

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

TRIBAL RESOLUTION # 070906-05

Approval of "Fire Protection Services Agreement
Between the Little Traverse Bay Bands of Odawa Indians
and Bear Creek and Resort Townships"

- WHEREAS** the Waganakising Odawak, known as the Little Traverse Bay Bands of Odawa Indians, is a nation of citizens 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 being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);
- WHEREAS** Article VIII(C)(2) of the LTBB Constitution delegates to the Chairperson the power "to represent the Little Traverse Bay Bands of Odawa Indians in an ambassadorial capacity" and Article VII(D)(23) delegates to the Tribal Council the power to "approve negotiations with any other governments, businesses or individuals by a majority vote of the Tribal Council;"
- WHEREAS** the Tribe desires to protect the health and safety of its members, properties and all persons present on its lands;
- WHEREAS** the Chairperson has negotiated a "Fire Protection Services Agreement Between the Little Traverse Bay Bands of Odawa Indians and Bear Creek and Resort Townships;"

THEREFORE BE IT RESOLVED that the Tribal Council of the Little Traverse Bay Bands of Odawa Indians:

1. approves the document as negotiated by the Executive titled "Fire Protection Services Agreement Between the Little Traverse Bay Bands of Odawa Indians and Bear Creek and Resort Townships" as may be modified without substantially changing the content or intent,
2. pursuant to Constitution Article XVIII authorizes a waiver of the sovereign immunity of the Tribe to the express and limited extent as stated in that

Agreement, and

- 3. authorizes the Tribal Chairman to execute the Agreement by and on behalf of the Tribe.

CERTIFICATION

As Tribal Council Legislative Leader and Tribal Council Secretary, 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 July 9, 2006 at which a quorum was present, by a vote of 6 in favor, 0 opposed, 2 abstentions, 1 absent as recorded by this roll call:

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

Date: _____

Beatrice A. Law, Legislative Leader

Date: _____

Melvin L. Kiogima, Secretary

Received by the Executive Office on _____ 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: _____

Frank Ettawageshik, Tribal Chairperson