

Little River Band of Ottawa Indians

2608 Government Center Drive

Manistee, MI 49660

(231) 723-8288

Resolution #16-0511-133

Approval of the Revised Government-to-Government Tribal Transportation Program Agreement between the Little River Band of Ottawa Indians and the Bureau of Indian Affairs (BIA), U.S. Department of the Interior

WHEREAS, the status of the Gaa Ching Ziiibi Daawaa Anishinaabek (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 Tribe and its members; and

WHEREAS, the Tribal Council is empowered to negotiate with Federal, State, and local governments on behalf of the Tribe, to advise and consult with the representatives of the Departments of the Interior on all activities of the Department that may affect the Tribe; and

WHEREAS, the Tribal Council finds that the improvement of transportation infrastructure is vital to the future economic prosperity, safety and security of Tribal members and others living and working on Tribal lands; and

WHEREAS, the Tribal Council believes that establishing a comprehensive Tribal Transportation Program affords the Tribe greater flexibility to prioritize, design, build and maintain roads, bridges, transit facilities and other types of transportation infrastructure serving Tribal lands; and

WHEREAS, the Tribal Council previously assumed the Secretary of the Interior's duties, functions and associated funding with respect to the Indian Reservation Road (IRR) Program, the Tribal Transportation Program (TTP), and other federal transportation programs; and

WHEREAS, the Tribal Council previously approved Resolution #13-0306-035 approving the Government-to-Government Tribal Transportation Program Agreement under federal highway legislation SAFETEA-LU on March 6, 2013; and

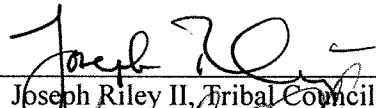
WHEREAS, the Tribal Council previously approved Resolution #13-0619-164 approving the Government-to-Government Tribal Transportation Program Agreement under federal highway legislation MAP-21 on June 19, 2013; and

WHEREAS, the Tribal Council has been presented with a revised Government-to-Government Tribal Transportation Program Agreement, which has been amended in accordance with the new federal highway legislation "*Fixing America's Surface Transportation (FAST)*" Act, enacted in December 2015;

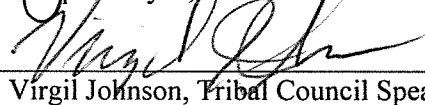
NOW, THEREFORE BE IT RESOLVED, that the Tribal Council does hereby approve the revised Government-to-Government Tribal Transportation Program Agreement and authorizes the Tribal Ogema to sign all necessary agreements and contracts (including the Referenced Funding Agreement and the Retained Services Addendum) for and on behalf of the Tribe in order to assume the duties and associated funding of the Secretary of the Interior with respect to the Tribal Transportation Program.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 9 FOR, 0 AGAINST, 0 ABSTAINING, 0 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on May 11, 2016, at the Little River Band's Government Center in Manistee, Michigan, with a quorum being present for such vote.



Joseph Riley II, Tribal Council Recorder



Virgil Johnson, Tribal Council Speaker