



Little River Band of Ottawa Indians

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

Resolution # 05-1005-491

Authorizing Execution of a Professional Service Agreement between EC&S and the Little River Band of Ottawa Indians for Air Quality Testing at Big Blue in the amount not to exceed \$3,700

WHEREAS, the status of the Gaá Čhíng Zíibi 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, 2005, 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 ratify contracts negotiated on behalf of the Band; and

WHEREAS, the Tribal Council, pursuant to Article XI, Section 1, has the authority to waive the Tribe's immunity from suit and consent to the jurisdiction of courts to resolve disputes arising under agreements to which the Tribe is a party; and

WHEREAS, dust and air particles in Big Blue may be an irritant to employees working in the building and others in the building, and

WHEREAS, it is in the best interest of the Tribe to engage Environmental Consultants & Services, Inc. to conduct indoor air quality testing in the Big Blue Building.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians authorizes execution of the Contract with Environmental Consultants & Services, Inc. to conduct indoor air quality testing in the Big Blue Building *in the* amount not to exceed \$3,700.

NOW THEREFORE IT IS FURTHER RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Ogema, or in the Omega's absence, the Tribal Council Speaker, to execute the Contract Amendment.

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 October 5, 2005, 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: