



Little River Band of Ottawa Indians

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

Resolution # 03-0910-301

*Ratification of Lease Agreement with Mad Dog Investment Company for Premises
Located in Muskegon, Michigan for Purposes of Providing Membership Support and
Program Offices*

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 Ogema has identified that locating office space in Muskegon, Michigan will provide necessary work space for Tribal health programs operating primarily in that area and save on unnecessary travel reimbursements; and

WHEREAS, the Ogema has identified that locating office space in Muskegon, Michigan will provide necessary work space for the Membership Legal Services Program currently operated primarily out of the Tribe's Downtown Offices and will make available legal services for consultations by members in the Muskegon area; and

WHEREAS, the Ogema and Tribal Council have discussed this proposal in Tribal Council/Ogema weekly meetings, and in informal discussions between the Ogema and Councilors; and

WHEREAS, the Ogema has identified suitable office space for the purposes of providing these off-site services which requires entering into a lease agreement which allows for arbitration between the Tribe and the Landlord in the event a dispute arises; and

WHEREAS, the Arbitration Agreement, presented as Attachment A to the lease agreement, meets the qualifications set forth in the Arbitration Ordinance;

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby ratifies the Lease Agreement between the Tribe and Mad Dog Investment Company, Landlord, which includes an Arbitration Agreement as Attachment A.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby waives sovereign immunity only to the limited extent set forth in the Arbitration Agreement and as specifically identified in the Arbitration Ordinance of the Tribe.

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 Closed Session of the Little River Band of Ottawa Indians Tribal Council held on September 10, 2003, at the Little River Band's Downtown Offices 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
Mad Dog Investment Company