

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

CERTIFIED MOTION # 031915-10

**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 (LTBB), 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 application 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 Wesley Andrew as the Tribal Historic Preservation Officer.

THEREFORE BE IT RESOLVED that the Tribal Council appoints Wesley Andrews as the Tribal Historic Preservation Officer for the purpose of developing and submitting the THPO program plan and to request the National Park Service of the Department of the Interior accept the (TRIBE'S Name) Tribal Historic Preservation Officer (THPO) Program Plan as required to assume certain State Historic Preservation Officer responsibilities and to establish a Tribal Historic Preservation Office program.

CERTIFICATION

Received by the Executive Office on 3/16/15 by RS

The Executive concurs and recommend this action of the Tribal Council.

Date: 3-16-15
Regina Lasco Bentley
Executive, Tribal Chair/Vice Chair

Received by the Legislative Office on 3-17-15 by Summit Kojima

As Tribal Council Treasurer and Tribal Council Secretary, we certify that this Certified Motion was duly approved by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held March 19 2015 at which a quorum was present, by a vote of ___ in favor, ___ opposed, ___ abstentions, ___ absent as recorded by this certification as an official action on behalf of Little Traverse Bay Bands of Odawa Indians.

Date: 3-19-15
Marcella R. Reyes
Marcella R. Reyes, Treasurer

Date: 3-19-15
Julie Shananaquet
Julie Shananaquet, Secretary

Secretary Shananaquet [Signature]