



Little River Band of Ottawa Indians

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

Resolution # 04-1027-418

Ratification to Amendment No. 1 to Agreement Between Little Band of Ottawa Indians and Grand Valley State University, and Authorization of the Ogema to Enter Into signature to the Amendment.

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

WHEREAS, the Little River Band of Ottawa Indians (the "Tribe") is conducting a research project entitled "Assessment of Riparian Habitat Restoration in the Manistee River Corridor" under the direction of J. Marty Holtgren and Stephanie Ogren and with funding provided by the U.S. Fish and Wildlife Service through award W3—03-021 (CDFA No. 15.638) hereafter the "Award" and

WHEREAS, the tribe and Grand Valley State University ("GVSU") entered into a subcontract agreement to retain GVSU for partial performance of the Tribe's responsibilities and services to be rendered under the Award; and

WHEREAS, the tribe and GVSU wish to amend the Agreement to relocate a portion of the work and payment from GVSU to a student who will be directly responsible for completing a portion of the work.

WHEREAS, the Independent Contractor Agreement has been reviewed by the Legal Department; 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;

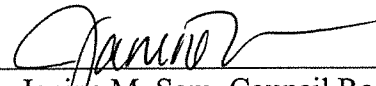
WHEREAS, in consideration of the mutual covenants and promises of the parties hereinafter set forth, it is hereby agreed ad follows: (1) Attachment A of the Agreement is amended to reduce the estimate cost for funding graduate student stipends and fees from \$90,000 to \$82,000 and to reduce the total Budget for work performed by GVSU from \$104,900 to \$96,900. (2) Paragraph B of article III of Agreement is amended to read as follows: This Agreement is a cost-reimbursement contract not to exceed \$96,900. GVSU will submit detailed invoices to LRBOI no more frequently than monthly and no less frequently than quarterly. Expenses incurred by GVSU after July, 2006 are unallowable.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby ratifies the Amendment No. 1 to Agreement between Little River Band of Ottawa Indians and Grand Valley State University,

IT IS FURTHER RESOLVED THAT the Tribal Council hereby authorizes the Ogema to enter into the Amendment No. 1 Agreement between Little River Band of Ottawa Indians and Grand Valley State University,

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 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