

WAGANAKISING ODAWAK STATUTE # 2012-007
OFFICE OF THE EXECUTIVE SERVICES ATTORNEY

SECTION I. ESTABLISHMENT

This Statute hereby establishes under the Executive an office to be known as the Office of the Executive Services Attorney, also referred to in this Statute as the "Office".

SECTION II. PURPOSE

The purpose of the Office shall be to provide legal advice to the Tribal Chair and assist the Tribal Chair in carrying out the duties of the Tribal Chair.

SECTION III. POLICY

The Office shall maintain impartiality as to issues of Executive policy to be determined by the Tribal Chair, and shall not advocate the adoption or rejection of any policy decisions. The Office shall maintain the attorney-client relationship with respect to all communications between it and the Tribal Chair and shall serve as the attorney for the Tribal Chair in any court action.

SECTION IV. FUNCTIONS

The functions of the Office shall be as follows:

- A. Upon request of the Tribal Chair, to assist in the drafting of regulations, resolution, policies, statutes, and accompanying reports, in accordance with the policy objectives of the Tribal Chair.

- B. Provide legal counsel and services upon request of the Tribal Chair.
- C. To objectively advise Tribal Chair on interpretation of any legislation, regulations, resolutions or policies.

SECTION V. STAFFING

The Office will be staffed by an Executive Services Attorney, and such staff as may be provided for in a budget approved by Tribal Council.

SECTION VI. SEVERABILITY

If any section, subsection, paragraph, sentence, phrase or portion of this Statute is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION VII. EFFECTIVE DATE

Effective upon the signature of the Executive, or 30 days from submission to the Executive branch, or if the Executive vetoes the legislation, then upon Tribal Council override of the veto.

Office of the Executive Services Attorney

Secretary Gasco Bentley RB

CERTIFICATION

As the Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Statute was duly passed by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held on July 8, 2012 at which a quorum was present, by a vote of 8 in favor, 1 opposed, 0 abstentions, and 0 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Belinda Bardwell	X			
Bill A. Denemy	X			
Kevin Gasco	X			
John Keshick	X			
Aaron Otto	X			
Winnay Wemigwase		X		
John Bott	X			
Regina Gasco Bentley	X			
Melvin L. Kiogima	X			

Date: 7/8/12 _____
 Legislative Leader Melvin L. Kiogima

Date: 7-8-12 _____
 Regina Gasco Bentley, Secretary

Received by the Executive Office on 7/9/12 by _____

Pursuant to Article VII, Section D, Subsection 1 of the Little Traverse Bay Bands of Odawa Indians Constitution adopted on February 1, 2005 the Executive concurs in this action of the Tribal Council.

Date: 7-22-12 _____
 Dexter McNamara, Tribal Chairperson