



Little River Band of Ottawa Indians

2608 Government Center Drive
Manistee, MI 49660
(231) 723-8288

Resolution #21-0217-037

Approval to submit an application for EQIP Funds and Engineering Support from USDA-NRCS for the Custer Culvert Replacement

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 Tribe adopted amendments to the Constitution on July 11, 2016 which became effective upon approval by the Assistant Secretary-Indian Affairs on August 24, 2016; 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 Tribe achieved Treatment as Sovereign (TAS) for Clean Water Act Section 319 on June 8, 2015 and the authority to conduct non-point source pollution mitigation in the Big Manistee River Watershed; and

WHEREAS, the United States Department of Agriculture Natural Resources Conservation Services Environmental Quality Incentives Program (USDA-NRCS EQIP) has available funding to assist with improving habitat, water quality, on lands used for timber and other agriculture; and

WHEREAS, the Tribe meets the eligibility requirements and would like consideration of

USDA-NRCS EQIP funds to assist with the remediation of the failed culvert on the Custer Parcel; and

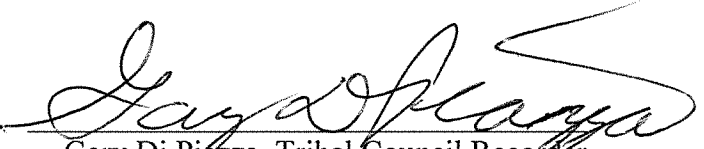
WHEREAS, the Natural Resource Department, with the support of this funding and engineering will be able to replace a collapsed culvert on the Custer Parcels in Mason County, allowing increase access to the parcel for hunting, gathering, restoration and enforcement; and

WHEREAS, replacing the culvert with a properly fitted, and climate change designed culvert will allow for aquatic organism passage, and long term preservation of the stream channel, and access across the stream; and

NOW THEREFORE IT IS RESOLVED that the Tribal Council authorizes the Ogema to sign and submit the application, this resolution and relevant documents to the USDA-NRCS EQIP for funds for the Custer Culvert Project.

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, and 0 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on February 17, 2021, at the Little River Band's Government Center in Manistee, Michigan, with a quorum being present for such vote.



Gary Di Piazza, Tribal Council Recorder



Ronald Pete, Tribal Council Speaker

Attest:

Distribution: Council Records
Tribal Ogema
Tribal Court