



Little River Band of Ottawa Indians

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

Resolution # 04-0310-108

Ratification of MITN Operator Agreement and Authorization to Enter Into Such Agreement by the Ogema through Public Safety Officers

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 is authorized under Article IV, Section 7(b) of the Constitution to ratify contracts and authorize the Ogema to enter into those contracts; and

WHEREAS, the Tribal Council has been presented a contract with the Michigan Commission on Law Enforcement Standards (*MCOLES*) which allows access to information related to maintaining the appropriate certifications and training classes; and

WHEREAS, the Ogema has identified that the MCOLES Information and Tracking Network (*MITN*) is necessary to assist individual Public Safety officers to maintain required employment qualifications; and

WHEREAS, the MITN Operator agreement contains language which authorizes certain sanctions in regards to mis-use of the MITN information, and/or violation of confidentiality agreements; and

WHEREAS, such sanctions involve termination of access to the network by individual Public Safety Officers or termination of the agency agreement;

WHEREAS, the Tribal Council has determined that this is a necessary tool for the Public Safety Department and the officers;

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby ratifies the MCOLES Information and Tracking Network Operator Agreement and authorizes the Ogema to enter into that agreement.

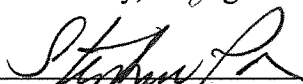
IT IS FURTHER RESOLVED THAT the Tribal Council hereby states that no waiver of sovereign immunity by the Tribe is granted as a result of entering into this agreement and that this resolution shall accompany the agreement when it is submitted.

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 March 10, 2004, at the Little River Band's Downtown Offices in Manistee, Michigan, with a quorum being present for such vote.



Lisa M. McCatty, Acting Council Recorder



Stephen Parsons, Council Speaker

Attest:

Distribution: Council Records
Tribal Ogema
Tribal Court