



SQUAXIN ISLAND TRIBE

RESOLUTION NO. 04-54

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, consistent with State Tribal Game Compact, the Little Creek Casino-Hotel (LCCH) withholds and distributes two percent of the net win from table game stations, with certain limited exceptions. Thereafter, the monies are distributed by the Community Contribution Committee to those local agencies adversely and materially affected by the operation of the Class III gaming and, who have entered into memoranda of agreement with the Tribe. The Mason County Sheriff's Office and Mason County Fire District #4 have entered into such agreements with the Tribe, and in so doing the Tribe has waived the requirements that those agencies demonstrate a material adverse impact on their activities. Under those memoranda the Sheriff's Office and the Fire District receive regular payments; and

WHEREAS, no provision is made in the State Tribal Compact for those monies withheld in excess of the amounts claimed for adverse impact payments and/or the amounts paid pursuant to the local memoranda.

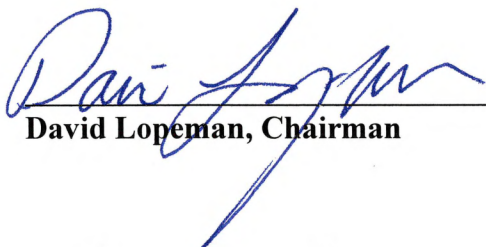
WHEREAS, several Tribes have obtained letters or memoranda of agreement addressing the excess withholding. Various approaches include: (a) the monies withheld were not due, and returned to the gaming facility [Suquamish]; (b) excess monies were allocated to tribal programs and initiatives [Puyallup]; (c) excess monies were allocated to tribal programs and problem gaming initiatives [Kalispel]; and (d) allocated to various local entities [Jamestown S’Klallam].

THEREFORE, BE IT RESOLVED, without determining whether or to what extent the excess monies were or were not due, or whether the alternate approaches adopted by other Tribes are appropriate here, there is an amount currently withheld in excess of monies due under the current memoranda, available and adequate to fund a contribution to the Mason County Drug Court of \$15,000, previously approved by the Tribal Council.


BE IT FURTHER RESOLVED, the Tribal Council directs that the \$15,000 of monies of the excess withholding in the “two percent net win” account be appropriated for an immediate \$15,000 contribution to the Mason County Drug Court program.

CERTIFICATION

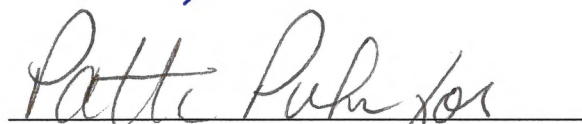
The Squaxin Island Tribal Council hereby certifies that the foregoing Resolution was adopted at the regular meeting of the Squaxin Island Tribal Council, held on this 26th day of August, 2004, at which time a quorum was present and was passed by a vote of 5 for and 0 against, with 0 abstentions.



David Lopeman, Chairman

Attested by: 

Vincent Henry, Sr., Secretary



Andy Whitener, Vice Chairman

