

**LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS
7500 ODAWA CIRCLE
HARBOR SPRINGS, MI 49740**

TRIBAL RESOLUTION # 071209-08

**To Rescind Tribal Resolution #012509-07 Regarding
Tribal Government Budget Revision for Fiscal Year 2009**

WHEREAS the Waganakising Odawak Nation, known as the Little Traverse Bay Bands of Odawa Indians, and its citizens are vested with inherent sovereignty and right to self-governance;

WHEREAS the Little Traverse Bay Bands of Odawa Indians is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States the most recent of which being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);

WHEREAS Tribal Council approved Tribal Resolution 040608-05 approving the FY 2009 Budget at its' regularly scheduled meeting, April 6, 2008 which was subsequently signed by the Executive on April 29, 2008;

WHEREAS During FY 2008 the Tribe did not receive the full amount of the budgeted Annual Service Payments from the Casino. In response to this the Council and Executive worked to adjust to an anticipated shortfall in Annual Service Payments in FY 2009;

WHEREAS the Tribal Chairperson reported a 2009 Tribal Wide Budget with 2009 Executive Savings Plan to the Tribal Council at its regular Tribal Council Meeting, January 11, 2009, with anticipated "Casino Revenues" of \$10,659,088.00;

WHEREAS Tribal Council approved Tribal Resolution 012509-07 at its' regularly scheduled meeting, January 25, 2009 setting an anticipated spending cap of \$8,000,000.00 in Annual Service Payments and requiring further budget plans;

To Rescind Tribal Resolution #012509-07 Regarding Tribal Government Budget Revision for Fiscal Year 2009

WHEREAS the Executive, Legislative, Judiciary Branches along with the Election Board submitted to Tribal Council “Cost Savings Plans for FY 2009” pursuant to Tribal Resolution 012509-07 but these were not approved by Tribal Council pending what our actual experience would be in receiving Annual Service Payments from the Casino for FY 2009;

WHEREAS the Tribe has received as of July 2009 all of this year’s Annual Service Payments from the Casino making the implementation of Tribal Resolution 012509-07 unnecessary.

THEREFORE, BE IT RESOLVED that the Little Traverse Bay Bands of Odawa Indians Tribal Council, through its Constitutional and Statutory duties, rescinds Tribal Resolution 012509-07, provided that the Cost Saving Measures outlined in Executive Directive #10-10062008-01 remain in effect for FY ’09 along with the Cost Saving Measure taken by the Judiciary, Legislative, Prosecutor and Election Board for FY ’09.

FURTHER BE IT RESOLVED that the Tribal Chairperson shall administer his oversight authority to the extent necessary to ensure that funds are adequately administered and ensure that the Tribal government does not spend more than the revenue received for FY 2009.

CERTIFICATION

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Tribal Resolution was duly adopted by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held July 12, 2009 at which a quorum was present, by a vote of 8 in favor, 0 opposed, 0 abstentions, 1 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Fred Harrington, Jr.	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Melvin L. Kiogima	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Dexter McNamara	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Marvin Mulholland	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Rita Shananaquet	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Alice Yellowbank	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Gerald V. Chingwa	<u> </u>	<u> </u>	<u> </u>	<u>X</u>
Regina Gasco Bentley	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
Beatrice A. Law	<u>X</u>	<u> </u>	<u> </u>	<u> </u>

Date: 07-12-09

Beatrice A. Law, Legislative Leader

Date: 07-12-09

Regina Gasco Bentley, Secretary

Received by the Executive Office on 07-13-09 by Lisa flynn

Pursuant to Article VII, Section D, Subsection 1 of the Little Traverse Bay Bands of Odawa Indians Constitution adopted on February 1, 2005 the Executive concurs in this action of the Tribal Council.

Date: 07-15-09

Frank Ettawageshik, Tribal Chairperson