



**Little River Band of Ottawa Indians
2608 Government Center Dr.
Manistee MI 49660
(231) 723-8288**

Resolution #16-0706-193

Residential Lot Lease and Leasehold Mortgage Program: Approval of Aki Maadiziwin Lot Assignment and Execution of Lease with Tribal Member

- 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 #05-700-06, Residential Lot Lease and Leasehold Mortgage Program Act, on April 27, 2005, which governs the lease of residential lots in Tribal trust and to individual Tribal members and establishes a Leasehold Mortgage Program to assist Tribal members in obtaining mortgage financing for the purchase of single family, owner-occupied principal residences on leasehold estates located upon Tribal Trust Lands;
- WHEREAS, Section 4.05(a) of the Residential Lot Lease and Leasehold Mortgage Program Act requires that all lot choices be posted on the Tribal website and at the Downtown Office Building for a period of 20 days, within which period individuals may object based on their intent to apply for the same lot; and
- WHEREAS, Section 4.05(a) of the Residential Lot Lease and Leasehold Mortgage Program Act requires that, following the posting period, the Housing Department certifies to the Housing Commission that the posting period has expired and that no objection to the applicant's lot choice has been received; and

WHEREAS, Section 4.05(b) of the Residential Lot Lease and Leasehold Mortgage Program Act provides that the Housing Department issue a recommendation to the Housing Commission to approve the requested lot and continue with the lease process; and


WHEREAS, Section 7.01 of the Residential Lot Lease and Leasehold Mortgage Program Act further provides that, following Housing Commission approval, Tribal Council shall by Resolution order the execution of a lease between the applicant and the Tribe to be signed within 30 days of the date of the Resolution; and

WHEREAS, the required posting period has expired and the related comment period closed; and the Housing Department has certified to the Housing Commission that no objections were filed; and the Housing Commission has subsequently approved the lot assignment to the following Tribal member: Sandra Mae DeVerney-Mendoza, Lot #82

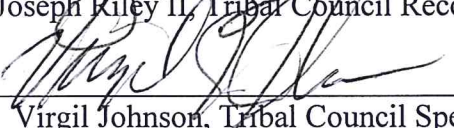
IT IS NOW THEREFORE RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes and orders the execution of the Bureau of Indian Affairs approved lease, within 30 days of the execution of this Resolution, between the Little River Band of Ottawa Indians (Tribe) and the assigned lot within the Aki maadiziwin housing development, a tribal trust property, and further orders that the completed lease be forwarded to the Bureau of Indian Affairs for their approval, recording, verification and ultimately the issuance on their part of a preliminary TSR (Title Status Report) which will be needed to further proceed with the tribal member's plans to build at Aki maadiziwin.

CERTIFICATION 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, and 1 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on July 6, 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

Attest:

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