



Little River Band of Ottawa Indians

2608 Government Center Drive

Manistee, MI 49660

(231) 723-8288

Resolution #21-1201-297

Approving Tribal Ogema's Execution of Amended Medicaid Non-Federal Share Public Funding Agreement

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 Tribal Council has received this Medicaid Non-Federal Share Public; and

WHEREAS, the contract has been reviewed by Unified Legal Department; and

WHEREAS, this agreement includes a limited waiver of the sovereign immunity of the Little River Band of Ottawa Indians or any of its subordinate enterprises or entities

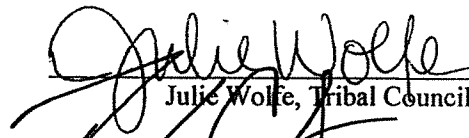
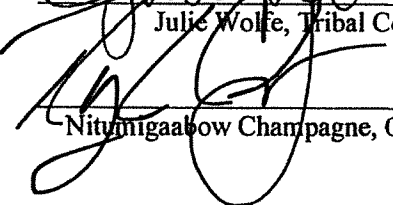
for the limited purpose of enforcing the terms and conditions of this Agreement and appendix; and

WHEREAS, Venue for any dispute arising out of this Agreement shall be the State of Michigan. This Agreement, and any disputes arising out of this Agreement, shall be governed by the laws of the State of Michigan, excluding choice of law principles.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council approves modification to the Agreement that was previously approved by Tribal Council on September 29, 2021, via Resolution #21-0929-228 and approves the Tribal Ogema to execute the Agreement with the State of Michigan Department of Health and Human Services and the other Federally Recognized Tribes in Michigan incorporating the contents of this resolution and Resolution #21-0929-228.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 8 FOR, 1 AGAINST, 0 ABSTAINING, and 0 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on December 1, 2021, via ZOOM and the Little River Band of Ottawa Indians Government Center, with a quorum being present for such vote.


Julie Wolfe, Tribal Council Recorder

Nitumigaabow Champagne, Council Speaker

Attest:

Distribution: Council Records
Tribal Ogema