



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

Resolution #23-0201-013

Amendment to extend contract to February 28th, 2023, for previously approved Ratification of Gosling Czubak Engineering Sciences, Inc. Contract for design of an unload area for vac truck using ARPA funds in the amount of \$4,640.00

WHEREAS, the status of the *Gaá Čhing Ziibi Daáwaa Aniřhinaábek* (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, ARPA funds are appropriate to use for water-waste infrastructure as a part of COVID19 mitigation; and

WHEREAS, the Tribal Council has received a contract the Utility Department to Gosling Czubak for designing unloading area of wastewater; and

WHEREAS, the contract has been reviewed by the Executive Legal Department; and


WHEREAS, nothing in this Contract shall be construed to be a waiver of the sovereign immunity of the Little River Band of Ottawa Indians or any of its subordinate enterprises or entities 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 use of ARPA funds and for the Tribal Ogema to execute the amended Agreement with Gosling Czubak Engineering Sciences, Inc. incorporating the contents of this resolution in the amount of \$4,640.

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 Open Session of the Little River Band of Ottawa Indians Tribal Council held on February 1, 2023, via ZOOM and the Little River Band of Ottawa Indians Government Center, with a quorum being present for such vote.



Ronald Wittenberg, Tribal Council Recorder



Shannon Crampton, Council Speaker

Attest:

Distribution: Council Records
Tribal Ogema
Utilities Director
Grants Dept.