



## Little River Band of Ottawa Indians

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

### Resolution # 05-1005-494

*Directing the Ogema, Consulting Chief Financial Officer, and Grants Department to take appropriate actions to retroactively apply Federal Grant Dollars for Fishing Assessment and Enforcement Activities*

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 Tribe entered into a 'Consent Decree' to resolve Great Lakes fishing matters in the US v. Michigan lawsuit; and

WHEREAS, the Tribe was awarded certain settlement monies from the Federal Government and State of Michigan to establish, regulate, and monitor commercial fishing activities; and

WHEREAS, the Tribal Council requested the Comptroller General to provide a reconciliation of what the monies were spent on and the remaining balances available for supporting commercial fishing related activities; and

WHEREAS, the Comptroller General completed the requested report on August 22, 2005 and identified the balance of remaining funds from the 'Consent Decree'; and

WHEREAS, the Comptroller General identified that Federal grant funding was provided for enforcement and assessment for commercial fishing activities for the years of 2003, 2004, and 2005 for which the Tribe has been funding these activities with 'Consent Decree' funds; and

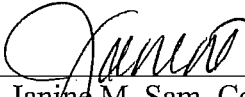
WHEREAS, the Tribal Council was not aware that 'Consent Decree' funds were being utilized for enforcement and assessment of commercial related activities for the years of 2003, 2004, and 2005 and desires that the Federal Funding provided be utilized for its intended purpose;

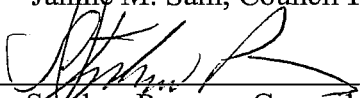
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council directs the Ogema, Consulting Chief Financial Officer, and Grants Department to take all appropriate measures to request expenses be accurately recorded against Federal Grants and to the greatest extent possible obtain authorization to have expenditures retro-actively applied to the Federal Grants awarded for enforcement and assessment of commercial related activities;

IT IS FURTHER RESOLVED THAT the Tribal Council requests that an update on the progress of retroactively applying the expenses to the Federal grants be presented during the October 19, 2005 Tribal Council meeting.

**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.

  
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Janine M. Sam, Council Recorder

  
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Stephen Parsons, Council Speaker

Distribution: Council Records  
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