



**Little River Band of Ottawa Indians**  
375 River Street  
Manistee, MI 49660  
(231) 723-8288

Resolution No. #02-0501-04

**Approval of Special Counsel Contract with Richard G. McGee**

WHEREAS, the Little River Band of Ottawa Indians is a federally recognized tribe, as reaffirmed under P.L. 103-324, enacted on September 21, 1994, with rights of self-government secured to it under the 1836 Treaty of Washington (7 Stat. 491) and the 1855 Treaty of Detroit (11 Stat. 621); and

WHEREAS, the Little River Band of Ottawa Indians is descended from, and is the political successor to, Grand River Ottawa Bands which were signatories of the 1836 Treaty of Washington (7 Stat. 491), as reaffirmed under P.L. 103-324, enacted on September 21, 1994; and

WHEREAS, the members of the Band's Gaming Commission have identified a need for outside counsel to assist the Gaming Commission complete the drafting of a number of regulations and to represent the Gaming Commission in the event the Band's General Counsel and Gaming Commission determine that a conflict of interest precludes attorneys within the Legal Department from representing the Gaming Commission; and

WHEREAS, representatives from the Gaming Commission and Commission staff have attended National Indian Gaming Commission sponsored training events conducted by attorney Richard G. McGee, and believe that attorney McGee can assist the Gaming Commission in preparing or completing drafts of regulations the Commission believes are necessary to assist the Commission in carrying out its responsibilities under the Tribal Gaming Ordinance; and

WHEREAS, representatives of the Gaming Commission and its staff have, in consultation with the Band's General Counsel, negotiated the terms of a Special Counsel Contract with attorney Richard G. McGee to provide the services requested, and are requesting authorization to have the Tribal Ogea execute that Contract; and

WHEREAS, the terms of the Contract would include a ceiling on billable fees and expenses, which would be paid from the Contract line in the Gaming Commission's Fiscal Year 2002 Program Budget; and

WHEREAS, the Tribal Council, pursuant to Article IV, Section 7(b) of the Constitution of the Little River Band of Ottawa Indians (the Band's "Constitution"), has the power to authorize contracts negotiated on behalf of the Band; and

WHEREAS, the Tribal Ogema, pursuant to Article VI, Section 5(a) of the Tribal Constitution, is authorized to negotiate and execute contracts on behalf of the Band, provided such contracts are approved and ratified by the Tribal Council; and

WHEREAS, the Tribal Council finds that negotiation and execution of such a Special Counsel agreement is in the best interests of the Tribe.

NOW THEREFORE BE IT RESOLVED, that the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Tribal Ogema, or in the absence of, the Tribal Council Speaker to execute the attached Special Counsel Contract with the Law Office of Richard G. McGee.

#### Certificate of Adoption

This resolution was adopted by the Tribal Council of the Little River Band of Ottawa Indians at a Closed Session portion of a Regular Session of the Tribal Council held at the Little River Band's Downtown Offices located at 375 River Street in Manistee, Michigan on May 1, 2002, by a vote of 7 FOR, 0 AGAINST, 0 ABSTAINING, and 2 ABSENT. A quorum of the Tribal Council being present for such vote.

Date: 5/3/02

  
Janine M. Sam, Council Recorder

Attest:

  
Stephen Parsons, Council Speaker

Distribution: Council Records  
Tribal Ogema (Accounting Dept.)  
Legal Department  
Gaming Commission  
Richard G. McGee