



Little River Band of Ottawa Indians

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

Resolution # 05-0727-343

Approval to Remove Employee Parking Construction from Little River Casino Resort Expansion Project and Budget

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 approved the Little River Casino Resort Expansion Project (*Expansion Project*) which consists of additional hotel rooms, entertainment center, and other amenities for the Resort; and

WHEREAS, the Tribal Council approved the Expansion Project Budget, as amended from time to time, which identified the estimated costs to complete the project; and

WHEREAS, the Tribal Council approved the Master Site Plan and Schematic Designs which identified the scope of the Expansion Project; and

WHEREAS, the Board of Directors of the Little River Casino Resort (*Board*) has approved the expansion of the Resort's RV Park which has resulted in excess soil being placed in the proposed location of the Expansion Project Phase II employee parking lot in anticipation of needed fill; and

WHEREAS, the fill in the proposed employee parking lot area requires earthwork, which includes leveling, compacting, and testing, in order to properly prepare the area for its intended use, which would be more timely and economically completed while the soil is being moved to this area; and

WHEREAS, the Development Committee has identified that Phase II has been delayed and that work on the employee parking lot cannot be begun as a result of funding not being approved for that purpose by the Tribal Council; and

WHEREAS, the Development Committee has approved removal of the employee parking lot from Phase II of the Expansion Project to allow it to be constructed by the Resort; and


WHEREAS, the Board has identified that sufficient funds exist within the Resort's capital improvement line that would not impact the operation of the Resort nor the distributions to the Tribe and has indicated approval of the employee parking lot construction should authorization be given to transfer this project to the Resort; and

WHEREAS, the Tribal Council, having received this request and supporting documentation from the Board and the Development Committee, finds that this is an appropriate action and that the Expansion Project should be amended.

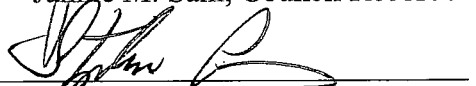
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby amends the Little River Casino Resort Expansion Project to remove construction of the employee parking lot.

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, 0 ABSENT, and 1 VACANT, at a Regular Session of the Little River Band of Ottawa Indians Tribal Council held on July 27, 2005, 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 Ogema
Tribal Court