

Little River Band of Ottawa Indians

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

Resolution # 04-0519-215

*Amending Budget and Appropriations Ordinance
Ordinance #02-100-4*

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 6(e) of the Constitution to create rules and procedures regulating the conduct of its business; and

WHEREAS, the Tribal Council adopted the Budget and Appropriations Ordinance # 02-100-04 which sets a method for preparing, adopting, and implementing a tribal budget for all tribal governmental operations; and

WHEREAS, the Budget and Appropriations Ordinance establishes a means for Membership Input through the Tribal Council within the Tribal Budget Formulation and Transmittal process; and

WHEREAS, the Tribal Council acknowledges that it has not yet met with the requirements of this Ordinance, and the first quarter of the fiscal year has expired, thereby creating a circumstance that the Tribal Council cannot correct or come into compliance with this provision of Tribal Law during this fiscal year; and


WHEREAS, the Tribal Council desires to provide the means for Membership Input as originally conceived for budget formulation process rather than forego such input.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council hereby amends Ordinance #02-100-04, Section 5.02 as follows:

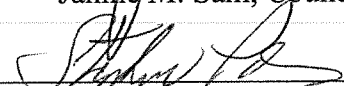
5.02. *Membership Input Through Tribal Council.* The Tribal Council shall set on its agenda, ~~prior to the end of the first quarter of the fiscal year,~~ a time period specifically for receiving comments on activities, programs, businesses, enterprises, or other activities for proposed inclusion in the development of the next fiscal year's budget. **This time period shall be in the form of a public hearing, the date for which shall be set when the Tribal Council adopts its annual meeting schedule for the following year. At the conclusion of the public hearing,** ~~the Tribal Council shall forward this information~~ **provided by the Membership either in writing or by comment during the public hearing** to the Tribal Ogema for use in preparation of the budget for the next fiscal year. Provided that, such public hearing comments shall be transmitted to the Tribal Ogema no later than ~~the last day of May~~ June 30.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 0 AGAINST, 1 ABSTAINING, and 1 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on May 19, 2004, at the Little River Band's Dome Room 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