



**Little River Band of Ottawa Indians
Housing Commission
2608 Government Center Dr.
Manistee, MI 49660
(231) 723-8288**

Resolution # 21-0218-01

Resolution clarifying Resolution 18-0809-04 to establish the procedure for maximum allotted amount of water that the Housing Department will pay for in Elder Designated Housing

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 legislative powers of the Little River Band are vested in the Tribal Council at Article IV, Section 7 of the Constitution; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(a) of the Constitution to enact ordinances and adopt resolutions to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members and to govern the conduct of members of the Little River Band and other persons within its jurisdiction; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(f) to create by ordinance regulatory commissions or subordinate organizations and to delegate to such organizations the power to manage the affairs of the Little River Band; and

WHEREAS, the Tribal Council did by Ordinance #04-700-01 create the Housing Commission to oversee and regulate the Tribe's housing with the delegated power in Section 6.01(a) of that ordinance to develop and adopt regulations governing Tribal housing on Tribal trust or fee lands; and

WHEREAS, the Housing Department has determined that the average use of water by Elder's in Elder designated housing is 5000 gallons per unit, per month; and

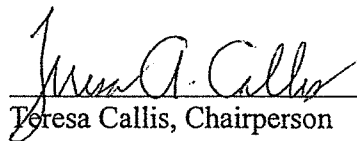
WHEREAS, the Housing Commission passed Resolution 18-0809-04, stating that the Utilities Department would accept payment on behalf of the tribe, however, the Housing Department has been facilitating the overpayment and the Housing Department shall facilitate the overpayment; and

NOW THEREFORE IT IS RESOLVED and clarifies the Utilities Department will alert the Housing Department of the amount of the overage of an elder designated unit. The Housing Department will provide the Elder with the overage amount which will be added to the Housing Department's monthly's amount due. The tenant(s) will be responsible for paying the difference to the Little River Band of Ottawa Indians.

IT IS FINALLY RESOLVED that the Housing Commission shall forward this resolution to the Housing Department, the Accounting Department, and the Utilities Department for clarification and implementation.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Housing Commission with 4 FOR, 0 AGAINST, 0 ABSTAINING 0 and 0 ABSENT at a regular session of the Little River Band of Ottawa Indians Housing Commission held on February 18, 2021, at the Aki Maadiziwin Community Center in Manistee, Michigan, with a quorum being present for such vote.



Teresa Callis, Chairperson

Distribution: Tribal Council
Utilities Department
Accounting Department
Housing Department
Unified Legal Department