

Little River Band of Ottawa Indians

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

Resolution # 04-1020-415

*Ratification of Contract and Approval of a Limited Waiver of Sovereign Immunity for
Claims or Suits to be Brought in Tribal Court*

WHEREAS, the status of the *Gaá Čhing Ziibi Daáwaa Aniřhinaábek* (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 Tribe adopted amendments to the Constitution on April 26, 2004, which became effective upon approval by the Assistant Secretary-Indian Affairs on May 13, 2004; 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 Enrollment Department has presented a contract for approval to provide support for enrollment database software; and

WHEREAS, the Ogema has reviewed the contract and approved its submission to Tribal Council; and

WHEREAS, the contract contains an agreement to be bound by the laws of the Tribe; and

WHEREAS, the contract contains an agreement to have claims and disputes to be brought in Tribal Court;


NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby ratifies the contract with T.E.A.M.S. to provide software support for the Tribe's enrollment database.

IT IS FURTHER RESOLVED THAT the Tribal Council hereby authorizes a limited waiver of sovereign immunity to enforce the terms of the contract in Tribal Court.

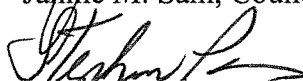
IT IS FINALLY RESOLVED THAT the Tribal Council hereby authorizes these funds to be taken from Program # 1000-149, account # 5205 (Professional Fees) for the purpose of providing software support for the Tribe's enrollment database.

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, 0 ABSTAINING, and 2 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on October 20, 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