

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

TRIBAL RESOLUTION # 112918- 01

Request to the Secretary of the Interior to assume State Historic Preservation Office (SHPO) responsibilities and establish a Tribal Historic Preservation Office Program

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 enacted the statute of Tribal Historic Preservation Office Protection and Management for Archaeological, Historical, and Cultural Properties and Cultural Resources in May of 2013 that established the Tribal Historic Preservation Office;

WHEREAS the purpose of the Office is to provide for a comprehensive program of historic preservation to promote the protection and conservation of archaeological, historical and cultural resources of the Tribe;

WHEREAS the National Historic Preservation Act (Public Law 89-665 and amendments thereto; 16 U.S.C. 470 et seq.) provides for Tribes to enter into a partnership agreement in the National Program of Historic Preservation through the Department of the Interior National Park Service including technical assistance as needed in developing a program plan and assisting in the applications process;

WHEREAS the National Historic Preservation program is strengthened by providing Indian Tribes with the opportunity to be full partners in the program. Tribal assumption of these functions is an exercise of the government-to-government relationship between the United States and the Indian Tribes.

WHEREAS the National Historic Preservation Act provides for a tribe to assume all or any part of the functions of a State Historic Preservation Officer if

- I. Submit an official request from “...*the tribe’s chief governing authority...*”
- II. Designate, through appointment by the chief governing authority or by ordinance, “...*a tribal preservation official to administer the tribal historic preservation program...*”; and
- III. Provide a plan that describes how the functions to be assumed will be carried out;

WHEREAS the Tribe is a domestic sovereign with the authority to assume State Historic Preservation Officer responsibilities under the National Historic Preservation Act, and to enter into a Memorandum of Agreement.

WHEREAS In accordance with Tribal Historic Preservation Office Protection and Management for Archaeological, Historical, and Cultural Properties and Cultural Resources Statute, the Tribal Chair has nominated Melissa Wiatrolik as the Deputy Tribal Historic Preservation Officer and on November 29, 2018, Tribal Council approved the nomination and appointed Melissa Wiatrolik as the Deputy Tribal Historic Preservation Officer together with Wesley Andrews as advisory consultant to fulfill the duties of the Tribal Historic Preservation Officer and program plan.

THEREFORE, BE IT RESOLVED that Tribal Council is requesting the National Park Service of the Department of the Interior accept the Little Traverse Bay Bands of Odawa Indians Tribal Historic Preservation Officer (THPO) Program plan wherein Melissa Wiatrolik will serve as the Deputy Tribal Historic Preservation Officer together with Wesley Andrews as advisory in order to fulfill the duties of the Tribal Historic Preservation Officer and program plan.


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 at a regular meeting of the Tribal Council held on November 28, 2018 at which a quorum was present, by a vote of 7 in favor, 0 opposed, 0 abstentions, and 2 absent as recorded by this roll call:

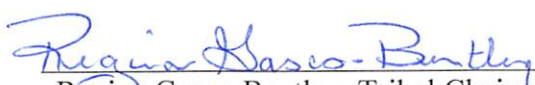
	In Favor	Opposed	Abstained	Absent
Frank Bernard	X	_____	_____	_____
David Harrington	X	_____	_____	_____
Dexter McNamara	X	_____	_____	_____
Emily Proctor	X	_____	_____	_____
Julie Shananaquet	_____	_____	_____	X
Shanna Wemigwase	_____	_____	_____	X
Marcella Reyes	X	_____	_____	_____
Tamara Kiogima	X	_____	_____	_____
Fred Harrington, Jr.	X	_____	_____	_____

Date: 11.29.18 
 Fred Harrington, Jr., Legislative Leader

Date: 11-29-18 
 Tamara Kiogima, Tribal Council Secretary

Received by the Executive Office on 12-5-18 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: 12-20-18 
 Regina Gasco Bentley, Tribal Chairperson

Received from the Executive on 12.20.18 by 