

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS
7500 Odawa Circle
Harbor Springs, MI 49740

TIRBAL RESOLUTION # 021107-05

Appoint Enjinaaknegeng (Legal Department) to conduct an investigation to determine if Sherri Patton knew she was voting on her brother's salary increase and remove Director Patton from the Gaming Board of Directors if evidence exists she knew she was voting on her brother's salary increase.

WHEREAS the Waganakising Odawak is a nation of citizens with inherent sovereignty and right to self-governance and;

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) and;

WHEREAS the Little Traverse Bay Bands of Odawa Indians Tribal Council is the elected legislative body of the Tribe and;

WHEREAS the Little Traverse Bay Bands of Odawa Indians Tribal Council appoints the Gaming Board of Directors on an at will basis as outlined in the Gaming Board of Directors Statute.

WHEREAS The Gaming Board of Directors Statute prohibits nepotism;

SECTION VIII: NEPOTISM

A. Two (2) or more members of the same immediate family shall not serve on the Gaming Board of Directors at the same time. Further, a person shall not serve on the Board of Directors if the general manager is an immediate family member. For purposes of this section immediate family means husband, wife, son, daughter, step-son, step-daughter, father, step-father, father-in-law, mother, step-mother, mother-in-law, brother, step-brother, brother-in-law, sister, step-sister, sister-in-law, child, step-child or a person whose relationship with the tribal member is similar to that of persons who are related by blood or marriage.

B. No Gaming Board of Directors member may participate in making any decision that involves a personal or financial interest of the Board member or a member of his or her immediate family unless such interest is held in common with the Tribe and its members.

WHEREAS The Gaming Board of Directors voted on a salary increase for three casino employees that included Director Patton's Brother and she did not abstain from this vote which does not meet the standard of common interest with the Tribe and its members;

THEREFORE, BE IT RESOLVED Enjinaaknegeng (Legal Department) shall conduct an investigation to determine whether or not Sherri Patton knew she was voting on her brother's

salary increase or whether or not she was told she could not vote on this issues by anyone prior to this vote and report to Tribal Council all evidence surrounding this vote. The investigation shall include interviews with every member of the Gaming Board, every person getting a raise from the motion, every person in the gaming operations that had anything to do with this raise including personnel in the accounting department, who requested the raise and evidence from the gaming accounting department supporting these raises;

FURTHER RESOLVED, Enjinaaknegeng (Legal Department) shall categorize its findings in this matter into the following categories: no findings, findings suggest impropriety; preponderance of evidence indicates a violation of the Gaming Board of Directors Statute; or beyond a reasonable doubt that evidence indicates a violation of the Gaming Board of Directors Statute;

FINALLY BE IT RESOLVED, if Enjinaaknegeng has no findings, no action shall be taken, if findings suggest impropriety, a Tribal Council public hearing shall be conducted to determine whether or not Director Patton should remain on the Board, if preponderance of evidence indicates a violation of the Gaming Board of Directors Statute, or beyond a reasonable doubt that evidence indicates a violation of the Gaming Board of Directors Statute Director Patton shall be removed immediately upon acceptance of the report;

CERTIFICATION

As Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this 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 February 11, 2007 at which a quorum was present, by a vote of ___ in favor, ___ opposed, ___ abstentions, ___ absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Regina Gasco Bentley	_____	_____	_____	_____
Fred Harrington, Jr.	_____	_____	_____	_____
Dexter McNamara	_____	_____	_____	_____
Mary Roberts	_____	_____	_____	_____
Rita Shananaquet	_____	_____	_____	_____
Alice Yellowbank	_____	_____	_____	_____
Shirley Oldman	_____	_____	_____	_____
Melvin L. Kiogima	_____	_____	_____	_____
Beatrice A. Law	_____	_____	_____	_____

Date: _____
Beatrice A. Law, Legislative Leader

Date: _____
Melvin L. Kiogima, Secretary

Received by the Executive Office on _____ by _____

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: _____
Frank Ettawageshik, Tribal Chairperson