



Little River Band of Ottawa Indians

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

Resolution # 03-0414-154

Ratification of Master Contract with Custom Sheet Metal and Authorizing the Ogema to execute the contract

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) to authorize and ratify contracts entered into by the Tribe; and

WHEREAS, pursuant to Article IV, Section 5 (a)(4) and Article V, Section 5(a)(3) and (8) of the Tribal Constitution, the Tribal Ogema, or in the absence of, the Tribal Council Speaker, is authorized to represent the Tribe in its relations with other organizations and manage the economic affairs/enterprises of the Tribe, in a manner consistent with the Tribal Constitution and resolutions of the Tribal Council; and

WHEREAS, the Purchasing Manager has reviewed the expenditures of the Tribe for the current and prior years to identify purchasing activities which could be better managed through a "master contract" with a single vendor; and

WHEREAS, the Purchasing Manager has identified that the Tribe purchase and/or utilizes HVAC services in all of its Tribal buildings and/or office and Tribal Membership; and

WHEREAS, the Purchasing Manager received authorization to solicit for HVAC service with one response, which was Custom Sheet & Metal Heating Inc.; and

WHEREAS, the Purchasing Manager, Maintenance Manager, Utility Director and Housing Maintenance has selected a responsive bid, Custom Sheet & Metal, which will result in flat service price; and

WHEREAS, the Master Agreement has been reviewed by the Legal Department; and WHEREAS, the Ogema has approved the selection of Custom Sheet & Metal Heating, Inc. and has forwarded the contract for ratification by the Tribal Council; and

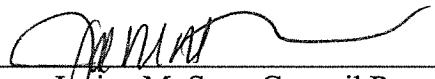
WHEREAS, the Tribal Council has reviewed the materials presented by the Ogema had has determined that it is an appropriate action to ratify the contract:

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby ratifies the contract with Custom Sheet & Metal Heating, Inc.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby authorizes the Ogema to enter into the Master Agreement with Custom Sheet & Metal Heating, Inc.

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 April 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