



Little River Band of Ottawa Indians

2608 Government Center Drive

Manistee, MI 49660

(231) 723-8288

Moved to
Open Session
02/24/21

Resolution #20-0422-108

*Approving Amendments and Deferral of Payment to Loan Agreement Between
Little River Casino Resort and
Little River Band of Ottawa Indians Tribal Government*

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 Tribe adopted amendments to the Constitution on July 11, 2016 which became effective upon approval by the Assistant Secretary-Indian Affairs on August 24, 2016; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(a) of the Constitution 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 is authorized by Article IV, Section 7(b) to authorize and ratify agreements and contracts negotiated by the Tribal Ogema on behalf of the Tribe with political subdivisions or private parties on all matters within the authority of the Tribal Council; and

WHEREAS, the executive powers of the Tribe are vested in the Tribal Ogema according to Article V, Section 1 of the Constitution; and

Resolution # 20-0422-108

Page 2 of 2

WHEREAS, the Tribal Ogema is authorized to consult, negotiate and execute agreements and contracts on behalf of the Tribe with governments, political subdivisions and private parties, subject to authorization and ratification by Tribal Council; and

WHEREAS, the Tribal Council approved the loan agreement between LRBOI and LRCR with Tribal Council Resolution 20-0108-014; and

WHEREAS, the recent COVID-19 global pandemic which resulted in the temporary closure of LRCR, restricting the ability to generate revenue; and

WHEREAS, the Tribal Council of the Little River Band of Ottawa Indians has been presented with an amendment to the loan agreement between the Little River Casino Resort and Little River Band of Ottawa Indians Tribal Government.

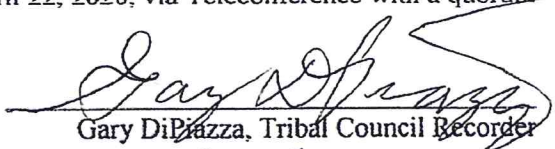
NOW THEREFORE IT IS RESOLVED that The Tribal Council of the Little River Band of Ottawa Indians hereby approves the amendment to the loan agreement between the Little River Casino Resort and Little River Band of Ottawa Indians Tribal Government and authorizes execution by the General Manager.

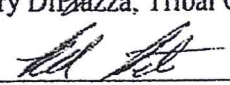
IT IS FURTHER RESOLVED that with the approval of this amendment adding the deferral section and the correction to the language regarding compound interest, the Tribal Council authorizes the following deferral:

1. No payments shall be required for the months of March, April and May 2020.
2. No interest shall compound during the period of deferral, rather payments will resume as normal in June 2020.
3. A new amortization schedule adding three months to the loan term shall be included with this Resolution in the loan documents.

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by The Little River Band of Ottawa Indians Tribal Council with 9 FOR, 0 AGAINST, 0 ABSTAINING, and 0 ABSENT, at a Closed Session Meeting of the Little River Band of Ottawa Indians Tribal Council held on April 22, 2020, via Teleconference with a quorum being present for such vote.


Gary DiPiazza, Tribal Council Recorder


Ron Pete, Tribal Council Speaker

Attest:

Distribution: Tribal Council
Tribal Ogema
Oversight Task Force Records
LRCR General Manager