

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS
7500 Odawa Circle
Harbor Springs, MI 49740

TRIBAL RESOLUTION 042315-04

Prepare for Litigation and Appropriation of Funds

WHEREAS the Waganakising Odawak Nation, known as the Little Traverse Bay Bands of Odawa Indians, and its citizens are vested with inherent sovereignty and right to self-governance;


WHEREAS the Little Traverse Bay Bands of Odawa Indians is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States the most recent of which being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);

WHEREAS the Little Traverse Bay Bands of Odawa Indians Constitution recognizes that as a Tribe *"We will work together in a constructive, cooperative spirit to preserve and protect our lands, resources and Treaty Rights, and the right to an education and a decent standard of living for all our people."*;

WHEREAS the territory of the Little Traverse Bay Bands of Odawa Indians shall encompass all lands and waters within the Reservation as defined in Article III of the Tribal Constitution: *"Unless otherwise specified in this Constitution "Reservation" means all lands within the boundaries of the reservations for the Little Traverse Bay Bands of Odawa Indians as set out in Article I, paragraphs third and fourth of the Treaty of 1855, 11 Stat. 621, plus any lands set out in Articles Second and Third of the Treaty of March 28, 1836, 7 Stat. 491, . . ."*

WHEREAS the Little Traverse Bay Bands of Odawa Indians has retained the law firm of Hogen Adams PLLC to act as counsel to LTBB in exploring litigation to confirm the 1855 Treaty boundaries of our Reservation;

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Secretary Shananaquet 

WHEREAS a lawsuit would ask a federal court to recognize that the Reservation as defined in Article III of the Tribal Constitution and that those Treaty boundaries have not been changed or diminished over time.

THEREFORE BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians Tribal Council authorizes and approves Hogen Adams PLLC, on behalf of the Tribe, to prepare for litigation and recognition of the LTBB Reservation, including pre-litigation, litigation and post litigation support.

FURTHER BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians Tribal Council authorizes and appropriates funding to the Enjinaaknegeng carry-over reserve fund in the amount of \$4.5 million to cover expenses associated with litigation, including pre and post litigation support, to come from the restricted General Fund Balance Funds- Legal reserve.

FINALLY BE IT RESOLVED that in accordance with the Constitution the Executive Branch shall administer such funds as appropriated by Tribal Council.

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Secretary Shananaquet



CERTIFICATION

As the Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Tribal Resolution was duly adopted by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians by Phone Poll of the Tribal Council held on April 23, 2015 at which a quorum was present, by a vote of 7 in favor, 0 opposed, 0 abstentions, and 1 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Bill A. Denemy	X			
John W. Keshick III				X
Beatrice A. Law	X			
Michael J. Naganashe	X			
Aaron Otto	X			
Winnay Wemigwase	X			
Marcella R. Reyes	X			
Julia A. Shananaquet	X			

Date: 4.28.2015 Marcella R. Reyes
 Treasurer Marcella R. Reyes

Date: 4/27/15 Julia Shananaquet
 Secretary Julia A. Shananaquet

Received by the Executive Office on 4-29-15 by Jean Jacobs

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: 4-29-15 Regina Gasco Bentley
 Regina Gasco Bentley, Tribal Chairperson