



NOV 26 2001

Honorable Priscilla Hunter
Chairwoman, Coyote Band of Pomo Indians
7751 North State Street
P.O. Box 39
Redwood Valley, CA 95470

Dear Chairwoman Hunter:

This letter responds to your request to the National Indian Gaming Commission (NIGC) to review and approve the September 24, 2001, Amendment to the Coyote Valley Tribal Gaming Ordinance. The Chairman of the NIGC approved the original Coyote Valley Gaming Ordinance on February 15, 1995.

As you know, the Tribe submitted this amended ordinance pursuant to the terms in the May 18, 2001, Settlement Agreement entered into by and between the Chairman of the NIGC and the Tribe. Sections 15 and 16 of the Settlement Agreement required the Tribe to submit a tribal ordinance that strengthened the independence and clarified the role of the Tribal Gaming Commission. The goal of Section 15 and 16 of the Settlement Agreement was to establish a gaming ordinance that enables the Tribal Gaming Commission to do its part in assuring that gaming revenues are appropriately being spent and distributed by authorities of the Tribe. This Amended Ordinance appropriately complies with sections 15 and 16 of the Settlement Agreement.

This letter constitutes approval of the September 24, 2001, amended ordinance under the Indian Gaming Regulatory Act (IGRA) and the Settlement Agreement. It is important to note that such approval does not constitute approval of specific games. Also, the gaming ordinance is approved for gaming only on Indian lands, as defined in the IGRA, over which the Tribe exercises jurisdiction

Thank you for submitting the amended tribal gaming ordinance of the Coyote Valley Band of Pomo Indians. The NIGC staff and I look forward to working with you and the Tribe in implementing the IGRA.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Montie R. Deer".

Montie R. Deer
Chairman



COYOTE VALLEY TRIBAL COUNCIL

7751 North State Street
P.O. Box 39
Redwood Valley, CA 95470
(707) 485-8723 • FAX (707) 485-1247

RESOLUTION NO. C.V. 01-44

RE: AN AMENDMENT TO THE ORDINANCE OF THE COYOTE VALLEY BAND OF POMO INDIANS AUTHORIZING AND REGULATING GAMING ON THE COYOTE VALLEY INDIAN RESERVATION

WHEREAS, The Coyote Valley Band of Pomo Indians ("Tribe") is a federally recognized Indian Tribe, recognized by the Secretary of the Interior as exercising powers of self-government; and

WHEREAS, Article VII, Section 1, of the Governing Document of the Coyote Valley Band of Pomo Indians authorizes the Coyote Valley Tribal Council (CVTC), as the governing body of the Tribe, to conduct business; and

WHEREAS, The Coyote Valley Tribal Council & Gaming Commission has reviewed the Tribes Gaming Ordinance and has determined that it is in the best of interest of the Tribe to amend the current document in order to strengthen and enhance the regulations contained therein.

NOW THEREFORE BE IT RESOLVED, that the Coyote Valley Tribe hereby amends the Tribe's Gaming Ordinance as specified and contained within the document, which is herein attached and incorporated by reference;

FURTHER BE IT RESOLVED, that the amended document shall be titled and known as "An amendment to the ordinance of the Coyote Valley Band of Pomo Indians authorizing and regulating gaming on the Coyote Valley Indian Reservation.

CERTIFICATION

The foregoing resolution was presented at a meeting of the Coyote Valley Tribal Council on September 24, 2001. The resolution was approved by the Tribal Council by a vote of 7 yes, 0 noes, and 0 abstentions, and this resolution has not been rescinded or amended in any way.

Priscilla Hunter Date: 9/24/01
Priscilla Hunter, Tribal Chairwoman

Darlene Crabtree Date: 9/24/01
Darlene Crabtree, Tribal Secretary



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AN AMENDMENT TO THE ORDINANCE OF THE COYOTE VALLEY BAND OF POMO INDIANS AUTHORIZING AND REGULATING GAMING ON THE COYOTE VALLEY INDIAN RESERVATION

This amendment to the Coyote Valley Band of Pomo Indians clarifies and reaffirms that the Tribal Gaming Commission serves as a regulatory, rather than a managerial, purpose. The Tribal Gaming Commission is empowered to conduct oversight to ensure compliance with Federal, Tribal, and, if applicable, state gaming laws and regulations. The Tribal Gaming Commission serves as the licensing authority for individuals employed in the gaming operation and administers an effective program for background investigations as part of the licensing process. The Tribal Gaming Commission monitors compliance with the internal control standards for the gaming operation and the policies and procedures governing expenditure of gaming revenues.

The following amendments will supercede any conflicting provisions in the Ordinance ratified by the Coyote Valley Band of Pomo Indians Tribal Council on November 7, 1994.

Section 3. Definitions.

Section 3 of the original Ordinance entitled "Definitions" will be amended to incorporate a new sub-section identified as Section 3r.

(r) "Original Ordinance" shall mean the Ordinance ratified by the Coyote Valley Band of Pomo Indians Tribal Council and signed by Tribal Chairperson Deloris Renick on November 7, 1994.

Section 4. Gaming Commission.

Section 4 of the original Ordinance entitled "Gaming Commission" will be amended to incorporate a new sub-section identified as Section 4 (m) "Prohibitions."

(1) Members of the Tribal Gaming Commission and the Board are prohibited from gambling in the Casino.

(2) Members of the Tribal Gaming Commission, Board and Tribal Council are prohibited from accepting complimentary items from the Casino.

Sub-section 4(b) of the original Ordinance entitled "Disqualifications (sic) for Office" will be amended to incorporate sections 4, 5, and 6.

CHAIRPERSON
Priscilla Hunter

VICE CHAIRPERSON
Iris Martinez

SECRETARY
Darlene Crabtree

TREASURER
Michelle Campbell

HISTORIAN
Michael Hunter

COUNCIL MEMBERS
Fred Naredo—Allan Crabtree

(4) No member of the Tribal Council may serve on the Tribal Gaming Commission.

(5) Employees of the Casino or any gaming enterprise on the reservation are prohibited from serving on the Tribal Gaming Commission.

(6) Persons who are not eligible to serve as key employees or primary management officials are prohibited from serving on the Tribal Gaming Commission or Board.

Sub-section (4) (j) of the original Ordinance entitled "Powers and Duties" will be amended to incorporate sections 14, 15, 16, 17 and 18.

(14) The Tribal Gaming Commission has clear authority to take enforcement actions, including the authority to suspend or revoke an individual gaming license and may order the suspension or revocation of credit card or purchase authority. To carry out its regulatory duties, the Tribal Gaming Commission has unrestricted access to all areas of the gaming operation and to all records.

(15) The Tribal Gaming Commission is empowered to act independently and autonomously from the Tribal Council in all matters within its purview. No prior or subsequent review by the Tribal Council of any actions of the Tribal Gaming Commission is required except as otherwise explicitly provided in the Tribal Gaming Ordinance.

(16) All members of the Tribal Gaming Commission shall attend 40 hours of regulatory, gaming-related training each year.

(17) For any non-budgeted expenditure by the Casino Board of Directors, Tribal Council or Casino greater than \$500, the Tribal Gaming Commission shall certify that the expenditure constitutes a gaming expense.

(18) The Tribal Gaming Commissioners will be appointed for staggered terms of three years, as opposed to two years, and may be removed from office by the Tribal Council prior to the expiration of their respective terms for neglect of duty, misconduct, malfeasance, or other acts that would render a Commissioner unqualified for his/her position. Any allegations of neglect of duty, misconduct, malfeasance, or other acts that would render him or her unqualified for his/her position must be substantiated by a preponderance of the evidence. A Commissioner shall be given a reasonable opportunity to provide evidence rebutting the grounds for his or her removal before the removal is final. A wrongful removal shall entitle the affected Commissioner to compensation for expenses incurred in an appeal and any pay withheld.

Section 10. Licenses.

Sub-section 10(a) of the original Ordinance entitled "Licenses" will be amended to incorporate section (I) and (ii).

- i. Tribal Gaming Commissioners shall be subjected to a background investigation and deemed suitable by the Tribal Council before appointment to the Tribal Gaming Commission.
- ii. Tribal Gaming Commission employees shall be subjected to a background investigation and deemed suitable by the Tribal Gaming Commission before employment with the Tribal Gaming Commission.