

**LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS**

7500 Odawa Circle  
Harbor Springs, MI 49740

**TRIBAL RESOLUTION # 122018- 06**

Support for Chippewa Ottawa Resource Authority  
Litigation Support Request for FY 2019

**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 (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 being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);

**WHEREAS** Tribal citizens have harvested fish in the Great Lakes for subsistence and commercial purposes since time immemorial. The Tribe's right of subsistence and commercial fishing reserved in Article 13 of the 1836 Treaty is of central cultural, social and economic significance to LTBB and its citizens. LTBB is a party to the case of *United States v. Michigan*, 2:73-CIV-26 (WD MI) in which the Tribes' fishing rights in the 1836 Treaty ceded portions of the Great Lakes were upheld, and it is a signatory to the 2000 Consent Decree entered in that case;

**WHEREAS** LTBB is a member of the Chippewa Ottawa Resource Authority (CORA), the purpose of which is to ensure, through inter-tribal coordination and cooperation, the conservation and wise utilization of the natural resources reserved to the Tribes in the 1836 Treaty. The other CORA member Tribes are the Bay Mills Indian Community, the Sault Ste. Marie Tribe of Chippewa Indians, the Grand Traverse Band of Ottawa and Chippewa Indians, and the Little River Band of Ottawa Indians;

**WHEREAS** the 2000 Consent Decree expires in 2020, and its renegotiation will require extensive travel and expert assistance. The conduct of this negotiation and/or litigation will engender significant litigation expenditures, which are not within the capacity of LTBB to undertake on its own;

**WHEREAS** in furtherance of the effective implementation of the Great Lakes Treaty fishing right through negotiation and/or litigation beyond the year 2020 CORA has applied to the Department of the Interior, Bureau of Indian Affairs (BIA) for FY 2019 litigation support funding;

**THEREFORE BE IT RESOLVED** that the Little Traverse Bay Bands of Odawa Indians approves and supports submission of the request for FY 2019 litigation support funds by the Chippewa Ottawa Resource Authority to the Bureau of Indian Affairs.



**FURTHER RESOLVED** that the Executive Director of the Chippewa Ottawa Resource Authority is authorized to undertake any and all actions necessary to obtain approval of this request for litigation support funding, and to sign any resulting contract documents for approved funding under the provisions of PL 93-638, as amended.

**FINALLY RESOLVED** that the LTBB Chairperson or designee is authorized to execute, by and on behalf of LTBB, any other documents that may be necessary to support the Chippewa Ottawa Resource Authority's request for Litigation Support Funds.

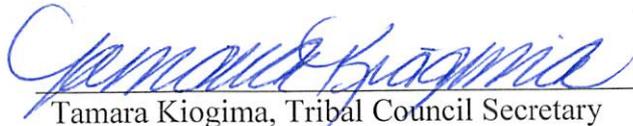


**CERTIFICATION**

As the Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Statute 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 December 20, 2018 at which a Quorum was present, by a vote of 5 in favor, 0 opposed, 0 abstentions, and 3 absent as recorded by this roll call:

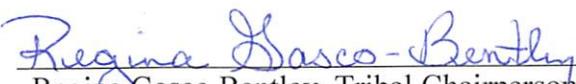
	In Favor	Opposed	Abstained	Absent
Frank Bernard	_____	_____	_____	X
David Harrington	_____	_____	_____	X
Dexter McNamara	X	_____	_____	_____
Emily Proctor	X	_____	_____	_____
Julie Shananaquet	X	_____	_____	_____
VACANT	_____	_____	_____	_____
Marcella Reyes	_____	_____	_____	X
Tamara Kiogima	X	_____	_____	_____
Fred Harrington, Jr.	X	_____	_____	_____

Date: 12.20.18   
 Fred Harrington, Jr., Legislative Leader

Date: 12-20-18   
 Tamara Kiogima, Tribal Council Secretary

Received by the Executive Office on 12-20-18 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: 12-21-18   
 Regina Gasco Bentley, Tribal Chairperson

Received from the Executive on 12.21.18 by 



Secretary Kiogima 