



Little River Band of Ottawa Indians

375 River Street
Manistee MI 49660

Resolution # 05-1107-575

Amendment of Resolution #05-1102-572 that Ratifies Disbursement and Development Agreement between the Tribe and Good Thunder Motorcycles regarding Grant Funds Awarded and Authorized a Limited Waiver of Sovereign Immunity for Claims or Suits to be brought in Tribal Court

WHEREAS, the status of the *Gaá Čhing Ziibi Daáwaa Anišhinaábek* (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 through Resolution #05-1102-572 ratified the disbursement and development agreement between the Tribe and Good Thunder Motorcycles regarding Grant Funds Awarded and Authorized a Limited Waiver of Sovereign Immunity for Claims or Suits to be brought in Tribal Court.

WHEREAS, the above mentioned Resolution stated that “the Ogema has reviewed the contract and approved its submission to Tribal Council” based on the fact that the Agenda request submitted with the resolution therein was properly signed by the Small Business Incentive Program Task Force Liaison, and being such entity

under the Ogema's supervision and of which the Ogema is part, it was logical to assume the Ogema's knowledge of such action, and

WHEREAS, the Tribal Council in order to avoid further delays in disbursing the funds granted, amends the aforementioned Resolution to delete "WHEREAS, the Ogema has reviewed the contract and approved its submission to Tribal Council;"

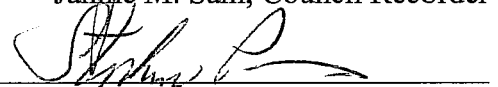
NOW THEREFORE BE IT RESOLVED that the Tribal Council of the Little River Band of Ottawa Indians by this resolution approves the amendment of Resolution #05-1102-572 by deleting "WHEREAS, the Ogema has reviewed the contract and approved its submission to Tribal Council;".

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 Emergency Session of the Little River Band of Ottawa Indians Tribal Council held on November 7, 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
Legal Department
Small Business Incentive Program Task Force