



Little River Band of Ottawa Indians

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

Resolution # 04-0114-17

*Authorizing Execution of First Amendment to the
Professional Services Agreement with Gosling Czubak*

WHEREAS, the status of the *Gaá Čhíng Ziibi Daáwaa Aníshinábek* (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, pursuant to Article IV, Section 7(b) of the Constitution of the Little River Band of Ottawa Indians ("Tribal Constitution"), has the power to ratify contracts negotiated on behalf of the Band; and

WHEREAS, the Tribal Ogema, pursuant to Article VI, Section 5(a) of the Tribal Constitution, is authorized to negotiate and execute contracts on behalf of the Band, provided such contracts are approved and ratified by the Tribal Council; and

WHEREAS, the Tribal Council did, pursuant to Resolution No. #03-1203-412, authorize execution of Professional Services Agreement with Gosling Czubak Engineering Sciences, Inc. to perform land use planning services; and

WHEREAS, the scope of work related to that contract omitted certain services related to the conduct of a survey of Tribal members concerning land use preferences and priorities; and

WHEREAS, the Tribal Attorney, in consultation with the Tribal Planner, has prepared a First Amendment to the Professional Services Agreement to include the Scope of Work and authorize fees for completion of the survey work proposed; and

WHEREAS, the Tribal Council finds that negotiation and execution of such an agreement is in the best interests of the Band.

NOW THEREFORE BE IT RESOLVED, that the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes execution of a First Amendment to the Professional Services Agreement with Gosling Czubak Engineering Sciences, Inc. to authorize up to \$8,500.00 in additional fees to complete the Tribal Land Use Survey added to the scope of services to be completed.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 8 FOR, 0 AGAINST, 0 ABSTAINING, and 1 ABSENT, at a Regular Closed Session of the Little River Band of Ottawa Indians Tribal Council held on January 14, 2004, 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