



**Little River Band of Ottawa Indians**  
2608 Government Center Drive  
Manistee, MI 49660

**Resolution #24-0925-173**

*Rescinding Resolution # 24-0925-173; Approval to Unrestrict ARPA Funds for the Expenditure for a Crane Truck, in the Amount of \$152,806 Utilizing Utility ARPA Funds 4996-000-6100*

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 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, ARPA funding can be utilized for the purchase of this item; 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

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WHEREAS, the Utility Department is in need of an upgrade for a Crane Truck for safely pulling pumps out of lift stations. The Crane capacity on this vehicle is for larger pumps and extended reach for the Safety of the Utility Operator and to maintain the health and welfare of its Citizens and General Public; and

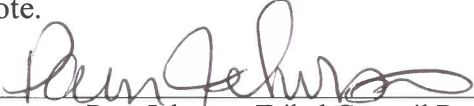
WHEREAS, ARPA funds will need to be unrestricted for purchase of the crane truck; and

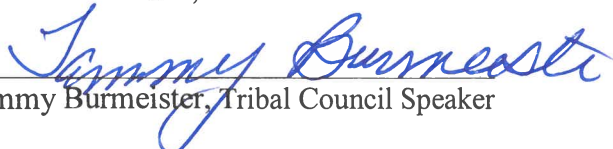
WHEREAS, to protect the peace and safety of the Little River Band of Ottawa Indians, the equipment and vehicles purchased by the Utilities Department supports the necessary infrastructure to minimize COVID-19 exposure and the investments in water and sewer infrastructure is a standalone approved use for the funds.

IT IS FINALLY RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Tribal Ogema to execute the agreement with Berger Chevy for the sum of \$152,806 using ARPA funding 4996-000-6100 for the protection of the public health and environment, and unrestricting those fund for this use and incorporating the contents of this resolution.

### 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 September 25, 2024, via ZOOM and the Little River Band of Ottawa Indians Government Center, with a quorum being present for such vote.

  
Pam Johnson, Tribal Council Recorder

  
Tammy Burmeister, Tribal Council Speaker

Attest:

Distribution: Tribal Council  
Tribal Ogema  
Purchasing Office