



# Little River Band of Ottawa Indians

PO Box 314

Manistee MI 49660-0314

## RESOLUTION NO. #96-0701-06

WHEREAS, the Tribe's status as a federally-recognized Indian tribe was reaffirmed and restored by Congress pursuant to Public Law 103-324, 108 Stat. 2156 (25 U.S.C. §1300k et seq.) (hereinafter "Little River Act"; and

WHEREAS, Section 8(a)(2) of the Little River Act (25 U.S.C. §1300k-6(a)(2)), provides that the governing documents in effect as of the date of enactment of the Little River Act shall be the interim governing documents for the Tribe until such time as a new governing document is enacted under the Secretarial election required by the Little River Act; and

WHEREAS, Section 8(a)(1) of the Little River Act, provides that the Secretary shall, not later than 24 months after the date of the enactment of the act, conduct elections for the purpose of adopting a new constitution for the Tribe under the procedures applicable to elections under the Indian Reorganization Act; and

WHEREAS, the Tribal Council has appointed a Constitution Committee and charged such Committee with the responsibility of developing a new constitution for the Tribe, in consultation with the general membership of the Tribe and the Tribal Council; and

WHEREAS, the Tribal Constitution Committee has presented to the Tribal Council, a Constitution Draft dated July 1, 1996; and

WHEREAS, the July 1, 1996 document was developed based on input and comments received from the Tribal membership, Tribal Attorney, and Tribal Council; and

WHEREAS, the Tribal Council has reviewed the July 1, 1996 Constitution Draft presented by the Tribal Constitution Committee and is satisfied that such documents will, consistent with the Little River Act and other federal laws, provide a framework for the Tribe's exercise of its inherent sovereign powers in a way that best meets the needs and demands of its members; and

WHEREAS, the Tribal Council and the members of the Little River Band of Ottawa Indians desire to have the July 1, 1996, constitution submitted to a vote of the membership in a Secretarial Election as contemplated by Section 8 (a)(1) of the Little River Act; and

WHEREAS, the Tribal Council desires to have the July 1, 1996, constitution document reviewed by the Secretary of the Interior, or his authorized representatives for technical review and comment in

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order to schedule such Secretarial Election as soon as practical.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby formally submits the proposed constitution, dated July 1, 1996, to the Secretary of the Interior for technical review and comment, in accordance with P.L. 103-324 and the Indian Reorganization Act and respectfully requests that the Secretary complete such technical review as expeditiously as practical.

IT IS FURTHER RESOLVED THAT the Tribal Council approves of the July 1, 1996 proposed constitution as presented and, subject to any amendments which may be required or agreed to the Tribal Council following the Secretary's technical review and comment, formally requests the Secretary to call and conduct an election consistent with the Secretary's election regulations found at 25 Code of Federal Regulations, Part 81.

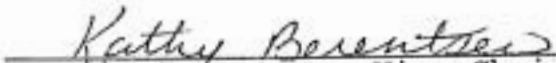
IT IS FURTHER RESOLVED THAT copies of this resolution, the July 1, 1996, proposed constitution, and summary of the process utilized in preparing the July 1, 1996 document be forwarded to the Superintendent of the Michigan Agency, Minneapolis Area Director, and the Assistant Secretary - Indian Affairs to expedite the technical review.

#### Certificate of Adoption

This resolution was adopted by the Tribal Council of the Little River Band of Ottawa Indians at a special session held on July 1, 1996 by a vote of 6 in favor, 0 opposed, and 1 abstentions. A quorum of the Tribal Council being present for such vote.

Date: 7-1-96

  
Robert Guenthardt, Chairman

  
Kathy Berentsen, Vice-Chair