

Little River Band of Ottawa Indians

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

Resolution # 05-1012-503

*Clarification of years of experience for the General Counsel position authorized in
Resolution # 05-0622-291*

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 Ordinance #05-100-08, Legal Reform Act of 2005 which identifies the General Counsel and related responsibilities reporting to the Ogema; and

WHEREAS, the Tribal Council in adopting Resolution # 05-0622-291 – *Approval of Modification to Organization Chart to Include General Counsel and the Related Employment Positions and Job Descriptions to the Ogema's Department* and Resolution # 05-0622-292 – *Authorization to Post and Hire General Counsel*; and

WHEREAS, the Tribal Council identified to the Ogema that as a condition of the General Counsel position being approved that seven years of experience would be a requirement to be included in the job description; and

WHEREAS, the job description was updated to include the seven years of experience, however, did not require the experience to be that of a practicing attorney certified by a State Bar Association; and

WHEREAS, the position of General Counsel is a high level position within the Tribal Government Operations and seven years experience as a practicing attorney was determined to be integral to the position; and

WHEREAS, the Ogema has brought forth a contract for a candidate that did not have seven years of experience as a practicing attorney certified by a State Bar Association; and

WHEREAS, the experience requirements as determined appropriate by Tribal Council were not clarified in the job description that was approved;

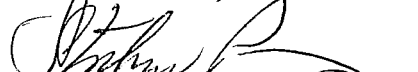
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby clarifies the experience requirements for the General Counsel position as seven years of experience as a practicing attorney certified by a State Bar Association.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 6 FOR, 0 AGAINST, 1 ABSTAINING, 1 ABSENT, and 1 VACANT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on October 12, 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:

Distribution: Council Records
Tribal Ogema
Tribal Court