

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

**TRIBAL RESOLUTION # 030208-05**

Authorization to Enter Into Memorandum of Agreement with the United States Coast Guard

**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 ("LTBB" or "Tribe") 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 Tribal Council is the elected legislative body of the Tribe;

**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** when exercising fishing rights under Article XIII of the Treaty of Washington of 1836 (7 Stat. 491), affirmed by the Federal court in *United States, et al. v. Michigan*, 2:73-CIV-26 (WD MI), Tribal citizens fish on waters under the concurrent jurisdiction of the United State Coast Guard and the Tribe;

**WHEREAS** to promote the safety of Tribal citizens while enhancing the jurisdiction and authority of the Tribe, the Executive has negotiated a Memorandum of Agreement Between the United States Coast Guard and the Little Traverse Bay Bands of Odawa Indians which is substantially similar to the MOA entered into between the Coast Guard and the other Tribes that are members of the Chippewa Ottawa Resource Authority;

**THEREFORE BE IT RESOLVED** that the Tribal Council of the Little Traverse Bay Bands of Odawa Indians authorizes and supports the Memorandum of Agreement Between the United States Coast Guard and the Little Traverse Bay Bands of Odawa Indians and authorizes Tribal Chairman Frank Ettawageshik to sign 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 March 2, 2008 at which a quorum was present, by a vote of \_6\_ in favor, \_2\_ opposed, \_0\_ abstentions, and \_1\_ absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Fred Harrington, Jr.	_____	<u>X</u>	_____	_____
Melvin L. Kiogima	_____	<u>X</u>	_____	_____
Dexter McNamara	<u>X</u>	_____	_____	_____
Marvin Mulholland	<u>X</u>	_____	_____	_____
Shirley Oldman	_____	_____	_____	<u>X</u>
Alice Yellowbank	<u>X</u>	_____	_____	_____
Gerald V. Chingwa	<u>X</u>	_____	_____	_____
Regina Gasco Bentley	<u>X</u>	_____	_____	_____
Beatrice A. Law	<u>X</u>	_____	_____	_____

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

\_\_\_\_\_  
Beatrice A. Law, Legislative Leader

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

\_\_\_\_\_  
Regina Gasco Bentley, 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