

Little River Band of Ottawa Indians

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

Resolution # 05-0216-67

*Authorizing Execution of P.L. 93-638 Contract Documents for CORA Program Funds
Including a Subcontract with CORA for Administrative Services
and Information and Education Services for FY 2005*

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 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 Tribal Council, pursuant to Article IV, Section 7(b) of the Constitution of the Little River Band of Ottawa Indians ("Tribal Constitution"), has the power to authorize and ratify agreements and contracts negotiated on behalf of the Tribe with the federal government; and

WHEREAS, the Tribal Ogema, pursuant to Article VI, Section 5(a) of the Tribal Constitution, is authorized to negotiate and execute contracts on behalf of the Tribe, provided such contracts are approved and ratified by the Tribal Council; and

WHEREAS, the Tribal Council is authorized to contract for federal funds under the authority of the Indian Self-Determination Act (P.L. 93-638, as amended), and to implement and administer services for its members; and

WHEREAS, the Chippewa Ottawa Resource Authority ("CORA") was established by the five Bands/Tribes who are parties to *United States v Michigan* to administer the intertribal protection, management and regulation of the fish, wildlife and other natural resources within the area ceded under the 1836 Treaty;

WHEREAS, the CORA-member Bands/Tribes, together with the United States, are signatories to a Consent Decree settling the Great Lakes fisheries portion of the *United States v Michigan* [2:73-CIV-26 (W.D. Mich)] treaty rights litigation; and

WHEREAS, the Band has received an appropriation of funds from the United States to assist the Band in carrying out its administrative, biological and enforcement responsibilities under the Consent Decree; and

WHEREAS, the Band is submitting a contract proposal and statement of work for the use of such funds to the Bureau of Indian Affairs under the authority of Pub. L. 93-638, as amended; and

WHEREAS, the CORA-member Bands/Tribes have committed to subcontracting funds back to CORA to cover the expenses associated with various administrative and public information services to be performed by CORA; and

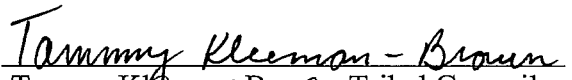
WHEREAS, the Tribal Ogema has, in consultation with other CORA representatives negotiated a Subcontract Agreement with CORA to accomplish the above purposes, which Subcontract would be added to the Scope of Work included in the Band's Pub. L. 93-638 Contract with the Bureau of Indian Affairs.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Tribal Ogema to execute a Subcontract with CORA to secure the desired administrative, information and education services described in the draft Subcontract presented and in an amount not to exceed \$80,000.00.

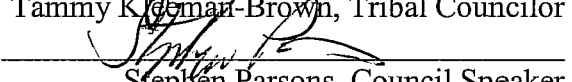
IT IS FURTHER RESOLVED, that the Tribal Ogema, or in his absence, the Tribal Council Speaker, is authorized to negotiate and execute those amendments to the Tribe's P.L. 93-638 Contract with the Bureau of Indians as may be necessary and to serve as the Tribal Senior Official Representative for purposes of the contract.

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 Session of the Little River Band of Ottawa Indians Tribal Council held on February 16, 2005, at the Little River Band's Dome Room in Manistee, Michigan, with a quorum being present for such vote.



Tammy Kieeman-Brown, Tribal Councilor



Stephen Parsons, Council Speaker

Attest:

Distribution: : Council Records
Tribal Ogema (cc: Grants & Contracts)
Legal Department
CORA Executive Director
BIA Michigan Field Office