



## Little River Band of Ottawa Indians

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

### Resolution # 05-0727-350

#### *Identifying the Application of the Purchasing and Procurement Regulations Regarding Authorization of Contracts*

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 adopted the Purchasing and Procurement Regulations which identify the processes and authority for expending budgeted funds of the Tribe; and

WHEREAS, the Tribal Council has identified that persons and departments have misinterpreted the application of the regulations which would allow contracts to be presented for endorsement by the Ogema without authorization and ratification by the Tribal Council especially when the value of the contract is under \$8000.00;

WHEREAS, the Tribal Council has determined that funds of the Tribe are being disbursed in violation of Tribal regulations and the Constitution;

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby amends the Purchasing and Procurement Regulations by adding section 2-7 to Regulation R100-01:AC-01.

2-7. *Contract Authorization and Ratification Required.* All contracts shall be required to have ratification by the Tribal Council, in accordance with Article IV, Section 7(b) of the Constitution, regardless of any purchasing authority granted in these regulations. Further, that both the Purchasing Supervisor shall be required verify that the appropriate documentation is presented with requests for expenditures, and that the Accounting Department is required to verify that the appropriate documentation and authorization is attached to the check when presented for signature.

**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, 0 ABSENT, and 1 VACANT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on July 27, 2005, at the Little River Band's Conference 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