



**Little River Band of Ottawa Indians**

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

**Resolution # 04-0616-253**

*Approving a Supplemental Appropriation for Phase I Budget of "Let Voters Decide – Yes" Ballot Committee Activities in the Amount of \$150,000 from the General Fund*

WHEREAS, the Tribe's status as a federally-recognized Indian tribe was reaffirmed and restored by Congress pursuant to Public Law 103-324, Stat. 2156 (25 U.S.C., 1300k et seq.)(hereinafter "Little River Act"); 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, pursuant to Article IV, Section 7(a) of the Constitution, has the power to provide for the general welfare of the Tribe and its members; and

WHEREAS, the Tribal Council, pursuant to Article IV, Section 7 (i)(2) of the Constitution, has the power to manage any funds within the exclusive control of the Tribe and to appropriate such funds for the benefit of the Tribe and its members; and

WHEREAS, the terms of the Gaming Compacts include provisions designed to limit the expansion of Tribal and commercial gaming in the State by limiting the Tribes to one Class III gaming site and providing Tribal payments to the State as consideration for the State's agreement not to further expand commercial gaming activities outside the City of Detroit; and

WHEREAS, the State of Michigan is now considering adoption of legislation that would allow racinos to be developed at racetracks located in Michigan whose purported economic benefit would be the agricultural industry and increased state revenues; and

WHEREAS, the State of Michigan has considered other forms of legislation that would allow further expansion of commercial gaming in the State, including placement of video lottery machines or slot machines in restaurants and taverns; and

WHEREAS, the Little River Band of Ottawa Indians also recognizes that authorizing expanded commercial gaming will have a significant negative impact on Tribal gaming operations which have substantial positive social and economic impacts for the both Tribal communities and the local communities near reservation-based Tribal gaming facilities; and

WHEREAS, a coalition of Tribes and other interests have provided financial support to efforts to place a Constitutional Amendment on the November 2004 state election ballot that would restrict further expansion of commercial and other state-sanctioned gaming in the absence of a vote in electorate in a general election; and

WHEREAS, the Tribal Council wishes to assure that sufficient financial resources are committed to assure completion of the efforts to secure and verify the requisite number of signatures necessary to place the proposed Constitutional Amendment on the ballot in November 2004; and

WHEREAS, the Tribal Council wishes to make a supplemental appropriation in the amount of \$150,000.00 to be allocated to any additional contributions that may be required from the Tribe to assure that expenses associated with Phase 1 Budget purposes related to efforts to place a ballot initiative that would limit the expansion of gaming in the State of Michigan on the November 2004 ballot; and


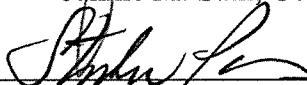
WHEREAS, a supplemental appropriation of \$150,000.00 for this purpose will require a modification of the Operating Budget for Fiscal Year 2004, which was approved on December 17, 2003.

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves a modification of to the Operating Budget for the Tribal Government for Fiscal Year 2004 to include a supplemental appropriation of \$150,000.00 from the Unrestricted General Fund Account to be transferred to the Tribal Council Budget Professional Fees Line Item) 1000-100-5205) to be used to allocated to expenses associated with work necessary to complete the signature collection and other tasks necessary to assure placement of the proposed Constitutional Amendment on the November 2004 ballot.

IT IS FURTHER RESOLVED THAT the funds transferred to the Tribal Council Budget Professional Fees Line Item under this resolution shall be disbursed to the "Let Voters Decide – Yes" Ballot Committee only for the purposes described above and such disbursements shall only be made in such amounts and for purposes requested in writing by both the Tribal Ogema and the Tribal Council Legislative Liaison, Pamela Medahko.

**CERTIFICATE OF ADOPTION**

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 8 FOR, 0 AGAINST, 0 ABSTAINING, and 1 ABSENT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on June 16, 2004, at the Little River Band Conference Room in Manistee, Michigan, with a quorum being present for such vote.

  
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Janine M. Sam, Council Recorder  
  
\_\_\_\_\_  
Stephen Parsons, Council Speaker

Attest:

Presentation of Resolution Budget Modification to Tribal Ogema:

Pursuant to Article V, Section 5(a)(6) and Section 5(c) of the Tribal Constitution, the foregoing Resolution modifying the Operating Budget for Fiscal Year 2004 as set forth in Resolution #03-1217-424, has been presented to the Tribal Ogema by the Tribal Council Recorder for his/her approval.

Date delivered to Tribal Ogema: 6-18-04

Signature of Council Recorder: 

Action by the Tribal Ogema:  Approved  Disapproved (attach comments)

Date: 6/25/04

Signature of Ogema: 

- Distribution: Council Records
- Tribal Ogema
- Tribal Court
- Legal Department
- Accounting Department