

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

Resolution #14-0917-288

Rescinding Resolution #14-0723-217 and Withdrawing Amendments to the Gaming Commission Submitted on July 23, 2014.

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 legislative powers of the Little River Band are vested in the Tribal Council at Article IV, Section 7 of the Constitution; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(a) of the Constitution to enact ordinances and adopt resolutions to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members and to govern the conduct of members of the Little River Band and other persons within its jurisdiction; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(f) of the Constitution to create by ordinance regulatory commissions or subordinate organizations and to delegate to such organizations the power to manage the affairs and enterprises of the Little River Band; and

WHEREAS, the Tribal Council adopted the Gaming Ordinance, Ordinance #02-400-01, to regulate the gaming enterprises of the Tribe and authorize and preemptively regulate the terms and conditions under which gaming may be conducted on the lands of the Tribe; and

WHEREAS, Section 2710 of the Indian Gaming Regulatory Act requires that a Tribe adopt and submit its Gaming Ordinance to the Chairperson of the National Indian Gaming Commission for review and approval; and

WHEREAS, the Tribal Council adopted a Gaming Ordinance, Ordinance #10-400-10, by Resolution # which was effective upon receipt of approval by the National Indian Gaming Commission; and

WHEREAS, the Tribal Council revised Ordinance #10-400-10 to allow for individuals eighteen years of age and older to engage in gaming activities at the Tribe's gaming enterprises; and

WHEREAS, the Tribal Council authorized submission of this amendment to the NIGC for approval by adopting Resolution #14-0723-217; and

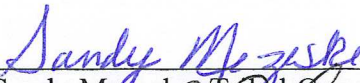
WHEREAS, after submission the NIGC responded that certain routine amendments are necessary.

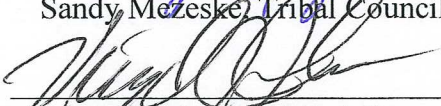
NOW THEREFORE IT IS RESOLVED THAT the Tribal Council of the Little River Band of Ottawa Indians hereby withdraws its submission of the amendments to Ordinance #10-400-10 from the NIGC.

IT IS FURTHER RESOLVED THAT this resolution expressly rescinds Resolution #14-0723-217, *Adoption of Amendments to Gaming Ordinance, Ordinance Number 10-400-01 and Authorization for Legislative Attorney to Submit to National Indian Gaming Commission for Review and Approval.*

CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Tribal Council with 9 FOR, 0 AGAINST, 0 ABSTAINING, and 0 ABSENT at a regular session of the Little River Band of Ottawa Indians Tribal Council held on September 17, 2014, at the Little River Band's Government Center in Manistee, Michigan, with a quorum being present for such vote.


Sandy Mezeske, Tribal Council Recorder


Virgil Johnson, Tribal Council Speaker

Attest: