



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

**Moved to
Open Session
12/09/15**

Resolution #15-1209-375

Approving the FY 2016 Resort Operating and Capital Expenditure 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) 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 empowered by Article IV, Section 7(a) of the Constitution to establish laws through the enactment of ordinances and adoption of resolutions; and

WHEREAS, the Tribal Council is empowered by Article IV, Section 7(f) of the Constitution of the Tribe to create subordinate organizations and to delegate to such organizations the power to manage the enterprises of the Tribe; and

WHEREAS, the Tribal Council adopted the Gaming Enterprise(s) Board of Directors Act of 2010, Ordinance #10-80-03, by Tribal Council Resolution on August 25, 2010, which Ordinance became effective on September 24, 2010, which has been amended from time to time; and

WHEREAS, Article VIII, Section 8.04 of the Gaming Enterprise Board of Directors Act requires that the Board of Directors shall act only by Resolution when: (1) committing funds; (2) approving Collective Bargaining Agreements; (3) authorizing a waiver of the sovereign immunity of the Gaming Enterprise in accordance with Article X of the Ordinance; and (4) when authorizing expenditures in accordance with Section 9.03 of the Ordinance; and

WHEREAS, Article XII, Section 12.02 of the Gaming Enterprise Board of Directors Act requires that the Board of Directors prepare, or cause to be prepared, a proposed Annual Budget for each Gaming Enterprise and present that budget to the Tribal Council for approval; and

WHEREAS, the Board of Directors had reviewed and approved the FY 2016 operating plan by Resolution Number 15-0828-281 and the capital expenditure budget by Resolution Number 15-0828-282.

WHEREAS, the Board of Directors reapproved the capital expenditure budget by Resolution # 15-0918-295.

WHEREAS, the Tribal Council approved Resolution # 15-1118-354 which mandated the Little River Casino Resort to amend the FY 2016 Capital Expenditure Budget to not exceed 4.5% of Projected Gross Revenues.


WHEREAS, the Board of Directors approved *Resolution # 15-1130-339, Approving Revisions to the Resort's 2016 Operating Budget and 2016 Capital Expenditure Budget and Authorizing Submission to Tribal Council.*

NOW THEREFORE IT IS RESOLVED that the Tribal Council of the Little River Band of Ottawa Indians hereby approves the FY 2016 Operating and Capital Expenditure Budget.

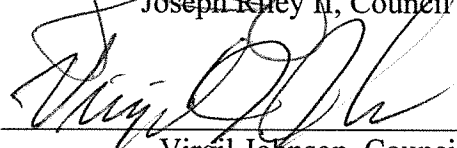
CERTIFICATE OF ADOPTION

I do hereby certify that the foregoing resolution was duly presented and adopted by the Little River Band of Ottawa Indians Tribal Council with 5 FOR, 3 AGAINST, 0 ABSTAINING, and 1 ABSENT, at a Closed Session Meeting held on December 9, 2015, at the Little River Band's Conference Room in Manistee, Michigan, with a quorum being present for such vote.

Attest:



Joseph Riley II, Council Recorder



Virgil Johnson, Council Speaker