



Little River Band of Ottawa Indians

2608 Government Center Drive
Manistee, MI 49660

Moved to
Open Session
11/09/16

Resolution #16-0810-233

Approve Tribal Ogema to complete the 80 Acre Custer property purchase on behalf of the Little River Band of Ottawa Indians

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 is authorized under Article IV, Section 7(b) to approve contracts negotiated by the Ogema on behalf of Little River Band of Ottawa Indians; and

WHEREAS, the Tribal Council and Ogema agree that acquiring the 80 acres of vacant land at the agreed upon price is in the best interest of the Tribe; and


NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Ogema upon favorable due diligence, execute the Purchase Agreement and authorize the payment of \$124,000.00 plus related closing costs. Moved to
Open Session
11/09/16

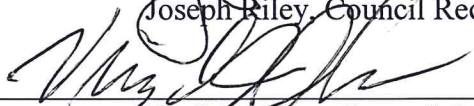
IT IS FURTHER RESOLVED THAT this the Tribal Council of the Little River Band of Ottawa Indians authorizes all funds for this property purchase to come out of Reservation Restoration budget #6020-000-6100 and to be paid according to the contract documents as executed by the Ogema.

IT IS FINALLY RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby expressly denies any waiver of Sovereign Immunity; also denies any implied waiver of Sovereign Immunity in connection with authorization of this contract.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 1 AGAINST, 0 ABSTAINING, 1 ABSENT, at a Regular Closed Session of the Little River Band of Ottawa Indians Tribal Council held on August 10, 2016, at the Little River Band's Conference Room in Manistee, Michigan, with a quorum being present for such vote.



Joseph Riley, Council Recorder


Virgil Johnson, Council Speaker

Attest:

Distribution: Tribal Council
 Tribal Ogema
 Commerce Department