



Little River Band of Ottawa Indians

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

Resolution # 04-1013-404

Transferring Budget Authority and Disbanding Transition Oversight Committee

WHEREAS, the status of the *Gaá Čhíng Ziibi Daáwaa Aníshinaábek* (Little River Band of Ottawa Indians) as a sovereign and Treaty-making power is confirmed in numerous treaties, from agreements with the initial colonial powers on this land, to various treaties with the United States; and

WHEREAS, the Little River Band of Ottawa Indians (Tribe) is descended from, and is the political successor to, the Grand River Ottawa Bands, signatories of the 1836 Treaty of Washington (7 Stat. 491) with the United States, as reaffirmed by federal law in P.L. 103-324, enacted in 1994; 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 Tribe adopted amendments to the Constitution on April 26, 2004, which became effective upon approval by the Assistant Secretary-Indian Affairs on May 13, 2004; 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 Tribal Council adopted resolution #03-1015-346 which approved the Transition Plan for the Little River Casino Resort to change from a management contract to Tribally managed operations and created the Tribal Transition Oversight Committee (*TTOC*) to implement the plan; and

WHEREAS, the Tribal Council adopted the Fiscal Year 2004 Budget which included funding for *TTOC* and funding for the Little River Casino Resort Expansion Project; and

WHEREAS, the *TTOC* has concluded its activities and no further actions are necessary of the this committee;


NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby disbands the Tribal Transition Oversight Committee (TTOC) and makes the following responsibility transfers.

1. Budget authority for Program # 1000-153 is transferred from the TTOC to the Development Committee created under resolution #04-0310-115 and as amended by resolution #04-0630-286.
2. Responsibility to monitor and review the Stub Audit are delegated to the Gaming Commission, Comptroller General, Chief Financial Officer-LRBOI, and Director of Finance-LRCR.
3. Responsibility to calculate and approve the final management fee payment are as set forth in the Management Agreement, as amended.
4. Responsibility to calculate and approve the management fee portion of the withheld 8% payments shall be with the Tribal Council.


IT IS FURTHER RESOLVED THAT the Tribal Council directs that the Development Committee shall be responsible for finalizing the Construction Manager Agreement and presenting it to Tribal Council for Approval.

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 Session of the Little River Band of Ottawa Indians Tribal Council held on October 13, 2004, at the Little River Band's Dome Room in Manistee, Michigan, with a quorum being present for such vote.



Janine M. Sam, Council Recorder



Stephen Parsons, Council Speaker

Attest:

Distribution: Council Records
Tribal Ogeema
Tribal Court