



Little River Band of Ottawa Indians

1762 US 31 South
Manistee, MI 49660

Resolution #02-0605-03

Approving the Utilization of the Expansion Area Within the Interim Casino for Two Separate and Distinct Purposes, i.e., 1) a Training Center for the Little River Casino Resort, and 2) Offices and Storage Space for the Little River Band's Gaming Commission – Approval will allow the CMT to Inform Cunningham-Limp to Proceed with the Scheduled Renovations to this Particular Area, a Project Within their Original Scope of Work.

WHEREAS, the Tribe's status as a federally-recognized Indian tribe was reaffirmed and restored by Congress pursuant to Public Law 103-324, 108 Stat. 2156 (25 U.S.C. '1300k et seq.); 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 Tribal Council is authorized under article IV, Section 7 to "exercise the inherent powers of the Little River Band by establishing laws and through the enactment of ordinances and adoptions of resolutions not inconsistent with this Constitution...to promote, protect and provide for public health, peace, morals, education and general welfare of the Little River Band and its members; and

WHEREAS, the tribe has determined that the development of the permanent casino/resort facilities is in the best, long-term interests of the Tribe and its members; and

WHEREAS, the Tribe has, pursuant to Resolution No. #01-0303-02, authorized the execution of a Design/Build Agreement, dated March 1, 2001, with Cunningham-Limp Company for the design and construction of the Tribe's permanent Casino-Resort; and

WHEREAS, the Tribe has, pursuant to Resolution No. #01-0110-03, created a Construction Management Team to manage the construction of the Permanent Casino-Resort project under the above Agreement; and

WHEREAS, the Tribe has, pursuant to Resolution No. #01-0303-01, approved a Capital Budget for the Little River Casino Resort Expansion, which budget included an allowance in the amount of \$250,000.00 for modifications to the area of the interim casino that was expanded from the original construction that would be designed to accommodate: 1) a training area for gaming operations, and 2) office space for the tribe's Gaming Commission; and

WHEREAS, the Construction Management Team brought forward for Tribal Council approval the final design of this space that would have accommodated the needs of both Gaming Operations and the Gaming Commission and that reflected mutual agreement between the entities involved; and

WHEREAS, there was considerable discussion related to alternatives related to the utilization of this space by the Gaming Commission that did not result in Tribal Council Approval of this plan and a subsequent concern on the part of the Legal Department related to possible Management Agreement issues that may be involved in the ultimate management of the interim casino space.

WHEREAS, subsequent Tribal Council discussions involving the utilization of this space by the Gaming Commission have not resulted in a clear sense of direction; and

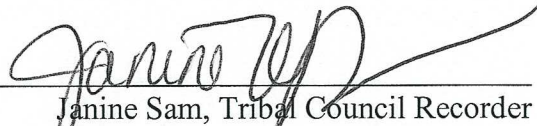
WHEREAS, there was an attempt to clarify the stance of Manistee Gaming as related to the interim casino; and

WHEREAS, there is a need to resolve this issue in order to have this work completed in conjunction with the financing and the other construction timelines that are involved with the overall expansion of the Little River Casino Resort.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves by Resolution the renovations to the expansion portion to the Interim Gaming Facility as agreed to between Casino Operations and the Gaming Commission not to exceed \$250,000.00.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 5 FOR, 4 AGAINST, 0 ABSENT, and 0 ABSTAINING, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held at the Little River Band Community Center on June 5, 2002, with a quorum being present for such vote.


Janine Sam, Tribal Council Recorder


Stephen Parsons, Tribal Council Speaker

Attest: