



## Little River Band of Ottawa Indians

PO Box 314  
Manistee MI 49660-0314  
(616) 723-8288

Resolution No. #99-1207-06

**Approving Appropriation in the amount of \$259,377.00  
from Net Gaming Revenues for Expenses Associated  
with Final Work on Interim Casino**

WHEREAS, the Tribe's status as a federally-recognized Indian tribe was reaffirmed and restored by Congress pursuant to Public Law 103-324, 108 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, 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 Tribe has authorized the work contemplated in Change Orders Number 5 and 6 by Cunningham Limp Company to complete upgrades to the HVAC system and other work on the Interim Casino; and

WHEREAS, the Tribe desires to pay obligations arising under such Change Orders in accordance with the terms of contract with Cunningham Limp Company, subject to the review and approval of such expenses by the Business Board for Little River Casino; and

WHEREAS, the Tribe wishes to use net gaming revenues received from FY 1999 operations to be applied toward such expenses in order to minimize the debt associated with completion of the Interim Casino.

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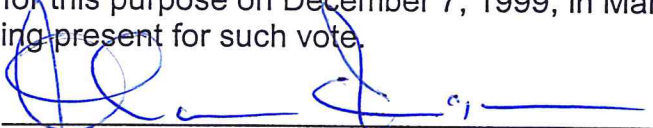
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby approves an appropriation of \$259,377.00 of the gaming revenues for the purposes of paying Cunningham Limp's Final Application for Payment for work completed on the Interim casino.

IT IS FURTHER RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes the Tribal Council Speaker, or in her absence, the Council Recorder to request the transfer of \$259,377.00 from Account No. 01182019510 to the Tribe's general fund.

IT IS FURTHER RESOLVED THAT the Business Board for Little River Casino consult with the Tribal Controller and Chief Financial Officer for Little River Casino to request the transfer of funds reserved for principal repayments on the Comerica Bank loan prior to the effective date of the Installment Note to Account No. 01182019510 to offset the funds appropriated under this Resolution.

#### CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 7 FOR, 1 AGAINST, 1 ABSENT, and 0 ABSTAINING, at an Emergency Session of the Little River Band of Ottawa Indians' Tribal Council held for this purpose on December 7, 1999, in Manistee, Michigan, with a quorum being present for such vote.

  
Charles Fisher, Council Recorder

Attest:

  
Connie Waitner, Councilor