



## Little River Band of Ottawa Indians

2608 Government Center Drive  
Manistee, MI 49660

### Resolution #21-1124-296

*Approval of budget reallocation; amending the well pump control panel and Scada software upgrade, CARES fund portion (4998) to instead use ARPA fund (4996) in the amount of \$21,297.00*

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, pursuant to Article IV, Section 7 (i)(2) of the Constitution, has the power to manage any funds within the exclusive control of the Tribe and to appropriate such funds for the benefit of the Tribe and its members; and

WHEREAS, the Tribal Council approved Resolution #20-1125-343, which adopted the FY2021 Tribal Government Operations Budget; and

WHEREAS, in accordance with Article VI, Section 6.05(a) of the Budget and Appropriations Act of 2013; Ordinance #13-100-04, the Tribal Council must approve the re-allocation of funds within a program budget that exceeds 10% of the total original program budget.

WHEREAS, Council approved the use of CARES funding for the completion of the well pump control panel and scada software upgrade February 24, 2021; and

WHEREAS, CARES funding use requires that the well pump control panel and scada software upgrade be completed by the end of 2021 and will not be completed until 2022; and

WHEREAS, ARPA funding use does not have the time constriction of CARES funding and is available for such use; and

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves a budget reallocation of the funding source for the remaining cost of the below project:

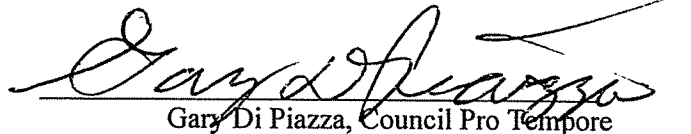
The West Michigan Instrumentation System, well pump control panel and scada software upgrade  
PO # 210400

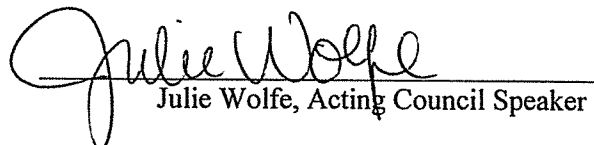
GL Acct. #4998	\$21,297.00	(Unencumbered)
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GL Acct. #4996	\$21,297.00	(Encumbered)
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#### **CERTIFICATE OF ADOPTION**

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:

Presentation of Resolution for Budget Modification to Tribal Ogema:

Pursuant to Article V, Section 5(a)(6) and Section 5(c) of the Tribal Constitution, the foregoing Resolution #21-1124-296, modifying the Operating Budget for Fiscal Year 2021 as set forth in Resolution #20-1125-343 has been presented to the Tribal Ogema by the Tribal Council Recorder for his/her approval.

Date delivered to Tribal Ogema: Nov. 29, 2021

Signature of Council Recorder: Gay Obregon

Action by the Tribal Ogema: ☐ Approved ☐ Disapproved (attach comments)

Date: 11-30-2021

Signature of Ogema: Gay B. Romo

Distribution: Council Records Tribal Ogema Accounting Department