



## **Little River Band of Ottawa Indians**

2608 Government Center Drive

Manistee, MI 49660

(231) 723-8288

### **Resolution #21-1124-292**

*Approve use of ARP funding for COVID19 identified project: Iris Mainline Camera System to monitor sewer collection systems*

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 Tribal Council is vested with the authority, under Article IV, Section 7(b), to ratify contracts to be entered into by the Tribe; and

WHEREAS, the Purchasing and Procurement Regulations, #R100-01;AC-01, have been approved by the Tribal Ogema and Tribal Council which directs that authorization expenditures in excess of \$25,000.01 be made by the Tribal Council; and

WHEREAS, on March 13, 2020, the President of the United States declared the ongoing Coronavirus Disease 2019 ("COVID-19") pandemic of sufficient severity and magnitude to warrant an emergency declaration for all states, tribes, territories, and

the District of Columbia pursuant to section 501 (b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121-5207 (the “Stafford Act”); and

WHEREAS, on March 20, 2020, the Tribal Ogema, pursuant to Executive Order No. 20-0320-01, officially declared a state of emergency for the Little River Band of Ottawa Indians in response to the COVID-19 pandemic to protect the public health, safety and welfare of the community; and

WHEREAS, on Tribal Council issued Tribal Council Resolution #20-0320-096 declaring a state of emergency; and

WHEREAS, the federal government has found that Native Americans have experienced more than 1 and a half times the rate of COVID-19 infections, more than triple the rate of hospitalizations and more than double the death rate compared to White Americans; and

WHEREAS, The Tribe is the recipient of Coronavirus Local Fiscal Recovery Funds under the American Rescue Plan Act, Pub. L. 117-2 (ARPA) that may be used for necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19); and

WHEREAS, the Tribe has sought to address and mitigate the spread of COVID-19 through infrastructure improvements in its waste water management system.

WHEREAS, the Utility Department has a need that relate to addressing COVID19 concerns 1) protection of the public health 2) protection of the environment, est. \$36,366.00 ; and

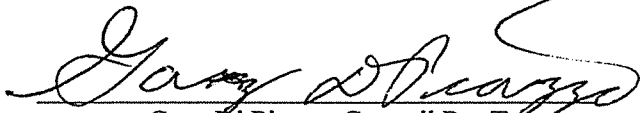
WHEREAS, in order to protect the sewer infrastructure for the protection of the public health and environment it is requested that a sewer camera be purchased to monitor sewer lines and locate breaks in an efficient manner; and

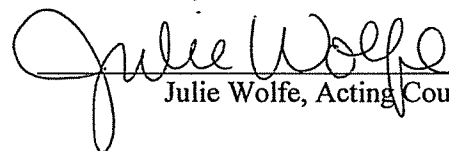
WHEREAS, Tribal Council has the authority to authorize such specific use of ARPA funding for such projects; and

NOW THEREFORE IT IS RESOLVED, Tribal Council approves the use of ARPA funding to pay for the purchase of Mainline Inspection Camera System

**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, and 2 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on November 24, 2021, via ZOOM and the Little River Band of Ottawa Indians Government Center, with a quorum being present for such vote.

  
Gary Di Piazza, Council Pro Tempore

  
Julie Wolfe, Acting Council Speaker

Attest:

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