



Little River Band of Ottawa Indians  
2608 Government Center Drive  
Manistee, MI 49660  
(231) 723-8288

Resolution #25-0428-098

*Approval of Legal Services Agreement with Frias Indian Law & Policy, LLC*

WHEREAS, the status of the Gã Ching Ziibi Dãwaa Anijhinãbek (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 is authorized, under Article IV, Section 7(e), to employ legal counsel, subject to any authorization from the Secretary of Interior if required; and

WHEREAS, the executive powers of the Tribe are vested in the Tribal Ogema according to Article V, Section 1 of the Constitution; and

WHEREAS, the Tribal Ogema, is authorized to consult, negotiate and execute agreements and contracts on behalf of the Little River Band with governments, political subdivisions and private parties subject to authorization and ratification by Tribal Council; and

WHEREAS, the Tribal Ogema, for the limited purpose of this contract Frias Indian Law & Policy, LLC has approved Tribal Council to consult, negotiate, and execute this contract; and

WHEREAS, the Tribal Council has received an agreement to provide legal services to Tribal Council; and

WHEREAS, the Tribal Council authorizes the Speaker to provide supervision and direction to the Attorney; and

WHEREAS, the legal service agreement has been reviewed by Legislative Outside Counsel; and

WHEREAS, in this Contract the sovereign immunity of the Little River Band of Ottawa Indians is waived only to enforce the contract in the Little River Band of Ottawa Indians Tribal Court; and

WHEREAS, Venue for any dispute arising out of this Contract shall be the Little River Band of Ottawa Indians Tribal Court. This Contract, and any disputes arising out of this Contract, shall be governed by the laws of the Little River Band of Ottawa Indians.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Tribal Speaker to execute the amendment to the Legal Services Agreement Frias Indian Law & Policy, LLC with 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 6 FOR, 3 AGAINST, 0 ABSTAINING, and 0 ABSENT, at a 2<sup>nd</sup> Open Session of the Little River Band of Ottawa Indians Tribal Council held on April 23, 2024, the Little River Band of Ottawa Indians Government Center & via Zoom , with a quorum being present for such vote.



Pam Johnson, Council Recorder



Tammy Burmeister, Council Speaker

Attest: NONE

Distribution:      Council Records  
                         Tribal Ogema  
                         Purchasing