

**Little River Band of Ottawa Indians**

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

**Resolution # 03-0521-130**

*Withdrawal of Approval to Apply for USDA Rural Development Section 515 Loan*

WHEREAS, the status of the *Gaá Čhíng Ziibi Daáwaa Aníshinaábek* (Little River Band of Ottawa Indians) as a sovereign and Treaty-making power is confirmed in numerous treaties, from agreements with the initial colonial powers on this land, to various treaties with the United States; and

WHEREAS, the Little River Band of Ottawa Indians (Tribe) is descended from, and is the political successor to, the Grand River Ottawa Bands, signatories of the 1836 Treaty of Washington (7 Stat. 491) with the United States, as reaffirmed by federal law in P.L. 103-324, enacted in 1994; 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 adopted resolution # 01-0321-02, "USDA Rural Development Pre-Application for Section 515 Rural Rental Housing New Construction Loan," which is a federal loan for the purposes of building low income housing; and

WHEREAS, the Tribe was approved in the pre-application process for a \$637,500 loan for a low income housing construction project which would have been managed through the Housing Commission; and

WHEREAS, upon further research of the federal loan program, the Tribal Council has identified

- that the Tribe would be obligated to operate the housing project in accordance with the federal program for 30 years,
- that there is no early pay-off of the loan allowed should the Tribe determine that it is financially appropriate to do so,

- that there may be times when the Tribe would be required to open the housing to non-Tribal members in the event that enough qualified members were unavailable,
- that the Tribe would be required to 'evict' Tribal members living in the housing should their income rise above the federal limits; and finally,
- that the income limits were too low to effectively assist Tribal members in locating reasonably priced housing in the Manistee area such that members would be encouraged to return to the Reservation; and

WHEREAS, the Tribal Council has determined that these funds, which had been 'set-aside' by the USDA for the Tribe should be released for use by other agencies which can better serve low income families; and

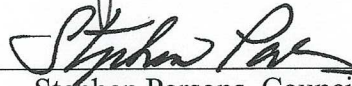
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby directs the Grants Office to forward a letter of withdrawal from the USDA Rural Development Section 515 Loan program expressing the Tribe's regrets in being unwilling to complete the application process.

#### **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 ABSTAINING, and 0 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on May 21, 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  
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Tribal Court  
Legal Department