

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

TRIBAL RESOLUTION # 090221- 01

Appropriation of Funds for the Legal Fund- Reservation Boundary Litigation in the amount
of \$150,000 to come from the General Fund-Fund Balance

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 a lawsuit has been filed by the Tribe that requests the State of Michigan to recognize the Little Traverse Bay Bands of Odawa Indians Reservation as defined in Article III of the Tribal Constitution and the 1855 "Treaty with the Ottawa and Chippewa"— declaring that all lands within the Little Traverse

Reservation are Indian country 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 appropriates funding to the Enjinaaknegeng – Legal Fund-Reservation Boundary Litigation in the amount of \$150,000 to cover expenses associated with the litigation to come from the General Fund-Fund Balance. Any remaining FY21 funds shall rollover into FY22 Reservation Boundary Litigation Fund.

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

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 September 2, 2021 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
Fred Kiogima	_____	_____	_____	X
Tamara Kiogima	X	_____	_____	_____
William Ortiz	X	_____	_____	_____
Aaron Otto	X	_____	_____	_____
Melissa Pamp	X	_____	_____	_____
Marty Van De Car	X	_____	_____	_____
Leroy Shomin	X	_____	_____	_____
Marcella R. Reyes	X	_____	_____	_____
Emily Proctor	X	_____	_____	_____

Date: 09/02/2021 Emily Proctor
Emily Proctor, Legislative Leader

Date: 09/02/2021 Marcella R. Reyes
Marcella R. Reyes, Tribal Council Secretary

Received by the Executive Office on 9/02/2021 by Lakota Washington

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: 9-23-2021 Regina Gasco-Bentley
Regina Gasco Bentley, Tribal Chairperson

Received from the Executive on 9.27.2021 by [Signature]