

**Little River Band of Ottawa Indians**

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

**Resolution # 03-0212-37**

*Appropriation of Funds Necessary to Make Final Payments for Gwiidookadaadimi for  
Fiscal Year 2001*

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 Tribal Council recognized that in late 2001 many members had experienced economic difficulties resulting for recent stock market and national activities; and

WHEREAS, the Tribal Council adopted resolution # 01-1205-08, *Gwiidookadaadimi for Fiscal Year 2001* which approved a \$350 payment to be made to all members that was paid from interest income; and

WHEREAS, the Tribal Council has determined that there remain 552 remaining payments to be made in regards to Gwiidookadaadimi, the majority of which are minor members of the Tribe; and

WHEREAS, the Tribal Council has determined that payment of the funds remains an obligation of the Tribe to its members and given the extent of delays and the inability to create the appropriate trust accounts and processes that disbursement of the remaining payments is in the best interest of the Tribe and the member; and

WHEREAS, the Tribal Council has determined that creation of the "Application Trust Fund" is still necessary as there approximately 59 individuals awaiting determinations regarding their applications for enrollment which remain delayed as a result of the auditing process;

WHEREAS, the Tribal Council has identified that sufficient funds exists which are non-gaming revenues that would allow for these payments to be concluded; and



WHEREAS, the Tribal Council desires to appropriate funds to conclude these payments and to create the Application Trust Fund;

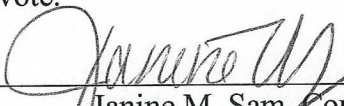
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby appropriates \$198,000.00 to be placed in the following locations -

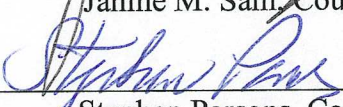
1. **\$176,871.37** - to be placed in a line or other program location within the Tribal accounting structures for conclusion of payments to be made on or after March 15, 2003. Excess funds after the conclusion of payment process are to be returned to the Tribe's General Fund.
2. **\$21,128.63** - to be placed in an account at National City Bank which is a savings, investment or other account by which the Tribe may request payments to be made to an individual which includes the base payment of \$358.11 plus interest when an applicant is approved to be an enrolled member, or request payments to be returned to the Tribe which includes the base payment of \$358.11 plus interest when an applicant is denied enrollment.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby directs that the Ogema to open an account at National City Bank to hold the payments that will be made upon final decision regarding individuals with pending applications for enrollment. This account shall contain in the title 'Application Trust Account,' but is not required to be a 'trust' account. This account should be such that the bank can generate a payment which consists of the base payment of \$358.11 plus the accrued interest related to the individual payment. The account should be opened and the funds deposited on or around March 15, 2003. The Ogema shall report to the Tribal Council regarding the type of account chosen and when the funds were deposited. All payments released from the account shall be by resolution approved by the Tribal Council.

#### CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 6 FOR, 0 AGAINST, 0 ABSTAINING, and 3 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on February 12, 2003, at the Little River Band's Community Center in Manistee, Michigan, with a quorum being present for such vote.

  
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Janine M. Sam, Council Recorder

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

Attest:

Presentation of Resolution Budget Modification to Tribal Ogema:

Pursuant to Article V, Section 5(a)(6) and Section 5(c) of the Tribal Constitution, the foregoing Resolution modifying the "Continuing Budget for Fiscal Year 2003" as set forth in Resolution #02-1221-01, has been presented to the Tribal Ogema by the Tribal Council Recorder for his/her approval.

Date delivered to Tribal Ogema:

2/13/03

Signature of Council Recorder:

[Signature]

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

Date:

2/17/03

Signature of Ogema:

[Signature]

Distribution: Council Records  
Tribal Ogema  
Tribal Court  
Legal Department