



SQUAXIN ISLAND TRIBE

RESOLUTION NO. 13- 77

of the

SQUAXIN ISLAND TRIBAL COUNCIL

WHEREAS, the Squaxin Island Tribal Council is the Governing Body of the Squaxin Island Tribe, its members, its lands, its enterprises and its agencies by the authority of the Constitution and Bylaws of the Squaxin Island Tribe, as approved and adopted by the General Body and the Secretary of the Interior on July 8, 1965; and

WHEREAS, under the Constitution, Bylaws and inherent sovereignty of the Tribe, the Squaxin Island Tribal Council is charged with the duty of protecting the health, security, education and general welfare of tribal members, and of protecting and managing the lands and treaty resources and rights of the Tribe; and

WHEREAS, the Tribe is a federally-recognized Indian Tribe possessing reserved powers, including the powers of self-government; and

WHEREAS, the Squaxin Island Tribal Council has been entrusted with the creation of ordinances and resolutions in order to fulfill their duty of protecting the health, security, education and general welfare of tribal members, and of protecting and managing the lands and treaty resources of the Tribe; and

WHEREAS, by Resolution No. 94-78 the Squaxin Island Tribal Council adopted a Gaming Ordinance, and by Resolution No. 11-71 the Gaming Ordinance was amended to expand the number of individuals serving on the Gaming Commission from five to seven; and

WHEREAS, the Squaxin Island Tribal Council finds that it would be in the best interests of the Tribe and the Gaming Commission to amend Section 6.08.090 of the Gaming Ordinance so that the number of individuals serving on the Gaming Commission is reduced back to five, from seven.

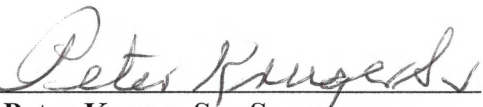
NOW THEREFORE BE IT RESOLVED, that the Squaxin Island Tribal Council hereby adopts the amendments made to Section 6.08.090 of the Gaming Ordinance, as set out in the attached materials.

CERTIFICATION

The Squaxin Island Tribal Council hereby certifies that the foregoing Resolution was adopted at the regular meeting of the Squaxin Island Tribal Council, held on this 24th day of October, 2013, at which time a quorum was present and was passed by a vote of 16 for and 0 against, with 0 abstentions.



David Lopeman, Chairman

Attested by: 

Peter Kruger Sr., Secretary



Arnold Cooper, Vice Chairman

ARTICLE 1. THE SQUAXIN ISLAND GAMING COMMISSION

1.1. Creation and Authority.

Squaxin Island Gaming Ordinance No. 93-01 (“Gaming Ordinance”) was adopted on February 9, 1993, by the Squaxin Island Tribal Council. These Gaming Regulations (“Regulations”) are adopted by the Squaxin Island Gaming Commission (“Commission”), the regulatory and supervisory body created by the Gaming Ordinance. The members of the Commission are appointed consistent with the terms and conditions of the Gaming Ordinance, and are compensated in an amount and pursuant to a schedule adopted by the Tribal Council.

The Commission is comprised of ~~seven~~ five (75) members. The Commission shall appoint a Chairperson and a Vice-Chairperson. The Chairperson shall be responsible for the orderly conduct of all Commission meetings. The Chairperson shall also represent the interests of the Commission to all third-parties, as tasked and requested by the Commission. ~~The Chairperson shall not vote on any and all matters that come before the Commission, except to break a tie vote.~~ The Vice-Chairperson shall act on behalf of the Chairperson whenever the Chairperson is absent, with the same rights and duties as those given the Chairperson.

Section 6.08.080 of the Gaming Ordinance grants the Commission the authority to develop and implement regulations for, and supervise the operation of, any gaming operations established within the jurisdiction of the Squaxin Island Tribe. These Regulations are intended to establish policies related to the proper regulation and supervision of such gaming and to ensure: (1) the honesty of gaming operations; (2) the qualifications of persons and entities involved in the gaming operation; (3) the protection of the revenue properly due and owing to the Squaxin Island Tribe from gaming activities; and (4) compliance with and enforcement of all applicable Federal, State and Tribal rules, regulations and policies.

1.2 Core Functions and Authority of the Commission.

The core functions and authority of the Commission are:

- A. Conduct background investigations for the purpose of licensing the gaming employees and vendors.
- B. Issue, deny, review, suspend, or revoke tribal gaming licenses for gaming operations, gaming employees and vendors.
- C. Promulgate, adopt and enforce internal control standards consistent with IGRA (25 USC 2701, et.seq.), NIGC, and the Gaming Compact between the Squaxin Island Tribe and the State of Washington (Gaming Compact), to insure gaming is conducted in an appropriate manner.
- D. By use of a surveillance program and staff, monitor gaming activities and operations to insure compliance with internal control standards and policies.
- E. Oversee external and internal financial audits to ensure revenues are appropriately accounted for and paid out according to generally accepted accounting principles, and applicable rules and regulations.

- F. Conduct an investigation of any alleged misconduct and take appropriate enforcement action.
- G. Take enforcement actions, levy fines, hold hearings, and issue decisions.
- H. Develop and adopt an annual budget.
- I. Oversee the general management of the Commission staff.
- J. Report to the Squaxin Island Tribal Council.

The Commission shall review its core functions on an annual basis to insure it is meeting the intended purposes of the Commission.

1.3 Meetings.

The Commission shall meet monthly or at the request of the Chairperson, the Council or four members of the Commission. A quorum shall be ~~four~~three members. Voting shall be by majority unless only ~~four~~three members are present in which case a unanimous vote is required. Notice of the meetings is to be given to the Commission members and to the Tribe five days prior to the meeting except in the case of an emergency meeting. An agenda shall be established; minutes shall be recorded, maintained and filed. By advance written notice and request, members of the general public may be allowed to attend Commission meetings.

1.4 Executive and Closed Meetings.

The Commission may hold executive or closed meetings for any of the following purposes:

- A. When considering the applications, suspension or revocation of gaming licenses.
- B. Meeting with gaming officials of other jurisdictions or law enforcement officials in connection with possible criminal violations;
- C. Consulting with employees or agents of the Tribe concerning possible criminal violations or any security issues.
- D. Deliberating after hearing evidence in an informal consultation or in a contested case.
- E. When considering threatened or pending litigation.
- F. When considering personnel and financial matters.

The Chairperson of the Commission shall determine whether hearings and matters being considered by the Commission are or are not to be in executive session. All members of Tribal Council and/or LCOB may attend Commission meetings whether in executive session or not.