

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

RESOLUTION # 120405-05

Resolution Authorizing the Legal Department to File Complaints

**WHEREAS** the Waganakising Odawak is a nation of citizens with inherent sovereignty and right to self-governance and;

**WHEREAS** the Little Traverse Bay Bands of Odawa Indians (“LTBB”) 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 Indian Child Welfare Commission has passed a motion supporting the transfer of Angela Gail Cole to Tribal Court;

**WHEREAS** The Tribal Council has accepted said transfer;

**WHEREAS** the LTBB Tribal Council owes our children a special duty to care for and protect our children as codified in Title V, Chapter 1, Section 5.102 of the Little Traverse Bay Bands of Odawa Indians Waganakising Odawak Tribal Code and Statutes:

“Children are the Tribe’s most vital and cherished resource...Children have a *sacred right* to receive the care and guidance necessary for their spiritual, emotional, mental and physical development. Feeling pride from their identity as Odawak will help them grow into strong, healthy responsible adult Tribal members.” (Emphasis added.)

**WHEREAS** The Tribal Council believes that transfer of jurisdiction of the ongoing, In the Matter of ANGELA GAIL COLE, Minor, et. al. case, from the State court’s jurisdiction to the Tribal Court’s jurisdiction is the best mechanism for fulfilling this statutory mandate;

**THEREFORE, BE IT RESOLVED** that the Tribal Council hereby authorizes our Legal Department to instigate litigation in State or Federal Court by way of, but not limited to, the filing of complaints, filing requests for injunctions, or other proactive measures as the Executive and General Counsel deems strategically beneficial to secure the jurisdiction of the Little Traverse Bay Bands of Odawa Indians Tribal Court over Waabzii Angela Gail Cole.

**CERTIFICATION**

As Tribal Council Secretary, I 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 December 4, 2005 at which a quorum was present, by a vote of 8 in favor, 0 opposed, 0 abstentions, and 1 absent as recorded by this roll call:

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

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

\_\_\_\_\_  
Beatrice Law, Legislative Leader

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

\_\_\_\_\_  
Melvin L. Kiogima, Secretary

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: \_\_\_\_\_

\_\_\_\_\_  
Frank Ettawageshik, Tribal Chairperson