



Little River Band of Ottawa Indians

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

Resolution # 05-1116-597

Ratification of Change Order #1 to Contract with Basch and Sons, Inc

WHEREAS, the status of the *Gaá Čhing 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 is authorized under Article IV, Section 7 (a)(4) and (c) to manage the properties of the Tribe; and

WHEREAS, the Tribal Council has dedicated infrastructure in water and sewer utilities to the Housing Project and the Little River Casino Resort, both projects by resolution; and the Housing Commission, Housing Department and the Little River Casino Resort have identified additional long and short term needs in water utility services; and the Water Tower and Water Main Projects are being developed and slated for completion by November of this year.

WHEREAS, the water main extension work has been completed; however, restoration of the properties where the water main was laid is required by the Michigan Department of Transportation to levels exceeding the ones contracted with the water main extension construction company; and

WHEREAS, with the Scope of Work that was produced by the Engineer, there are additions to the main contract (Resolution #05-1005-499) of an additional cost of \$1680.55;

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby ratifies Change Order #1 to the Basch and Son, Inc. contract in the amount of \$1680.55.

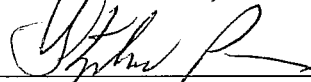
IT IS FURTHER RESOLVED THAT the Tribal Council reaffirms the limited waiver of Sovereign Immunity granted in resolution # 05-1009-499.

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 November 16, 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