

Little River Band of Ottawa Indians

375 River Street
Manistee, MI 49660
(231) 723-8288

Resolution # 09-0121-23

Permanent Adoption of Amendments to the Gaming Commission Ordinance

WHEREAS, the status of the *Gaá Čhíng Ziibi Daáwaa Aníshinaábek* (Little River Band of Ottawa Indians) as a sovereign and Treaty-making power is confirmed in numerous treaties, from agreements with the initial colonial powers on this land, to various treaties with the United States; and

WHEREAS, the Little River Band of Ottawa Indians (Tribe) is descended from, and is the political successor to, the Grand River Ottawa Bands, signatories of the 1836 Treaty of Washington (7 Stat. 491) with the United States, as reaffirmed by federal law in P.L. 103-324, enacted in 1994; and

WHEREAS, the Tribe adopted a new Constitution, pursuant to a vote of the membership on May 27, 1998, which Constitution became effective upon its approval by the Assistant Secretary-Indian Affairs on July 10, 1998; and

WHEREAS, the Tribe adopted amendments to the Constitution on April 26, 2004, which became effective upon approval by the Assistant Secretary-Indian Affairs on May 13, 2004; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(a) to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members; and

WHEREAS, the Tribal Council adopted Ordinance #04-400-04 Gaming Commission Ordinance; which has been amended from time to time and

WHEREAS, the Tribal Council adopted amendments to the Gaming Commission Ordinance on an emergency basis on August 26, 2008 in accordance with the Administrative Procedures Act which changed the number of Commissioners from five to not less than three nor more than five and revised the quorum requirements accordingly; and

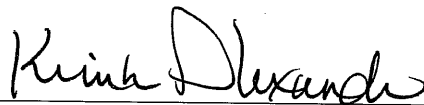
WHEREAS, the Tribal Council held a final work session on January 15, 2009 at which it determined that permanent adoption of the emergency amendments is necessary; and

WHEREAS, the amended Gaming Commission Ordinance was posted for public comment from November 26, 2008 to January 13, 2009, and no comments were received.

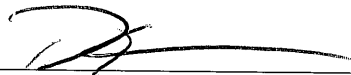
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby permanently adopts, under authority of the Administrative Procedures Act – Ordinances, the amendments to the Gaming Commission Ordinance, Ordinance #04-400-04.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 6 FOR, 3 AGAINST, 0 ABSTAINING, 0 and ABSENT at a regular session of the Little River Band of Ottawa Indians Tribal Council held on January 21, 2009, at the Little River Band's Dome Room in Manistee, Michigan, with a quorum being present for such vote.



Kimberly Alexander, Council Recorder



Don Koon, Council Speaker

Attest:

Distribution: Council Records
Tribal Ogema
Tribal Court
Gaming Commission