution processes within 14 days of adoption of this resolution, and that such person shall be directed to meet with the Monitor and outline plans for dissolution.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 5 FOR, 3 AGAINST, 1 ABSTAINING, and 0 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on January 29, 2003, at the Little River Band's Community Center in Manistee, Michigan, with a quorum being present for such vote.



Janine M. Sam, Council Recorder



Stephen Parsons, Council Speaker

Attest:

Distribution: Council Records
Tribal Ogema
Tribal Court
Legal Department
Little River Maintenance and Construction Company Board of Directors