

Little River Band of Ottawa Indians

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

Resolution # 03-0528-142

*Clarification of Employment/Elected Official Relationship in Closure of Employment
Related Benefits for Councilors and Ogema*

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 and the Ogema elected officials of the Tribe with a salary set by the Tribal Council in accordance with the Constitution; and

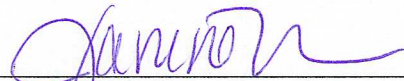
WHEREAS, vacancies in the positions, subject to the Constitutional qualifications, may be filled by members who are employees of the Tribe who will transition from their employment position to their elected or appointed office; and

WHEREAS, there is no clear policy or direction regarding accrued annual and personal time of that employee;

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby directs that individuals who have been appointed or elected to the Tribal Council's or Ogema's office and are moving from an employment position with the Tribe shall be determined to have resigned their employment with the Tribe and shall have annual and personal leave accrued as of that date paid out in the manner set forth in the Personnel Manual of the Tribe. Annual and personal leave shall not carry over to an elected or appointed position as Councilor or Ogema.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 9 FOR, 0 AGAINST, 0 ABSTAINING, and 0 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on May 28, 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