

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

**TRIBAL RESOLUTION # 010806-03**

Ratification of Interim Prosecutorial Services Agreement

**WHEREAS** the Constitution adopted by the Tribal membership on February 1, 2005 calls for appointment of a Tribal Prosecutor; specifically, Article VI (C)(3) states that the Tribal Chairperson is “To receive, prepare and submit nominations to the Tribal Council for consideration for the appointed positions set out in this Constitution or future Tribal statute;” and Article X states that “The Tribal Prosecutor shall be appointed by an affirmative vote of six (6) of the nine (9) members of the Tribal Council;”

**WHEREAS** prior to adoption of the new Constitution, William Gregory served as Tribal prosecutor under contract for approximately five years, and the term of his last contract ended on December 31, 2005. The unique interim period between the expiration of Mr. Gregory’s contract and the appointment of a prosecutor under the new Constitution left a crucial gap that the Chairperson addressed under Article VI (C)(2) of the Constitution by entering into the attached Interim Prosecutorial Services Agreement;

**WHEREAS** Article VII(D)(14) of the Constitution authorizes the Tribal Council to employ legal counsel;

**THEREFORE BE IT RESOLVED** the Tribal Council ratifies the attached Interim Prosecutorial Services Agreement with funds to come out of the 2006 prosecutor budget.

**CERTIFICATION**

As Tribal Council Secretary and Legislative Leader, we certify that this 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 January 8, 2006, at which a quorum was present, by a vote of 9 in favor, 0 opposed, 0 abstentions, and 0 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Dexter McNamara	<u>    x    </u>	<u>          </u>	<u>          </u>	<u>          </u>
Rita Shananaquet	<u>    x    </u>	<u>          </u>	<u>          </u>	<u>          </u>
Alice Yellowbank	<u>    x    </u>	<u>          </u>	<u>          </u>	<u>          </u>
Regina Gasco Bentley	<u>    x    </u>	<u>          </u>	<u>          </u>	<u>          </u>
Fred Harrington, Jr.	<u>    x    </u>	<u>          </u>	<u>          </u>	<u>          </u>
Mary Roberts	<u>    x    </u>	<u>          </u>	<u>          </u>	<u>          </u>
Shirley Oldman	<u>    x    </u>	<u>          </u>	<u>          </u>	<u>          </u>
Melvin L. Kiogima	<u>    x    </u>	<u>          </u>	<u>          </u>	<u>          </u>
Beatrice Law	<u>    x    </u>	<u>          </u>	<u>          </u>	<u>          </u>

Date: \_\_\_\_\_

\_\_\_\_\_

Melvin L. Kiogima, Secretary

Date: \_\_\_\_\_

\_\_\_\_\_

Beatrice Law, Legislative Leader

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: \_\_\_\_\_

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Frank Ettawageshik, Tribal Chairperson