



## Little River Band of Ottawa Indians

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

### Resolution # 05-0907-436

*Clarifying Application of Certification of Execution Adopted by Resolution # 02-0911-08*

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 adopted Resolution # 02-0911-08 which created a Certification of Execution form intended to assist the Tribal Council in identification of how resolutions adopted by the Tribal Council are implemented; and

WHEREAS, the Tribal Council, since the adoption of Resolution # 02-0911-08, has utilized the Certification of Execution as a communication tool and an internal management form of the Tribal Council; and

WHEREAS, Ogema Sam and the Tribal Council utilized this form as a communication tool and an internal management tool; and

WHEREAS, the Ogema Sprague, the current Ogema, has identified in his petition regarding Case # 05133GC that Resolution # 02-0911-08 can be interpreted that the Certification of Execution form is a part of each resolution, and not simply an internal management form; and

WHEREAS, the Tribal Council has identified that it has not interpreted, and does not currently believe, that this is a requirement in Resolution # 02-0911-08, however, in the interests of clarity that the resolution should be amended to more clearly identify its purpose as in internal management tool for which it has been consistently utilized by Tribal Council and Ogema Sam, the prior Ogema; and

WHEREAS, the Tribal Council has determined that the Certification of Execution form continues to meet the needs of the Tribal Council; and

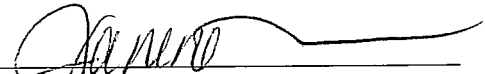
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby amends Resolution # 02-0911-08, Resolve #2, to clarify that the Certification of Execution form is an internal document of the Tribal Council, the form is utilized to track receipt and implementation of Resolutions of the Tribal Council, and the Certification of Execution form shall not be considered a part of a Resolution.

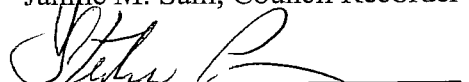
IT IS FURTHER RESOLVED THAT the Tribal Council amends Resolution # 02-0911-08, Resolve #6, to direct that upon return of the completed Certification of Execution forms, the Tribal Council shall review the forms for determination of whether further follow-up or correction is necessary.

IT IS FINALLY RESOLVED THAT the amendments adopted in this Resolution and the directives in Resolution # 02-0911-08 shall be effective until amendments to the Tribal Council Meeting Procedures Ordinance are adopted which incorporate these requirements.

### **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, 1 ABSENT, and 1 VACANT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on September 7, 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