

APPROVED  
8/14/02



**LITTLE RIVER BAND OF OTTAWA INDIANS  
TRIBAL COUNCIL  
REGULAR MEETING  
WEDNESDAY, APRIL 24, 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 April 24, 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, April 24, 2002, was called to order at 10:11 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 – Absent	P. Ruiter – Present	J. Sam – Present

Quorum established.

Others Present: Kathleen Block, Jessica Burger, John Bussey, Jo Anne House, Brian Medacco

Speaker Parsons stated Elaine Porter was in San Diego, as liaison with the Gaming Commission, for Tribal business.

**C. Approval of Agenda**

Parsons stated there was a request from John Bussey to add an agenda item for the Rural Housing Economic Development Grant Application. Fisher asked that CMT #6 be removed from the agenda because a contract had not been received

**MOTION TO APPROVE AGENDA, AS AMENDED; by  
Kleeman; supported by Bennett.**

**Roll Call**

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

Motion carried (8-0-0-1)

**E. Public Comment Period**

Burger stated that the elected leaders of this Tribe were reluctant to go to national conferences. Burger stated, in her opinion, the Bush agenda was to get rid of Indian Tribes. Burger stated that she goes to the conferences and invites Council to travel with her or instead of her.

Gary Markowski, Sheri Ivens and Martha Kase arrived at 10:16 a.m.

Burger reported on the Joint Conference for Indian Tribes, which she attended with Sheri Ivens. One concern Burger explained was the concept of “One DHSS”. Burger’s concern was for the manner in which funding would be handled. Burger stated there was a big difference between recognition and re-affirmation. Recognition means that there was a historic land tie. Burger stated Little River was re-affirmed.

Burger stated at the self-governance meeting amongst other topics per capita was discussed. Burger discussed Shokopee Tribes and how much per capita that Tribal members receive. Burger stated the Federal Government has an obligation through Article 14 of the U.S. Constitution to care for the welfare of Tribes.

Burger stated that 1,800 members were signed up to participate in Tribal HealthCare Programs and access the services but the Tribe only receives funds to service 950 from Federal grants. Burger commented that the State is requiring that members who receive state assistance access the IHS program get IHS dollars. Ivens stated 36 letters in support of the Indian Child Care Funding through the DHHS were sent by the Ogema yesterday to Washington DC. Burger stated need to educate the Federal Government of our Tribe’s needs. Charles Montgomery from the Office of Management and Budget whose idea was Indian communities need to be responsible. Burger noted that Nick Burbank was from the Department of Health and Human Services, who stated that the Federal Government views all Tribal resources as federal money. Mr. Burbank stated, “Gaming revenue, although goes to support Tribal functions, was accounted in my office as means.” Burger indicated that Mr. Burbank’s statements can be translated that the Federal Government is now including gaming revenue as a source for Tribe’s that impacts Federal dollars given to gaming tribes.



Bob Davis arrived at 10:38 a.m.

Ivens stated the Government targeted ten gaming Tribes who had the means to do more therefore the Federal Government determined these Tribes can receive less Federal money. Nine of the Tribes were either Michigan, Wisconsin or Minnesota; four of them were specifically in Michigan. Ivens stated these names were published in many Michigan newspapers, Saginaw Chippewa, Sault Ste. Marie Tribe, Hannahville, and Lac Vieux Desert. Ivens stated they have been speaking of means testing which undermines the amount of Federal money awarded to Tribes. Ivens stated the agenda came out last week and this was the meeting to attend – the theme of the conference was the “Bush Agenda.” Burger stated need to start thinking self-governance and how it influences Tribal sovereignty as a whole. There were 12 tribes in Michigan of which 3; Grand Traverse Band, Saginaw Chippewa and Sault St Marie Band are self-governing. Medahko asked why Michigan Tribes were targeted. Ivens stated those people were identified because of revenue and Tribal membership. Ivens stated most of them were Tribes that were not giving per cap. Ivens stated those particular Tribes were able to take care of things themselves. Ivens stated there have been drastic changes in how the Tribes were asserting themselves and she learned a valuable lesson when attending the self-governance piece of the conference. Ivens stated this was a truly interactive meeting and was not clearly a government show.

Sam reiterated the impact of the “means testing” being utilized by the Federal Government and that all revenue, whether gaming revenue or not, will be considered Federal funds and using that as a mechanism to reduce Federal dollars to Little River. Sam stated that the “means testing” that the government wants to apply results in 100% of Tribal revenue being attributed to each member, and the Federal Government then regulates. Sam stated her opinion was that the Federal Government “means testing”, as represented, was very unfair.

### **III. Continuing Business**

#### **A. Grants & Contracts**

##### **1. Modification to Add the Circle of Flight BIA 638 Contract and Approving a Modification to the Operating Budget for FY 2002 in the Amount of \$15,000**

Bussey stated the Circle of Flight was a program the Tribe has had for a few years. This needs to be added to the 638 Contract so the Tribe can receive the funding from the BIA. The amount also needs to be added to the Operations budget. Both of the actions must be done by Resolution.

**MOTION TO APPROVE RESOLUTION # 02-0424-01,  
MODIFICATION TO ADD THE CIRCLE OF FLIGHT BIA  
638 CONTRACT AND APPROVING A MODIFCATION TO  
THE OPERATING BUDGET FOR FY 2002 IN THE  
AMOUNT OF \$15,000; by Kleeman; supported by Fisher.**

House stated that the Tribal Ogema's signature should be included on the Resolution itself as this was a modification to the budget. House stated in the Budget Appropriations Ordinance it states that the Tribal Ogema can move items from one line to another and this Resolution adds to the budget.

**Roll Call**

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

Motion carried (8-0-0-1)

**2. Modification to Add Housing Improvement Program BIA  
Funding to the BIA 638 Contract and Approving a Modification to  
the Operating Budget for FY2002 in the Amount of \$41,645**

Sheri Ivens and Jessica Burger left at 11:24 a.m.

House asked if these were the Resolutions that usually come from Bill Willis. Bussey stated he spoke with Willis and Willis stated a separate Resolution would not be necessary. McCatty asked why the funding amount was decreased this year. Bussey stated most of the money went to Pine Ridge and were in tremendous need there and still trying to funnel money through that. Bussey stated this was the maximum amount the Tribe could receive. Medacco asked if the Tribe were asking for more funds from the budget. Bussey stated this money needed to be put in a contract in order to access the funds through the budget.

**MOTION TO APPROVE RESOLUTION # 02-0424-02,  
MODIFICATION TO ADD HOUSING IMPROVEMENT  
PROGRAM BIA FUNDING TO THE BIA 638 CONTRACT  
AND APPROVING A MODIFCATION TO THE  
OPERATING BUDGET FOR FY2002 IN THE AMOUNT OF  
\$41,645; by Kleeman; supported by Ruiter.**

Due to guidelines there was a limited number of Tribal members who would qualify for this grant.



**Roll Call**

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

Motion carried (8-0-0-1)

**3. Rural Housing Economic Development Grant Application**

Bussey stated this was approved last week and Bussey has since learned a \$100,000 cash match for this grant was not necessary. Bussey was asking that Resolution 02-0417-02 be rescinded and pass Resolution 02-0424-03.

**MOTION THAT TRIBAL COUNCIL RESCIND**

**RESOLUTION #02-0417-02;** by Kleeman; supported by Fisher.

**Roll Call**

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

Motion carried (8-0-0-1)

**MOTION TO APPROVE RESOLUTION # 02-0424-03,  
RURAL HOUSING ECONOMIC DEVELOPMENT GRANT  
APPLICATION;** by Kleeman; supported by Medahko.

**Roll Call**

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

Motion carried (8-0-0-1)

**B. CMT Business**

**1. FYI - Membership Meeting Tours Update**

Fisher stated four Membership Meeting Tours were conducted with 15 to 25 people on each tour. Fisher stated he received no negative reports. Speaker Parsons thanked Fisher and the other CMT members for the tours.

**2. FYI - Casino Art Project Update**

Fisher stated there have been two meetings since last reported to Council. Fisher stated there were three meetings scheduled over the next couple of days. Fisher stated some of the artwork has been reviewed and Cindy Brege has brought forward a consultant with a proposal, which was under review. Ruiter asked why a consultant was needed. Fisher stated the proposed consultant has worked for Soaring Eagle and Cindy Brege asked for additional assistance and asked this person be considered. Medacco asked when the artwork would be complete. Fisher stated should still be on target for dates and specific selections were being made. Bennett asked Cindy Brege's title. Fisher stated she was the interior designer and worked for Cunningham-Limp. Bennett asked if the artwork was in her job description. Fisher stated it was Cindy Brege's intention to work with someone on this.

**3. FYI - FF&E/Provisions Update**

Fisher stated there was information in the packet from Provisions regarding Book C, which was the hotel area. Fisher stated some of the timelines were in August. Fisher stated this was the initial report from Provisions. Fisher stated have not gone back to Provisions for possible alternatives to push out the delivery of FF&E items that were in the book. Fisher stated this has been initiated with Provisions. Book C will be added to that endeavor. Speaker Parsons asked about lead times without dates. Fisher stated would need to release Provisions to go forward with the items in Book C and the lead times will start tomorrow. Fisher stated he anticipated the report on Books A & B on Friday. Bennett asked the dimensions of the child area. Fisher stated he does not have the exact dimensions but he was happy with the area when he saw it. McCatty asked if could receive pictures of the items being ordered for the area for children. Fisher stated he could do that. Bennett asked if the hotel furniture was Thomasville. Fisher stated the designs would be imitated at a reduced cost but would not be Thomasville.

Alice Skrzysinski arrived at 11:40 a.m.

**4. FYI - Winter Conditions Update**

Fisher stated did receive the winter conditions report from Cunningham-Limp. Fisher stated this was a very large report and



most of it had been reviewed. At this point, the charges have been reduced from the prior charges. Fisher stated the CMT and Cunningham-Limp were in the process of reaching mutual agreement regarding winter condition charges.

Bennett had more questions regarding the furniture for the hotel. Fisher stated he would make the information available at the Tribal Council Conference Room for review as McCatty had some concerns also.

##### **5. Approval of Nordquist Change Order**

Fisher stated there was a Resolution for the Nordquist Change Order in the revised packet. The total amount for the changes were \$11,232.00. Fisher stated this would complete the signage. Fisher stated this was not in the materials that Nordquist received from Corbin. Fisher stated it was always the intention but no one caught the error. McCatty asked if this was for 54 plaques and the use of the other plaques. Fisher stated for the mechanical and laundry room etc. McCatty asked about the room numbers being \$185 each. Fisher stated this was part of the sign package that Council had seen in the past. Fisher stated there was an Indian design border. Bennett had a concern regarding the Nordquist amount on the resolution. Fisher stated there were actually two change orders that add up to \$11,232.00. Sam asked if the authorization to update Nordquist via Corbin was approved by the CMT. Sam asked if a new schedule was approved by the CMT for Corbin. Fisher stated met with Corbin several times according to this and some of these items have been brought back to the Council. Fisher stated there have been a series of changes.

**MOTION TO APPROVE RESOLUTION # 02-0424-04, AUTHORIZING THE TRIBAL OGEMA, OR IN THE ABSENCE OF, THE TRIBAL COUNCIL SPEAKER TO SIGN THE CHANGE ORDER TO THE EXISTING NORDQUIST CONTRACT FOR EXECUTION BY THE CMT IN AN AMOUNT NOT TO EXCEED \$11,232.00 TO COVER THE COSTS RELATED TO ADDITIONAL SIGNAGE REQUIREMENTS TO MEET THE COMPLETE NEEDS OF THE EXPANDED CASINO AND APPROVING PAYMENT FOR THIS PROJECT NEED THROUGH THE CONTINGENCY LINE;** by Fisher; supported by Kleeman.

Fisher stated this was a relatively minor item and stated this should take care of the signage issues. Bennett asked how could Tribal Council be sure these signs have not already been paid for. Fisher stated the CMT has verified that the actual shortage does exist and that was how the issue came to the table. McCatty asked how many rooms were in the contract that was already approved for \$87,000. Fisher stated this was an oversight. Bennett asked if these were the room signs. Fisher confirmed this was correct. Medahko stated she would like to receive an answer as to how this oversight occurred. Fisher stated a report could be generated. Medahko stated there was an owner's rep that should be overseeing this. Fisher stated there were a million details that have to do with this project and some mistakes do occur. Sam stated that this kind of oversight appears to "nickel and dime us to death". Sam stated the CMT should be exploring the avenue if any liability issues could be addressed. Sam stated we have contracts with all of these entities and possibly do an out of court settlement looking for a remedy. Sam was suggesting that some of these issues be moved to the legal department for review for liability. Fisher stated do not have a contract with Corbin as this fell under Cunningham-Limp although they did work very closely together. Ruitter stated there have been a lot of change orders since she has been on Council. Bennett asked if should deal with this oversight with Cunningham-Limp. Bennett stated that Bob Frazier, as owner's representative, was the responsible person for this oversight. Fisher addressed the number of change orders that have come forward, he reminded Council members that the outset was a design build contract and some of the changes that have come forward have fallen to a category that might be project clarifications. Fisher stated that some of the change orders are actually there to address particular design portions of the project that were not well conceptualized at the time of approval. Bennett stated all change orders were not necessarily change orders. Bennett stated that some of the change orders were additions and should have had under a different heading. Fisher stated all of the bulletins have not been moved to change orders. Fisher stated trying to minimize those. Fisher stated as the project became clearer and clearer, change orders would be needed. McCatty asked to take a break as she has more questions about some Closed Session materials. Parsons stated, in his opinion, further discussion would not clear the situation, therefore Parsons called the question.

**Roll Call**

C. Bennett – Yes	C. Fisher – Yes	T. Kleeman – Yes
L. McCatty – Abstain	P. Medahko – Abstain	S. Parsons – Yes



E. Porter – Absent	P. Ruiter – No	J. Sam – Abstain
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Motion carried (4-1-3-1)

Fisher would like to discuss any issues individually with the Council. Bennett insisted that this matter not be dropped.

Meeting was recessed at 12:22 p.m.

Reconvened from recess at 12:35 p.m.

**6. Approval of McNally International to Receive, Inspect, Assemble and Install FF&E items**

Removed from the agenda.

**IV. Old Business**

**V. New Business**

**A. Acceptance of Reports**

**1. Financial Report**

Sam stated that the revenue numbers have again not been reported correctly and have not been since December 2001. Sam stated the report does not differentiate between use of Grant Revenue or Gaming Revenue. Sam stated every report for every component of the Government indicated a deficit (negative balance) except for the last few pages. Sam was not comfortable accepting the financial reports in this condition. McCatty stated this report was given to the Council by the Ogema and Council would only be accepted for filing. House stated that McCatty was correct that the Council would not be agreeing to the report but could include in the motion to accept that a follow-up memo would need to be done. Sam stated that the Ogema was required by Constitution to keep the Tribal Council informed of the financial condition of the Tribe. Sam stated this report states the Tribe was working in the red and objects accepting this report.

**MOTION TO REJECT THE FINANCIAL REPORT FOR MARCH 2002 FURTHER TO REQUEST FROM THE OGEMA AN ACCURATE FINANCIAL UPDATE ON CONDITION OF THE TRIBE.;** by Sam; supported by Kleeman.

**Roll Call**

C. Bennett – Yes	C. Fisher – Abstain	T. Kleeman – Yes
L. McCatty – No	P. Medahko – Abstain	S. Parsons – No

E. Porter –	Absent	P. Ruiter –	Yes	J. Sam –	Yes
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Motion carried (4-2-2-1)

## 2. Director of Operations Report

Sam stated there was no health clinic report or economic development report. Sam requested Davis follow-up with the health clinic and economic development to ascertain when those reports would be available. Sam stated that accounting report showed 72 travel requests, however, in the Director of Operations report only 14 department budgets reported travel. Sam suggested an update as to the discrepancy in the travel figures. Sam indicated the Goals and Objectives narrative was an important part of the report, and noted it was not included. Davis thought that the 72 travel requests may have been accumulated for the year. Sam stated it was in the report that 72 travel arrangements were made in the month of March. McCatty asked about the Tribal meetings on page seven of the report. Davis stated those meetings pertain to the accounting department. McCatty asked how the Anishabawin Conference fits into the accounting department. Davis stated if certain employees have shown continual attendance to language classes have been allowed to attend conferences that deal with language because of their commitment. McCatty also asked if those employees were paid their regular pay while attending conferences. Davis stated it was part of the employees' educational leave.

Dan Broton arrived at 12:40 p.m.

Kleeman asked what Candace Chapman's job title is. Davis stated it was Community Relations Director. Kleeman asked why the meetings Chapman attends were not included in the report. Davis stated there was a lot involved with publishing the newsletter. Kleeman asked if Davis was the final okay of the newsletter. Davis stated he reviews for editing and Chapman reports directly to him.

Medahko inquired about software server for the Census office. Davis replied he was trying to get one of the software service technicians to come to the Tribal office. Davis stated the demonstration software worked beautifully, however, once it was installed problems appeared.

House posed a question regarding member income tax preparation by the Tribe's accounting staff and liability issues for the Tribe. House stated this was a voluntary process and that if the member gets audited the Tribe was not behind them. Broton stated they



were signed as unpaid preparers. Broton stated if a complex return a member probably wouldn't just drop off their return. Broton stated 186 members were serviced for the income tax preparation. Broton would be happy if the Tribe did not pursue this anymore as it was very time consuming. Broton stated could contract through a local CPA firm for liability reasons. House stated she was worried about the risks involved and did not realize employees were signing those forms. House stated need to create a form, prior to next year, for this particular assistance, that these were prepared that the Tribe will not in any way stand behind the members and keep a copy in the files the Tribe was maintaining for this instance. Broton stated the preparers do not sign the forms but come automatically as an unpaid tax preparer. Sam stated a suggestion for the program was to have a different person be trained to handle the tax preparer. Broton stated a majority of the tax returns were done after hours or on weekends. Broton stated he only does about a quarter of the tax returns and Loretta Staff does a majority of those returns. Speaker Parsons felt the Tribe was asking a lot of staff to give up their own time to do tax returns for members and would like to speak with Broton regarding tax returns.

McCatty asked for an update on the Eagle Camp and if there were children currently registered for Eagle Camp. Davis did not know, however, he stated he would inquire. Also, McCatty queried as to the status of the cemetery regulations.

McCatty stated it was noted the Economic Development Department was continuing involvement with the gas station report and there was statement in the financial report stating the gas station was on hold. Davis stated this project was stalled and the Tribal Council or the Ogema have not decided to stop this project. Davis stated he personally supported the idea of the gas station and would like to have a decision to move forward on the project.

**MOTION TO ACCEPT FOR FILING THE  
DIRECTOR OF OPERATIONS REPORT DATED  
MARCH 2002; by Sam; supported by Kleeman.**

**Roll Call**

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

Motion carried (8-0-0-1)

**3. Legislative Report**

**MOTION TO ACCEPT FOR FILING THE LEGISLATIVE REPORT DATED APRIL 23, 2002;** by Medahko; supported by Kleeman.

**Roll Call**

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

Motion carried (8-0-0-1)

Kleeman queried how Public Safety was able to make an arrest as indicated in the report. Davis stated he did not have the answer, however, he would follow-up on Kleeman's inquiry.

**B. Acceptance of Commission Reports – March 2002**

**1. Binojeeuk Commission**

Kleeman asked if it was still a problem with attendance of Commissioners at meetings. Medahko stated it was still a problem, however, it was being monitored. Speaker Parsons asked what the acronym MICWA represented. Medahko stated it was the Michigan Indian Child Welfare Act.

**MOTION TO ACCEPT THE BINOJEEUK COMMISSION REPORT AS SUBMITTED FOR MARCH 2002;** by Sam; supported by Kleeman.

**Roll Call**

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

Motion carried (8-0-0-1)

**2. Enrollment Commission**

Kleeman stated when she served on the Enrollment Commission and the Minutes were always accepted in Closed Session. House stated in consultation with Attorney Helen Ann Yunis there would not be any reason that this information would need to be confidential. House stated the Commission itself was not a confidential activity. McCatty asked about abstention votes. House stated that an abstention was a non-vote and does not count. McCatty stated it was noted that the Enrollment Commission was



to examine the Bereavement Benefit Program. House stated the Bereavement Benefit Program Ordinance has been expanded to include children, which were not otherwise enrolled but may be a stillborn infant. House indicated the Ordinance requires an application, on behalf of the stillborn infant, be filed with the Enrollment Commission. House stated that under Section 5.02 – it stated final determination comes from the Enrollment Commission as to whether the stillborn child would have been entitled to enrollment. Bennett asked if Alexander’s job title was Registrar. House stated when amendments were created to the bi-annual audit procedures it was decided Enrollment Officer would be a broader title than Registrar. House stated as an Enrollment Officer it was Alexander’s job to make the initial recommendation to the Enrollment Commission. House stated if denied enrollment under the Bereavement Funds could repeal that decision. McCatty stated that someone has relinquished their membership and whether that person would mind if their name was in a public document. House stated there was nothing in the Constitution that states this was a confidential issue.

Joe LaPorte arrived at 1:18 p.m.

**MOTION TO ACCEPT FOR FILING THE  
ENROLLMENT COMMISSION REPORT DATED  
APRIL 2002; by Kleeman; supported by Bennett.**

**Roll Call**

C. Bennett – Yes	C. Fisher – Yes	T. Kleeman – Yes
L. McCatty – No	P. Medahko – Yes	S. Parsons – Yes
E. Porter – Absent	P. Ruitter – Yes	J. Sam – Yes

Motion carried (7-1-0-1)

Davis apologized for not having the answer regarding the Public Safety arrest. LaPorte stated there was an arrest made concerning a citation issued by the Conservation Department and the individual failed to appear. Because of the failure to appear a warrant was issued for the arrest.

**3. Housing Commission**

**MOTION TO ACCEPT FOR FILING THE HOUSING  
COMMISSION REPORT DATED MARCH 2002; by  
Kleeman; supported by Fisher.**

**Roll Call**

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

Motion carried (6-2-0-1)

**4. Natural Resources Commission**

Sam stated the Natural Commission was planning to destroy the old barn on the Custer property. Ruiter stated the Natural Resources had money to support fisheries but not to repair the barn. Sam asked about March 27<sup>th</sup> Special Meeting regarding the United States Forest Service request for an easement. McCatty stated Bill Brooks was completing paperwork regarding the easement.

**MOTION TO ACCEPT FOR FILING THE  
NATURAL RESOURCES COMMISSION REPORT  
DATED MARCH 2002; by Kleeman; supported by Sam.**

**Roll Call**

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

Motion carried (8-0-0-1)

**C. Acceptance of Committee Minutes**

**1. Elders Committee – 4/6/02**

Kleeman inquired about the eligibility for the \$100 provided by Helping Hands. Kleeman state she hoped the new program materials had been distributed to the Elders as rules have changed. Discussion was held regarding the changes in procedure for the Helping Hands program.

Sam asked that a motion be made to request from the Director of Operations a copy of current policies and procedures for all Tribal programs.

McCatty stated that there were 61 Tribal members and 17 other Native Americans, for a total of 78 Native Americans working at the Casino. Speaker Parsons stated that the Elders Committee referenced 1/8 Blood quantum, however, it was not their responsibility to make a decision regarding blood quantum and wanted that point to be made for the record. Glocheski stated some



of the Elders want to close enrollment. Speaker Parsons reminded Glocheski in order to close enrollment it would need to go before the membership for a vote. Speaker Parsons stated Tribal Council does not need to be included in a petition process as long as there was a petition for 1/3 of the membership. House stated that 30% of the membership who were age 18 and over would be included for the petition, does not need to be registered, however must be a qualified member. Bennett asked that they do not need to be a voting member. House stated that there was a secretarial vote that does not mandate that the person be a voting member just a qualified member.

**MOTION TO ACCEPT FOR FILING THE APRIL 6, 2002 ELDERS COMMITTEE REPORT;** by Sam; supported by Medahko.

**Roll Call**

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

Motion carried (8-0-0-1)

**2. Cultural Preservation Committee – March 2002**

McCatty stated there was a discussion on page three for a band after the pow wow on the pow wow grounds. McCatty stated she does not believe there should be alcohol as this was a Tribal event. Sam asked that a notice be sent regarding alcohol at the pow wow activities and also make a recommendation that members should not have to pay to get into the pow wow. McCatty stated people drive a long way and should not have to pay to go to the pow wow. McCatty stated on page two there was old business one through six and wondered if anyone has knowledge of what this was pertaining to. Davis stated it was pertaining to the parking lot and the cost involved to make the lot a little larger. McCatty spoke of how CPC was in need of having a facility for food and her suggestion was to have a trailer reserved for this purpose. Glocheski stated the trailers would need to be totally renovated. Speaker Parsons stated some of the trailers were being leased and some were owned. Parsons stated that there was a thought to have these trailers donated.

**MOTION TO ACCEPT FOR FILING THE CULTURAL PRESERVATION COMMITTEE**

**REPORT DATED APRIL 22, 2002;** by Kleeman;  
supported by Ruiter.

**Roll Call**

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

Motion carried (8-0-0-1)

**MOTION TO HAVE THE TRIBAL COUNCIL SEND A LETTER TO THE CULTURAL PRESERVATION COMMITTEE RECOMMENDING THAT ENTRY FEES INTO THE POW WOW BE WAIVED FOR TRIBAL MEMBERS;** by Sam; Motion withdrawn.

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Phillip Memberto arrived at 1:50 p.m.

Fisher asked that it be clarified if families and spouses would need to pay the entry fee for the pow wow. Parsons suggested a work session with Cultural Preservation regarding the Pow Wow fees and alcohol. McCatty suggested leaving the no fee to just enrolled Tribal members. Sam suggestion is to have a pass made up for a vehicle ahead of time. Memberto stated there is revenue made from the pow wow to be able to do other pow wows. Memberto stated 90% of the pow wows charge.

**MOTION TO SEND A RECOMMENDATION TO THE CULTURAL PRESERVATION COMMITTEE TO ALLOW TRIBAL MEMBERS INTO THE REUNITING SACRED CIRCLE POW WOW AT NO CHARGE;** by McCatty; supported by Kleeman.

Bennett asked if Elders are admitted to the pow wow free of charge. It was confirmed that this is correct. Speaker Parsons clarified that this is only a recommendation to the Committee and not an official action.

**Roll Call**

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

Motion failed (4-4-0-1)

Speaker Parsons suggested that the Council meet with Cultural Preservation to discuss these issues so all concerns are met



regarding the pow wow. Sam stated Stone Blue was referenced in the minutes and made it clear to Memberto that the Council requests that no alcohol be served. Memberto stated there has never been alcohol at the pow wow grounds and security will be there both nights.

**D. Acceptance of Minutes & Reports from other entities**

**1. Little River Maintenance and Construction Board**

**MOTION TO ACCEPT FOR FILING THE LITTLE RIVER MAINTENANCE AND CONSTRUCTION BOARD MONTHLY REPORT DATED MARCH 2002;**  
 by Sam; supported by Medahko.

**Roll Call**

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

Motion carried (8-0-0-1)

**E. Appointment of Brian Medacco to the Enrollment Commission**

Medacco would serve the remainder of term ending 9/20/03. McCatty expressed concern that vacancy was not advertised for four weeks. House stated it is noted in section 7.04b that could be placed in the newspaper or in a posting area.

**MOTION TO APPOINT BRIAN MEDACCO TO THE ENROLLMENT COMMISSION FOR THE REMAINDER OF TERM ENDING SEPTEMBER 20, 2003;** by Bennett; supported by Kleeman.

**Roll Call**

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

Motion carried (8-0-0-1)

**F. Approval to Continue Providing Health Insurance Coverage for Employee Dependents Ages 19-25**

Davis stated further information that the dependent coverage would not able to be purchased for same coverage, therefore, Davis recommended to not make a change at this time. Ruiter asked

what the rate would be. Davis stated it would be more than what was being presently paid approximately \$200 for employees.

**MOTION TO CONTINUE PROVIDING HEALTH INSURANCE COVERAGE FOR EMPLOYEE DEPENDENTS AGE 19-25;** by Bennett; supported by Sam.

Bennett withdrew her motion and Sam withdrew her support.

**MOTION TO CONTINUE PROVIDING HEALTH INSURANCE COVERAGE FOR EMPLOYEE DEPENDENTS AGE 19-25;** by Kleeman; supported by Sam.

House asked for a brief recess at 2:09 p.m.

Council reconvened from recess at 2:12 p.m.

**Roll Call**

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

Motion carried (8-0-0-1)

**VI. Concluding Business**

- A. Next Meeting Date(s) – May 1, 2002**
- B. Public Comment Period**

*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 Ruitter; supported by Kleeman.

**Roll Call**

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

Motion carried (8-0-0-1)

This portion of Open Session was adjourned at 2:15 p.m.



**MOTION TO GO INTO OPEN SESSION;** by Kleeman; supported by Medahko.

**Roll Call**

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

Motion carried (6-0-0-3)

Council reconvened in Open Session at 4:24 p.m.

**MOTION TO MOVE RESOLUTIONS 02-0424-05 AND 02-0424-06 AND THEIR RESPECTIVE ROLL CALL VOTES TO OPEN SESSION;** by Kleeman; supported by Ruitter.

**Roll Call**

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

Motion carried (6-0-0-3)

**MOTION TO APPROVE RESOLUTION #02-0424-05, APPROVING ATTORNEY CONTRACT WITH EUGENE ZELLER TO SERVE AS TRIBAL PROSECUTOR, AS AMENDED;** by Kleeman; supported by Ruitter.

**Roll Call**

C. Bennett – Absent	C. Fisher – Yes	T. Kleeman – Yes
L. McCatty – Abstain	P. Medahko – Yes	S. Parsons – Yes
E. Porter – Absent	P. Ruitter – Yes	J. Sam – No

Motion carried (5-1-1-2)

**MOTION TO APPROVE RESOLUTION # 02-0424-06, APPROVAL OF SPECIAL COUNSEL CONTRACT WITH AYER & HUGHES;** by Kleeman; supported by Ruitter.

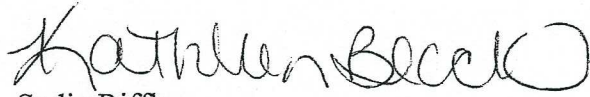
**Roll Call**

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

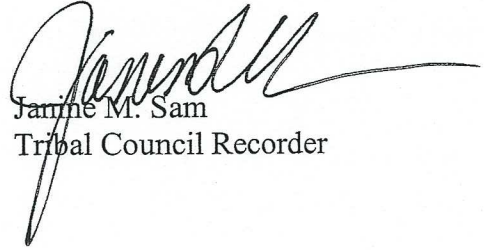
Motion carried (7-0-0-2)

The meeting was adjourned at 4:30 p.m.

Respectfully submitted,



~~Sadie Riffle~~  
Transcribing Assistant



Janine M. Sam  
Tribal Council Recorder