



**Little River Band of Ottawa Indians
Tribal Council**

2608 Government Center Drive
Manistee, MI 49660
(231) 723-8288

Resolution #15-1209-370

Adopting Amendments to Commissions Ordinance, Ordinance #04-150-01

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 legislative powers of the Tribe are vested in the Tribal Council according to Article IV, Section 1 of the Constitution; and

WHEREAS, the Tribal Council is authorized by Article IV, Section 7(a)(1) and (2) to exercise the inherent powers of the Tribe by establishing laws through the enactment of ordinances and adoption of resolutions to govern the conduct of Tribal Members and others within the Tribe's jurisdiction and to promote, protect and provide for the public health, peace, morals, education and general welfare of the Tribe and its members; and

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

WHEREAS, the Tribal Council is authorized by Article IV, Section 7(j) to take any action consistent with the Constitution and federal law that is necessary and proper to carry out the sovereign legislative intent of the Tribe; and

WHEREAS, the Tribal Council established the process for creating subordinate organizations by the adoption of the Commissions Ordinance, Ordinance #04-150-01; and

WHEREAS, the Tribal Council has determined that commissions regularly lack the membership needed to meet quorum requirements and conduct business; and

WHEREAS, the Tribal Council has two Tribal Councilor liaisons for every commission who are familiar with the responsibilities and needs of their respective commission assignments.

WHEREAS, in Resolution #14-1210-392, the Tribal Council intended to amend the Commission Ordinance to require that Commissioners be paid once monthly.

WHEREAS, an administrative error excluded the monthly pay amendment from Resolution #14-1210-392.


NOW THEREFORE IT IS RESOLVED, that the Tribal Council approves the following amendments to the Commissions Ordinance, Ordinance #04-150-01:

Article V(2)(D). Liaisons may temporarily serve as Commissioners to achieve quorum. The Tribal Council Liaison for a Commission may temporarily serve as a Commissioner if the Commission By-Laws require another member to achieve quorum. The Tribal Councilor Liaison will have the full authority of a Commissioner from the time a Commission meeting is called to order until the same meeting has been adjourned. The Liaison serving as a temporary member must have passed the same background check requirements that a seated Commissioner on the Commission must pass.

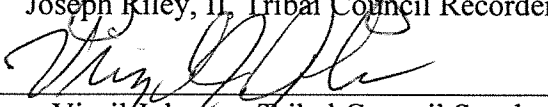
9.04(d). Disbursements. Commission stipends shall be disbursed by the Accounting Department on the first Tuesday of each month in compensation for the prior month's activities. Checks shall be mailed to the Commissioner's home address via first class mail.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 8 FOR, 0 AGAINST, 0 ABSTAINING, and 1 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on December 9, 2015, at the Little River Band's Government Center in Manistee, Michigan, with a quorum being present for such vote.



Joseph Riley, II, Tribal Council Recorder



Virgil Johnson, Tribal Council Speaker

Attest:

Distribution: Council Records
Tribal Ogema
Legal Department
Commissions