

## **Little River Band of Ottawa Indians**

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

### **Resolution # 05-0406-136**

*Authorizes Professional Services Agreement between The Abonmarche Group and the Tribe for Services Related to the Construction of Twelve (12) Garages which will be Added to all of the Existing Elders' Housing Units at Aki maadziwin*

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 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 is authorized under Article IV, Section 7 (I) to take action, not inconsistent with the Constitution of Federal law, which is necessary and proper to carry out the sovereign powers of the Tribe; and

WHEREAS, the Tribal Council, acting on a Housing Commission recommendation and request, authorized allocating funds for capital outlay in the Housing Department 2005 Budget, for the specific purpose of building the 12 garages subject of this resolution.


WHEREAS, the professional services involved be limited to those specified in the Exhibit "D" of the involved contract, i.e., 1) updates and revisions of bid documents; 2) administrative services related to the bidding process; and 3) the administrative services related to the actual construction of the garages as above.

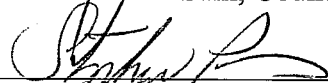
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the execution of the Professional Services Agreement between The Abonmarche Group and the Tribe for Services Related to the Construction of Twelve (12) Garages which will be added to the existing elders' housing units at *Aki maadziwin*. The costs associated with the professional fees shall not exceed the agreed upon total of \$9,114.00.

IT IS FURTHER RESOLVED THAT the Tribal Council authorizes a limited waiver of the Tribe's sovereign immunity, in accordance with Article XI, Section 1, as set forth in Section 3.4 of the Contract with The Abonmarche Group.

**CERTIFICATE OF ADOPTION**

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 1 AGAINST, 0 ABSTAINING, and 1 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on April 6, 2005, at the Little River Band's Dome Room in Manistee, Michigan, with a quorum being present for such vote.

  
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Janine M. Sam, Council Recorder

  
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Stephen Parsons, Council Speaker

Attest:

Distribution: Council Records  
Tribal Ogema  
Tribal Court