

Little River Band of Ottawa Indians

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

Resolution # 02-1120-08

*Approval to Enter Into Contract – Construction Consulting International Corporation:
Construction Cost Audit of the Casino Resort Project and
Consenting to Have Disputes Resolved through Binding Arbitration*

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(a) to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members; and

WHEREAS, the Construction Management Team (CMT) and Project Accountant responsible for representing the Tribe in connection with administration of the design/build contract (the "Contract") with Cunningham-Limp Company for the casino resort expansion project (the "Project") have recommended retention of a firm to complete a construction cost audit of Cunningham-Limp's financial records; and

WHEREAS, the Project Accountant has solicited proposals from three (3) firms to perform the construction cost audit of Cunningham-Limp Company's portion of the Project; and

WHEREAS, the CMT has recommended retention of the firm Construction Consulting International Corporation to complete an initial financial review of the Project, to complete the recommended construction cost audit of the Project, to assist the Tribe in determining the actual Cost of the Work, consistent with the Contract, and to negotiate appropriate charge-backs against Project costs, if appropriate.

NOW THEREFORE IT IS 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 enter into a Construction Consulting Services Contract with Construction Consulting International Corporation (CCI) for the purposes of conducting a construction cost audit of the Project. The Tribal Council understands that the precise scope of services necessary to complete the audit and other services to be performed by CCI, together with the

estimated fees and expenses necessary to complete those services, will be determined based upon a preliminary financial review to be performed by CCI.

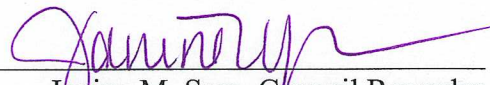
IT IS FURTHER RESOLVED THAT the Tribal Council delegates responsibility to the CMT to approve the Scope of services to be prescribed in the Construction Consulting Services Contract Release (Attachment B) following completion of the preliminary financial review by CCI subject to availability of funds for such purposes.

IT IS FINALLY RESOLVED THAT the Tribal Council consents to have disputes arising under the Agreement resolved through binding arbitration as provided in Section G. of the Agreement, which agreement to arbitration will be enforceable in the Commercial Division of the Tribal Court in accordance with the Tribal Arbitration Code.

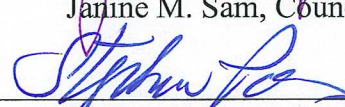
CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 0 AGAINST, 0 ABSTAINING, and 2 ABSENT, at a Regular Closed Session of the Little River Band of Ottawa Indians Tribal Council held on November 20, 2002, at the Little River Band's Downtown Offices in Manistee, Michigan, with a quorum being present for such vote.

Attest:



Janine M. Sam, Council Recorder



Stephen Parsons, Council Speaker

Distribution: Council Records
Tribal Ogema
Tribal Court
Legal Department