



Little River Band of Ottawa Indians

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

Resolution # 03-0910-296

Adoption of Amendments to the Membership Assistance Ordinance #02-700-04

WHEREAS, the status of the *Gaá Čhing 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 is authorized under Article IV, Section 7(a)(2) of the Constitution to promulgate ordinances protecting the health and welfare of the membership; and

WHEREAS, the Tribal Council has determined that the creation of the Membership Assistance Program consolidating tribally funded benefits for the member in the continental United States is part of that governmental responsibility; and

WHEREAS, the Membership Assistance Program Ordinance was adopted by the Tribal Council by Resolution #02-0710-04; and

WHEREAS, the Tribal Ogema Lee Sprague has received the comments and recommended amendments to the ordinance by the Members Assistance Department and has determined that these amendments clarify the ordinance and allow a broader application of the programs to the membership; and

WHEREAS, the Tribal Council has determined that the approval of the ordinance is in the best interest of the Tribe and its members;

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves the following amendments by replacing Section 7 Family Services Department Assistance Programs with the Community Wellbeing and Support. Revising Section 6 Home Repair Program, Section 6.03 Prioritization, Adding Priority # 4 and revising maximum award amount from \$7500.00 to \$6000.00:

~~Section 7. Family Services Department Assistance Programs~~

~~7.01. Family Services Department – Programs. The Family Services Department shall be authorized to develop membership assistance programs that meet the policy and philosophy set forth in sections 1.01 and~~

~~1.02, and subject to the requirements set forth in Section 4. Such programs shall be created by regulation and shall be integrated within any regulations created by the Membership Assistance Department.~~

~~7.02. Initial Programs. The Family Services Department has created, and implemented, programs titled – Helping Hands, Food Voucher Assistance, Emergency Transportation, and Chore Service. These programs shall be incorporated into the Membership Assistance Program Regulations, # R700-04:MA, in a timely manner.~~

~~7.03. Funding. Funding for programs developed in the Family Services Department shall be associated with funding allocated for the Membership Assistance Program(s) and shall be monitored by the Membership Assistance Department as to use and allocation for purposes of identifying future needs.~~

~~Section 8. [Reserved]~~

~~8.01. Reservation for Future Programs. Additional Sections may be added from time to time to address new programs developed and placed within the Membership Assistance Department, Family Services Department, or other department created for that purpose. New programs must be identified through amendment to this ordinance prior to the promulgation of regulations or implementation of the proposed program.~~

Section 7. Community Wellbeing and Support Program

7.01 Members Assistance Department – Programs The Members Assistance Department shall be authorized to develop membership assistance programs that meet policy and philosophy set forth in sections 1.01 and 1.02 and subject to the requirements set forth in section 4.0. Such programs shall be created by regulation and shall be integrated within any regulations created by the Members Assistance Department.

7.02. Initial Program The Members Assistance Department has created the Community Wellbeing and Support Program to provide social welfare assistance for the general health, welfare and safety of a Little River Band of Ottawa Indian member.

7.03. Minimum Criteria The granted amount of Assistance shall meet the individual needs of all tribal members.

7.03. Maximum Award No award may be made in excess of \$500.00 per year per enrolled tribal member. The Tribal Council may amend the amount by resolution stating such change without prior notice to the membership. Such amendment to the granted amount shall not be retro-active and shall apply to any existing disbursements of the funds not yet awarded.

7.05 Reservation for Future Programs Additional Sections may be added within the Members Assistance Department or other department created for that purpose. New programs must be identified through amendment to this ordinance prior to the promulgation of regulations or implementation of the proposed program.

And; Section 6 Home Repair Program, Revising Section 6.03 Prioritization, Adding Priority # 4 and revising maximum award amount from \$7500.00 to \$6000.00:

a. Priority #1 is repair to substandard homes as determined by a building inspector for an elder or physically impaired tribal member.

b. Priority #2 is repair to substandard housing homes as determined by a building inspector for households with minor children.

c. Priority #3 is repair to substandard housing home as determined by a building inspector for all other households.

ADDING

d. Priority #4 If it is determined by a licensed inspector that the home meets or exceeds the definition of standard housing within Regulation #R700-04:MA, applicant will not be eligible for home repair; unless there is a circumstance outside the scope of the definition of standard housing that if left un-repaired may pose a threat to the health and/or safety of a permanent member of a household.

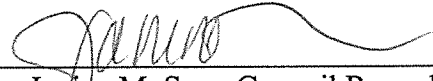
A quarterly priority list shall include priority number issued to applicant and description of repair requested. The quarterly priority list shall be reviewed and approved by the Ogema.

6.04. *Maximum Grant Award.* No grant award may be made in excess of \$6000.00 ~~\$7500.00 per two year period.~~ The Tribal Council may amend the grant amount by resolution stating such change without prior notice to the membership or applicants. Such amendment to the grant amount shall not be retro-active and shall apply to any existing applications for disbursement of the grant not yet awarded. Provided that, the regulations may identify lower grant awards for specific priorities in order to best allocate limited funds.

IT IS FURTHER RESOLVED THAT these amendments are to take effect upon the date of adoption.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 2 AGAINST, 0 ABSTAINING, and 0 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on September 10, 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