

**Little River Band of Ottawa Indians**

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

**Resolution # 03-0618-178**

*Adoption of Requirement to Correct Existing Contracting Activities to Meet the Minimum Requirements of the Amended Budget and Appropriations Regulations and Conclusion of All Activities for Which no Valid Contract is on File*

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 has determined that the expenditure funds requires the execution by the Ogema of a document ratified by the Tribal Council; and

WHEREAS, the Tribal Council has determined that there are expenditures being made which do not have appropriate documentation; and

WHEREAS, the Tribal Council has determined that there are contracts entered into which do not have legal review to determine the liabilities facing the Tribe; and

WHEREAS, the Tribal Council has determined that these activities should be corrected as soon as possible to avoid unauthorized expenditures and liabilities;

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby directs (*Review for Compliance Requirement*) the Ogema to require that all expenditures after June 23<sup>rd</sup> be reviewed upon submission to identify

that the appropriate signed contract is on file with the Purchasing Department and that after July.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby directs (*Correction of Prior Expenditure Activities*) that those expenditures authorized by actions occurring prior to June 23<sup>rd</sup> that do not have a signed contract on file with the Purchasing Department shall be required to have the following notice forwarded to the employee responsible for the activity -

The attached expenditure is being authorized for payment by the Purchasing Department. Future payments, received after this notice, shall not be authorized until such time as the original, or in limited exceptions approved by this office a copy, of the contract is received by the Purchasing Department. Failure to submit this documentation will result in notice being forwarded to the vendor that no further expenditures shall be authorized until a valid contract document is received.

IT IS FURTHER RESOLVED THAT the Tribal Council directs (*Notice of Unauthorized Expenditure*) the Purchasing Department to forward the following notice to all employees requesting expenditures for contracts or activities entered into after June 23<sup>rd</sup> -

No payment of this expenditure shall be authorized until such time as an executed original contract, legal review, and Tribal Council authorization is received by the Purchasing Department. Failure to submit this documentation within 30 days shall result in notice being sent to the vendor that the Tribe has identified as an unauthorized activity and that the Tribe shall not authorize payment for these unauthorized services. The Purchasing Department has identified that the following documents are not on file -

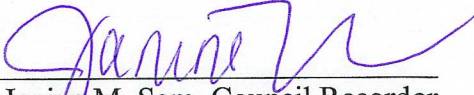
- ☞ Original executed contract
- ☞ Legal review of contract
- ☞ Ratification resolution adopted by Tribal Council

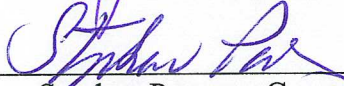
IT IS FINALLY RESOLVED THAT the Tribal Council directs (*Report on Compliance*) the Ogema to submit a report regarding the compliance activities in regards to the amendments to the *Budget and Appropriations Regulations - Purchasing and Procurement* for placement on the Tribal Council's Closed Session Agenda of July 30<sup>th</sup>.



**CERTIFICATE OF ADOPTION**

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 0 AGAINST, 0 ABSTAINING, and 2 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on June 18, 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

  
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Stephen Parsons, Council Speaker

Attest:

Distribution: Council Records  
Tribal Ogema  
Tribal Court  
Legal Department  
Purchasing Department