



**Little River Band of Ottawa Indians**  
2608 Government Center Drive  
Manistee, MI 49660  
(231) 723-8288

**Resolution #22-0303-027**

*Reconsideration for Adopting the Fiscal Year 2022 Resort Operating and Capital  
Expenditure Annual 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 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 pursuant to Article IV Section 7 (i)(2) of the Constitution to adopt, approve, or amend the annual budget presented by the Tribal Ogema's veto; and

WHEREAS, The Tribal Council is authorized under Article V, Section 5(c) of the Constitution to submit for approval by the Tribal Ogema its modifications to the Tribal Budget, which shall be presented to the Tribal Ogema for his/her approval and signature before such modifications become effective.

WHEREAS, Article V, Section 5(c) of the Constitution provides that the Tribal Ogema shall approve or disapprove of the action taken by the Tribal Council within seven (7) days

after the item is submitted to the Tribal Ogema by the Tribal Council and that if he/she disapproves of the action taken by the Tribal Council, he/she shall return it to the Tribal Council within the seven (7) days provided, specifying his/her objections; and

WHEREAS, The Tribal Council is authorized under Article V, Section 5(c) of the Constitution to override the veto of the Tribal Ogema, by an affirmative vote of six (6) of the nine (9) Tribal Council members; and

WHEREAS, The Constitution's Article V, Section 5(c) states that, upon Tribal Council's override of the Tribal Ogema's veto, the Tribal Ogema shall sign the Tribal Budget which shall become law notwithstanding Tribal Ogema's objections; and

WHEREAS, the Tribal Ogema failed to approve Tribal Council resolution #03-0302-25 and returned his veto of the Tribal Budget to Tribal Council with his objections on March 2, 2022; and

WHEREAS, the Tribal Council, informed of the Tribal Ogema's objections and upon reconsideration of the amended Tribal Budget, determines that it is in the best interest of the Tribe to override the veto of the Tribal Ogema and adopt the Tribal Budget for fiscal year 2022; and

WHEREAS, the General Manager submitted the Fiscal Year 2022 Operating and Capital Expenditure Budget to the Tribal Council of the Little River Band of Ottawa Indians; and

WHEREAS, the Tribal Council met with the General Manager and Executive Staff to review FY 2022 Resort Operating & Capital Expenditure Budget; and

WHEREAS, the Tribal Council determined that failure to approve a fiscal year 2022 budget would result in irreparable harm to the public health, peace, morals, education and general welfare of the Little River Band and its members; and


WHEREAS, the final Fiscal Year 2022 Annual Budget of the 2022 Operating and Capital Expenditure Budget was presented by the General Manager to Tribal Council to be adopted, approved, or amended and to authorize the expenditure of funds in accordance with such tribes annual budgets; and

NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby overrides the Ogema's veto of resolution #22-0302-25, *Adopting Fiscal Year 2022 Resort Operating and Capital Expenditure Annual Budget*, and directs the Ogema to sign the document, resolution #22-0303-27, notwithstanding his objections.

IT IS FINALLY RESOLVED THAT resolution #22-0303-27 shall become effective immediately notwithstanding any delay in the Tribal Ogema signing the document, and that Resort Operating and Capital Expenditure Annual Budget shall execute the provisions of the Annual Tribal Budget and resolution #22-0303-27 immediately.

**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 6 FOR, 2 AGAINST, 0 ABSTAINING, and 0 ABSENT, at a Closed Session Meeting held on March 3, 2022 via ZOOM, with a quorum being present for such vote.

  
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Julie Wolfe, Acting Tribal Council Speaker  
\_\_\_\_\_  
Pam Johnson, Acting Tribal Council Recorder

Pam Johnson, Acting Tribal Council Recorder

Attest:

Presentation of Resolution Adopting the Fiscal Year 2022 Resort Operating and Capital Expenditure Annual Budget

Pursuant to Article V, Section 5(a)(6) and Section 5(c) of the Tribal Constitution, the forgoing Resolution #22-0303-027, Adopting the Fiscal Year 2022 Resort Operating and Capital Expenditure Annual Budget, as provided for in the Little River Band of Ottawa Indians Tribal Constitution, has been presented to the Tribal Ogema by the Tribal Council Recorder for approval.

Date delivered to the Tribal Ogema: March 3rd 2022

Signature of Council Record: [Signature]

Action by Tribal Ogema:        Approved   ✓   Disapproved (attach comments)  
*see certification of execution*

Date: 3-10-2022

Signature of the Ogema: [Signature]

Distribution: Tribal Council  
Tribal Ogema  
Accounting Department  
Little River Casino Resort General Manager  
Tribal Court