



## Little River Band of Ottawa Indians

PO Box 314

Manistee MI 49660-0314

### LITTLE RIVER BAND OF OTTAWA INDIANS TRIBAL COUNCIL MEETING

Thursday, April 22, 1999

6:00 P.M.

MINUTES

*Agenda 2/10/99  
Amended.*

I. PRAYER by M. WABINDATO

II. GENERAL BUSINESS

A. CALL TO ORDER by B. WILLIS at 6:10 P.M.

B. ROLL CALL by C. FISHER

All Tribal Council members were present at the first roll call with the exception of K. Berentsen and L. McCatty. As it ended up, Lisa was approximately 10 minutes late for the Tribal Council meeting. Because of this, some of the voting record reflects a total of x7 and other items indicate x8 Council members were present voted.

C. CONSENT AGENDA

#### AGENDA APPROVAL

The written agenda for the meeting was amended in several ways at this point. Items D and H were removed from the agenda. There was also one item added to the agenda (at the request of Y. Parsons for a JTPA grant application through the Inter-Tribal Council of Michigan. The changes in the agenda resulted in different identifiers (A, B, C, etc.) for a number of agenda items. The minutes as present reflect these changes. Agenda as modified was approved by a by a vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions.

#### TRIBAL MANAGER REPORT

The Tribal Manager's written report was accepted as presented. It should perhaps be noted that B. Guenthardt was out of town (Traverse City) at the time of the Tribal Council meeting. It should also be noted that it was suggested that all reports coming to the Council should be signed, with the Manager's Report being no exception. Manager's written report was accepted by a by a vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions.

D. INTRODUCTION OF GUESTS

There were a number of guests (Gaming partner employees) present at this meeting. A fair amount of meeting time was taken in introductions of these employees. No other members of the audience introduced themselves when given the opportunity. A sign-in sheet was circulated.



#### E. PUBLIC COMMENT

Public comment was called for on several different occasions. Some of the subject areas covered in this portion of the meeting included discussions of tribal member employment generally and specifically tribal member employment at the casino; .

#### III. OLD BUSINESS

There was no "Old Business" on the agenda.

#### IV. NEW BUSINESS

- A. AUTHORIZE DISBURSEMENT OF PER CAPITA FUNDS TO MINORS REACHING THE AGE OF 18 DURING THE MONTH OF APRIL. 80/20 Plan and Ordinance No. 98-200-04 requires Council approval of disbursement of funds held in trust for minors. The following persons turned 18 in April and have requested disbursement of their funds: Carl Joseph Jetton; Amy Philomena Sanchez; Chad Mitchell Muma; Gabriel Luis De Verney; Mark Edward Raymo.

**Authorization for disbursements of funds held in trust for tribal member minors as indicated above was provided with Resolution 99-0422-01 by a vote of 8 in favor, 0 opposed, 1 absent, 0 abstentions.**

- B. PRESENTATION OF PROPOSAL FOR "INDIAN PREFERENCE LAW" FOR INCORPORATION INTO PERSONNEL POLICIES. Attached is language developed from similar provisions recently adopted by Little Traverse and Bay Mills. Need to clarify this issue to assure meaningful interpretation of Tribal preference in casino and Tribal government recruitment and hiring.

**At this time, this agenda item was presented for "Information Only". The work that is reflected in the Tribal Council handout related to this addresses broad employment-related consideration. This is a subject that the Tribal Council will need to revisit in the very near future. No Tribal Council action was required at this point in time.**

- C. REAPPOINTMENT OF ROBERT CAMPEAU TO THE HOUSING COMMISSION. The Housing Commission is requesting reappointment of Robert Campeau to the Housing Commission.

**After a brief discussion, Robert Campeau was re-appointed to the Housing Commission for a four-year term by a vote of 8 in favor, 0 opposed, 1 absent, 0 abstentions.**

- D. AUTHORIZATION TO APPLY FOR MINI-GRANT FROM SAGINAW CHIPPEWA FOR POW-WOW – CULTURAL PRESERVATION COMMITTEE. The Cultural Preservation Committee requests authorization to apply for mini-grant available from Saginaw Chippewa to help support 1999 Pow-Wow.

**This agenda item was removed from the overall Tribal Council agenda at the outset of the meeting (Adoption of Agenda portion of the meeting). As a result, designations for agenda items will differ from those in the original agenda.**

- D. RESOLUTION FOR COMMUNITY FACILITIES INFRASTRUCTURE FOR ICDBG GRANT AND APPLICATION. To meet the requirements of the HUD Indian Community Block Grant that is due on 5/10/99.



There was a fair amount of discussion related to this matter. This was partially as a result of the Council not having received related information prior to the Council meeting. The Tribal Council did approve, with Resolution # 99-0422-02, the submission of the ICDBG grant application by a vote of 8 in favor, 0 opposed, 1 absent, 0 abstentions.

**E. RESOLUTION FOR LEVERAGING OF FUNDS FOR 1999 ICDBG GRANT APPLICATION.**

To meet the requirements of the HUD Indian Community Block Grant that is due on 5/10/99. The leveraging of funds represents a commitment on the part of the Housing Commission to develop the infrastructure (peripheral road system) necessary to develop the yet to be identified property that will be utilized for Tribal Housing. Resolution # 99-0422-03 approved by a vote of 8 in favor, 0 opposed, 1 absent, 0 abstentions.

**F. PUBLIC COMMENTS AND ANNOUNCEMENT FOR SUBMITTING GRANT APPLICATION FOR ICDBG.** To meet the requirements of the HUD Indian Community Block Grant that is due on 5/10/99.

No Tribal Council action was required for regarding this agenda item. This was presented to the Council for Information Only. It should be noted that the indicated posting was part of this particular grant's requirements.

**APPROVAL OF ATTORNEY FEES/EXPENSES FOR CALCUTT, CUNNINGHAM ET AL FOR DECEMBER 1999.** This statement represents the balance of fees for work in negotiating provider contracts for clinic. Fees total \$570.00 and expenses \$43.80. There was money programmed under Clinic operations for FY 1998.

**This is the other agenda item that was removed from the Tribal Council agenda at the meeting's outset. This item's inclusion on the agenda was an error.**

**G. RESOLUTION AMENDING "RIGHT TO COUNSEL" AND "PUBLICATION" PROVISIONS OF LAW AND ORDER ORDINANCE.** The need to adopt Tribal amendments to terms of Federal Regulations adopted by reference (relating to accused persons' right to attorney) was discussed at the Council Retreat. Also suggest modifying publication requirements based on conversation with Judge Sam.

Resolution No. 99-0422-04 amends Resolution No. 99-0400-03 by a vote of 8 in favor, 0 opposed, 1 absent, 0 abstentions.

**H. TRIBAL ENVIRONMENTAL AGREEMENT.** Dwight Sargent will discuss what the Tribal Environment Agreement is all about.

**Dwight Sargent (ITC) discussed the Tribal Environmental Agreement and entertained questions. Agreement will help formalize Tribe's environmental plans.**

**I. REQUEST FOR A RESOLUTION OF SUPPORT FOR INTER-TRIBAL COUNCIL JTPA GRANT SUBMISSION.** *need resolution #*

**This agenda item was added to meeting business because the Tribal Council needed to act on this matter. It was approved by a vote of 8 in favor, 0 opposed, 1 absent, 0 abstentions.**

**V. CONCLUDING BUSINESS**

**A. PUBLIC COMMENT**

**Bill Willis called for public comment.**



|                                       |         |
|---------------------------------------|---------|
| B. NEXT MEETING DATE: SPECIAL SESSION | 4/23/99 |
| REGULAR SESSION                       | 5/9/99  |
| WORK SESSION                          | 4/29/99 |

C. ADJOURNMENT OF OPEN SESSION

Meeting adjourned at approximately 8:40 p.m. after by a vote of 8 in favor, 0 opposed, 1 absent, 0 abstentions.

VI. MOTION TO GO INTO CLOSED SESSION

There was a break before going into closed session. Time was not recorded but vote was 8 in favor, 0 opposed, 1 absent, 0 abstentions.

A. UPDATE ON PENDING/POSSIBLE LITIGATION, I.E., U.S. v. MICHIGAN. Provide an update on issues that are or could involve litigation activities including the Tribe. Update on first round of negotiations with State in treaty fishing case (April 21-22) will be included. **This discussion related to this agenda item was presented for Information Only.**

B. CONSIDERATION OF TRIBAL POSITION WITH RESPECT TO UNEMPLOYMENT AGENCY AUDIT; PARTICIPATION OF TRIBE IN UNEMPLOYMENT INSURANCE PROGRAM. Correspondence regarding this issue was provided to Counsel on previous dates. The Unemployment Agency is requesting an answer from Council in the near future on these issues. The Tribe is required to provide these benefits to casino employees under the Compact terms. The alternatives appear to be: 1) participate in State program and State audits, or 2) decline participation and participate by reimbursing the State for benefits paid to Tribal employees who are laid-off or terminated under most conditions. **This discussion related to this agenda item was presented for Information Only.**

VII. ADJOURNMENT OF CLOSED SESSION

Closed session adjourned after motion and of 8 in favor, 0 opposed, 1 absent, 0 abstentions.

VIII. MOTION TO GO INTO OPEN SESSION

The motion to go into open session was followed by a vote of 8 in favor, 0 opposed, 1 absent, 0 abstentions.

IX. ADJOURNMENT

Meeting adjourned at approximately 10:00 p.m. after by a vote of 8 in favor, 0 opposed, 1 absent, 0 abstentions.