

APPROVED  
5/1/02



**LITTLE RIVER BAND OF OTTAWA INDIANS  
TRIBAL COUNCIL  
REGULAR MEETING  
WEDNESDAY, FEBRUARY 20, 2002  
LITTLE RIVER BAND COMMUNITY CENTER**

**OPEN SESSION  
MINUTES**

The Little River Band of Ottawa Indians held a meeting at the Little River Band Community Center on February 20, 2002. Following are the minutes of that meeting.

**I. Opening Prayer**

The Tribal Council engaged in a silent prayer.

**II. General Business**

**A. Call To Order:**

The regularly scheduled Tribal Council meeting of Wednesday, February 20, 2002, was called to order at 10:03 a.m.

**B. Roll Call**

|                      |                      |                      |
|----------------------|----------------------|----------------------|
| C. Bennett – Present | C. Fisher – Present  | T. Kleeman – Present |
| L. McCatty – Present | P. Medahko – Present | S. Parsons – Present |
| E. Porter – Present  | P. Ruiter – Present  | J. Sam – Present     |

Quorum established.

Others Present: Kathleen Block, Jessica Burger, John Bussey, Leatrice Castonia, Jo Anne House, Al Medacco, Pat Morris, Bobbi Jo Thomas

**C. Approval of Agenda**

**MOTION TO APPROVE THE TRIBAL COUNCIL OF  
FEBRUARY 20, 2002 AMENDED AGENDA AS  
SUBMITTED; by Fisher; support by Ruiter.**

**Roll Call**

|                  |                  |                  |
|------------------|------------------|------------------|
| C. Bennett – Yes | C. Fisher – Yes  | T. Kleeman – Yes |
| L. McCatty – Yes | P. Medahko – Yes | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruiter – Yes  | J. Sam – No      |

Motion carried (8-1-0-0)

**D. Tribal Council Minutes**

1/9/02

**MOTION TO APPROVE THE JANUARY 9, 2002, TRIBAL COUNCIL OPEN SESSION MINUTES;** by Kleeman; support by Bennett.

**Roll Call**

|                  |                  |                  |
|------------------|------------------|------------------|
| C. Bennett – Yes | C. Fisher – Yes  | T. Kleeman – Yes |
| L. McCatty – Yes | P. Medahko – Yes | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruitter – Yes | J. Sam – Yes     |

Motion carried (9-0-0-0)

**E. Public Comment Period**

Medacco reminded the Tribal Council members of the Veterans luncheon to be held February 23, 2002 at 12:00noon. Medacco stated everyone was invited to attend. Fisher requested a question regarding veteran status be placed on the census questionnaire.

Bob Davis arrived at 10:13 a.m.

Thomas stated her concern regarding Tribal members not being hired at the Casino. Parsons stated if there were individuals who believe they were not receiving Tribal preference during the hiring process he would like those people to contact Council. Council, in turn, could review it with the Business Board. Thomas queried if Council could remove a member of the Gaming Commission. Sam stated one of the employees in question was employed under the Gaming Division of the Tribal Operations, therefore the Tribal Council cannot remove an employee in any of the operations. Sam informed Thomas that policies contain a complaint provision which could be filed with Bob Davis' office.

Burger distributed copies of a progress report with IHS. Burger also distributed copies of a letter of apology from a representative of the Michigan Inter-Tribal Council to the Tribe.

**III. Continuing Business**

**A. Grants & Contracts**

|    |   |
|----|---|
| 1. | <b>Approval to Sign Consultation Framework Agreement Between the Tribes of Michigan and the Centers for Medicare and Medicaid (CMS), Region V</b> |
|----|---|

Approval was requested to have Jessica Burger sign a Consultation Framework Agreement. This Agreement would provide for



meaningful consultation for the Tribes. Fisher recommended a whereas added to the Resolution that the Tribe recognizes health as a priority. Discussion was held regarding desired language in the Resolution to clarify exactly what the Agreement would accomplish.

**MOTION TO POSTPONE ACTION ON THIS RESOLUTION UNTIL A CORRECTED RESOLUTION IS PRESENTED;** by Sam; support by McCatty.

House suggested that the Ogema supply a letter to Burger stating she was able to sign for him. Sam asked that by adopting the Resolution could the Ogema direct or authorize Burger to sign a contract. House stated having the Ogema write a letter to that effect would be sufficient. Sam voiced her concern regarding the legality of the Ogema authorizing un-elected Tribal officials to sign contracts that bind the Tribe.

**Roll Call**

|                  |                  |                  |
|------------------|------------------|------------------|
| C. Bennett – Yes | C. Fisher – Yes  | T. Kleeman – Yes |
| L. McCatty – Yes | P. Medahko – Yes | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruiter – Yes  | J. Sam – Yes     |

Motion carried (9-0-0-0)

**2. Approval of Addition to the IHS Contract for 2002**

Bussey reported there was a surplus of \$49,032 in the IHS contract in 2001. Bussey requested a roll over of that \$49,032 into the 2002 contract with the funds to be used to hire two entry staff members to do diabetes data collection. Burger stated, in her opinion, diabetes was probably the greatest health problem amongst Tribal members. Therefore, there was a need for documentation in order to be eligible for various fundings.

**MOTION TO APPROVE RESOLUTION # 02-0220-01, APPROVAL OF ADDITION TO THE IHS CONTRACT FOR 2002;** by McCatty; support by Kleeman.

**Roll Call**

|                  |                  |                  |
|------------------|------------------|------------------|
| C. Bennett – Yes | C. Fisher – Yes  | T. Kleeman – Yes |
| L. McCatty – Yes | P. Medahko – Yes | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruiter – Yes  | J. Sam – Yes     |

Motion carried (9-0-0-0)



Bussey stated there were questions directed to Sharon Teeple, Executive Director, Michigan Inter-Tribal Council, when she met with the Council at an earlier date. Some of the questions Teeple could not respond to at the time of the meeting; however, Bussey received a letter, from Teeple, answering the questions.

**B. CMT Business**

**1. Signage Related to Electrical Modifications Change Order: Bulletin #44 in the amount of \$18,346.00**

Fisher stated the amount should read \$18,436.00. Discussion was held what was covered by the \$18,436.00, who would be doing the work, and the need for a Resolution to accompany the Bulletin. Also, the concern of Cunningham-Limp not using the contingency line for items like this. Sam requested Council consider putting Cunningham-Limp on notice that all future adjustments of this nature be applied to the contingency, and once the contingency fund was exhausted the Council would consider increasing the guaranteed maximum price. It was the general consensus to postpone action until the next meeting.

**MOTION TO POSTPONE UNTIL NEXT WEEK, ITEMS CMT #1 AND CMT #2; by Kleeman; support by Porter.**

**Roll Call**

|                  |                  |                  |
|------------------|------------------|------------------|
| C. Bennett – Yes | C. Fisher – Yes  | T. Kleeman – Yes |
| L. McCatty – Yes | P. Medahko – Yes | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruitter – Yes | J. Sam – Yes     |

Motion carried (9-0-0-0)

**2. Domestic Water Meter Change Order: Bulletin #45**

**3. Plantworks Proposal for Birch Trees in Entertainment Lounge Area – FYI**

Fisher stated the CMT's intention, at this time, was not to go forward with this project.

**IV. Old Business**

**A. Commercial Fishing Training Program**

Parsons stated there was a work session last night with the Natural Resource Commission and a tentative agreement was reached. This program will go before the Natural Resource Commission tonight and should be on the Tribal Council agenda next week.



**MOTION TO POSTPONE OLD BUSINESS ITEM A UNTIL  
NEXT WEEK; by Sam; support by Kleeman.**

**Roll Call**

|                  |                  |                  |
|------------------|------------------|------------------|
| C. Bennett – No  | C. Fisher – Yes  | T. Kleeman – Yes |
| L. McCatty – Yes | P. Medahko – Yes | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruiter – Yes  | J. Sam – Yes     |

Motion carried (8-1-0-0)

**V. New Business**

**A. Consideration of Approval of Truck Purchase for Maintenance  
Department**

Davis presented a proposal to purchase a 2000 Dodge Ram, in the amount of \$17,600. Davis stated the maintenance department at the downtown building was in need of a truck. Bill Wilson, Facilities Manager, had collected bids and made the recommendation of the vehicle to purchase. McCatty queried if there was a warranty on the vehicle and also requested it be inspected by a certified mechanic. Davis indicated there currently was a warranty and the inspection would be completed prior to purchase of the truck.

**MOTION TO APPROVE RESOLUTION # 02-0220-02,  
CONSIDERATION OF APPROVAL OF TRUCK PURCHASE FOR  
MAINTENANCE DEPARTMENT; by Kleeman; support by Porter.**

**Roll Call**

|                  |                 |                  |
|------------------|-----------------|------------------|
| C. Bennett – Yes | C. Fisher – Yes | T. Kleeman – Yes |
| L. McCatty – No  | P. Medahko – No | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruiter – No  | J. Sam – Yes     |

Motion carried (6-3-0-0)

**B. Accepting Regulation # R100-01: AC-01, Purchasing and Procurement**

**MOTION THAT THE TRIBAL COUNCIL AMEND SECTION 7,  
ADOPTION AMENDMENT REPEAL SECTION 7.02  
AMENDMENT TO READ “THIS REGULATION MAY BE  
AMENDED BY THE TRIBAL COUNCIL BY RESOLUTION, OR  
BY SUBMISSION OF AMENDMENTS BY THE TRIBAL OGEMA  
WHICH ARE ADOPTED BY THE TRIBAL COUNCIL; by Sam;  
support by Porter.**

House stated she does not believe this would not be in accordance to the underlying policy in the budget ordinance. House suggested leaving delegated authority as it was currently.



**Roll Call**

|                  |                  |                  |
|------------------|------------------|------------------|
| C. Bennett – Yes | C. Fisher – No   | T. Kleeman – Yes |
| L. McCatty – Yes | P. Medahko – Yes | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruiter – Yes  | J. Sam – Yes     |

Motion carried (8-1-0-0)

**MOTION TO STRIKE ITEM “C” APPROVING ALL CONTRACTS THAT DO NOT EXCEED \$2,500 FROM PAGE THREE OF THE PURCHASING AND PROCUREMENT REGULATIONS;** by McCatty; support by Sam.

Discussion was held regarding the ramifications of giving the Director of Operations the authority to sign contracts of less that \$2,500. House explained the limitations which applied to the authority given to the Director of Operations.

Question called by Sam..

**Roll Call**

|                  |                  |                  |
|------------------|------------------|------------------|
| C. Bennett – Yes | C. Fisher – No   | T. Kleeman – No  |
| L. McCatty – Yes | P. Medahko – Yes | S. Parsons – Yes |
| E. Porter – No   | P. Ruiter – No   | J. Sam – Yes     |

Motion carried (5-4-0-0)

**MOTION TO POSTPONE THIS ITEM UNTIL WORK SESSION WITH ALL COUNCIL PRESENT;** by Porter; support by Bennett.

**Roll Call**

|                  |                  |                  |
|------------------|------------------|------------------|
| C. Bennett – Yes | C. Fisher – Yes  | T. Kleeman – Yes |
| L. McCatty – Yes | P. Medahko – Yes | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruiter – Yes  | J. Sam – Yes     |

Motion carried (9-0-0-0)

**C. Approval of Little River Casino Resort Employee Handbook and Repeal of Prior Actions**

House explained the major changes in the document. Appendix B – Employee Grievance Procedures have been restricted and clarified what went to the Business Board and how to get to peacemaking. Peacemaking on page A-2, clarified subsection 5, no situation hiring promotion can be brought to peacemaking and clarifications have been made and need to file with the Board of Review first, check a box that says peacemaking, if concluded



appropriately can take back the submission of Board of Review. Sam stated that Appendix B there were 4 items – authority of Board of Review – pursuant to the Board of Review of what can file for. Sam stated this was specifically stated before. House stated the last paragraph was added in order to preserve right to go to the Board of Review and need to make note first if going to peacemaking. The Board of Review request must be withdrawn if the peacemaking was positively concluded.

House stated amendments were sent to the Director of Human Resources at the Casino. House stated, in her opinion, the Director agreed with the changes, however to date, no written confirmation of agreement had been received from the Director. There were no substantive changes and does not need to go back to the Board of Review prior to adoption.

**MOTION TO APPROVE RESOLUTION # 02-0220-03, APPROVAL OF LITTLE RIVER CASINO RESORT EMPLOYEE HANDBOOK AND REPEAL OF PRIOR ACTIONS;** by Kleeman; support by Porter .

**Roll Call**

|                  |                 |                  |
|------------------|-----------------|------------------|
| C. Bennett – Yes | C. Fisher – Yes | T. Kleeman – Yes |
| L. McCatty – Yes | P. Medahko – No | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruiter – Yes | J. Sam – Yes     |

Motion carried (8-1-0-0)

**D. Housing Commission Report Dated January 2002**

**MOTION TO ACCEPT FOR FILING THE HOUSING COMMISSION REPORT DATED JANUARY 2002;** by Porter; support by Kleeman.

**Roll Call**

|                  |                  |                  |
|------------------|------------------|------------------|
| C. Bennett – Yes | C. Fisher – Yes  | T. Kleeman – Yes |
| L. McCatty – Yes | P. Medahko – Yes | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruiter – Yes  | J. Sam – Yes     |

Motion carried (9-0-0-0)

**VI. Concluding Business**

- A. Next Meeting Date(s) – February 27, 2002**
- B. Public Comment Period**

No public comment was made.

*The purpose of closed session is to discuss business matters considered privileged or confidential, involving consideration of bids/contracts, pending legal issues, and/or personnel matters.*

**MOTION TO ADJOURN OPEN SESSION;** by Kleeman; support by Porter.

**Roll Call**

|                  |                  |                  |
|------------------|------------------|------------------|
| C. Bennett – Yes | C. Fisher – Yes  | T. Kleeman – Yes |
| L. McCatty – Yes | P. Medahko – Yes | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruitter – Yes | J. Sam – Yes     |

Motion carried (9-0-0-0)

This portion of Open Session was adjourned at 12:00 p.m.

Council reconvened in Open Session at 2:33 p.m. There were no items to be placed in Open Session from the Closed Session.

**MOTION TO ADJOURN;** by Kleeman, support by Ruitter.

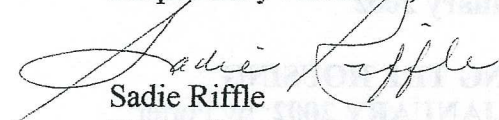
**Roll Call**

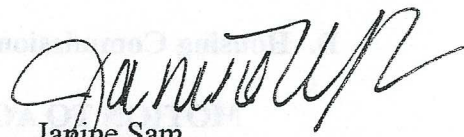
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|------------------|------------------|------------------|
| C. Bennett – Yes | C. Fisher – Yes  | T. Kleeman – Yes |
| L. McCatty – Yes | P. Medahko – Yes | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruitter – Yes | J. Sam – Yes     |

Motion carried (9-0-0-0)

Meeting adjourned at 2:34 p.m.

Respectfully submitted,

  
Sadie Riffle  
Transcribing Assistant

  
Janine Sam  
Tribal Council Recorder

|                  |                  |                  |
|------------------|------------------|------------------|
| C. Bennett – Yes | C. Fisher – Yes  | T. Kleeman – Yes |
| L. McCatty – Yes | P. Medahko – Yes | S. Parsons – Yes |
| E. Porter – Yes  | P. Ruitter – Yes | J. Sam – Yes     |