



*Little River Band of Ottawa Indians*  
*Office of Tribal Ogema*  
*2608 Government Center Dr.*  
*Manistee, MI 49660*  
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**Executive Order No. 22 -0202-01**

**Executive Order Creating an Advisory Group to Assist  
the Ogema in the Management of the Little River Band of  
Ottawa Indians Gaming Enterprise(s)**

**Section 1. Purpose; Authority; Findings.**

- 1.01. *Purpose.* The purpose of this Executive Order (Order) is to establish a Gaming Enterprise(s) Advisory Group to assist the Ogema in the operation and management of the existing gaming enterprise and any future gaming enterprises of the Little River Band of Ottawa Indians (LRBOI).
- 1.02. *Authority.* The Ogema of the Little River Band of Ottawa Indians promulgates this Order in accordance with the following authority:
- a. Article V, Section 5 (a)(2) of the Constitution provides that the Ogema shall oversee the administration and management of the Tribal government in accordance with the laws, resolutions and motions adopted by the Tribal Council; and
  - b. Article V, Section 5 (a)(8) of the Constitution provides that the Ogema shall manage the economic affairs, enterprises, property, and other interests of the Tribe, consistent with ordinances and resolutions enacted by the Tribal Council; and
  - c. Article V, Section 5 (a)(4), of the Constitution provides that the Ogema has the power, with the approval of the Tribal Council, to appoint members of regulatory commissions and heads of subordinate organizations created by ordinance; and
  - d. The Ogema's powers to manage gaming enterprise(s) of the Tribe are the separate and distinct powers constitutionally granted to the Ogema that may not be usurped or interfered with by the other branches of the tribal government.

*Ogema et al v LRBOI Tribal Council*, 20-051-AP.

- e. The Ogema has the authority to promulgate executive orders pursuant to Article 7 of the Administrative Procedures Act.

1.03. *Findings.* The Ogema finds that:

- a. The Indian Gaming Regulatory Act identifies that a principal goal of federal Indian policy is to promote Tribal economic development, tribal self-sufficiency, and strong Tribal governments, and has set forth limitations regarding the use of gaming revenues by Indian Tribes, as well as imposing on Tribes the way they must operate their gaming enterprises; and
- b. The gaming enterprise is an economic enterprise operated and governed by the Little River Band of Ottawa Indians.
- c. The gaming enterprise(s) continue to grow and expand as the Tribe's primary source of governmental revenue and jobs; and
- d. The nature of the gaming enterprise(s)' 24-hour, year-round operation requires regular monitoring, oversight, and direction; and
- e. The establishment of an Advisory Group for the gaming enterprise(s) to assist the Ogema in the monitoring, oversight, and direction regarding the management and operation of any and all existing and future gaming enterprise(s) will serve the best interests of the Tribe by maximizing generation of income from gaming for the benefit of the Tribe, reducing expenses where appropriate, and minimizing the potential for political interference of business decision-making, all in accordance with the Constitution, goals set by the Ogema, and the budgets adopted by Tribal Council.
- f. Certain amendments to this Order more appropriately state the law, are prudent changes, and correct clerical errors.

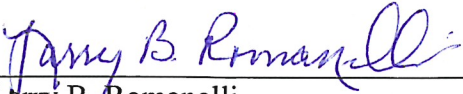
**Section 2. Adoption; Amendment; Repeal; Severability.**

- 2.01. *Adoption.* This Order is promulgated on February 2, 2022, pursuant to Stone, et al v. LRBOI Tribal Council, 20-051-AP, and to replace Tribal Council Resolution #17-0111-002 permanently adopting the Gaming Enterprises Oversight Act of 2010, which Resolution was declared unconstitutional in Ogema, et al v. LRBOI Tribal Council, 20-051-AP.
- 2.02. *Repeal.* Section 8.06 of Executive Order 22-0112-01 is hereby repealed.
- 2.03. *Severability Clause.* If any provision of this Order or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this Order which can be given effect without the invalid provision or application, and to this end the provisions of this Order are severable.

8.06 *Compensation.* Each At-Large Member of the Advisory Group shall be paid reasonable compensation as authorized by the Ogema subject to the following limitations:

- a. Compensation for At-Large Members of the Advisory Group shall not be diminished during any term of office.
- b. The Ogema shall not receive additional compensation for serving on the Advisory Group.
- c. Compensation has been set by the Ogema at \$1500.00 per month.
- d. If the Ogema sitting on the Advisory Group is not re- elected to his or her Tribal government position, he or she shall be paid the same compensation as At-Large Members of the Advisory Group for a period of not more than sixty (60) days following the swearing-in of the new Ogema, consistent with the hold-over provision in Section 14 below.

So ordered on 02/02/2022

  
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Larry B. Romanelli  
Tribal Ogema

#### **CERTIFICATION**

I, Julie Wolfe, Tribal Council Recorder, do hereby certify that this is a true and correct copy of the Gaming Enterprise(s) Advisory Group Order of 2021 permanently filed with the Tribal Council. Julie Wolfe, Tribal Council Recorder, do hereby certify that this is a true and correct copy of the Gaming Enterprise(s) Advisory Group Order of 2021 permanently filed with the Tribal Council.

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Julie Wolfe, Tribal Council Recorder