



Little River Band of Ottawa Indians
PO Box 314
Manistee MI 49660-0314

LITTLE RIVER BAND OF OTTAWA INDIANS
TRIBAL COUNCIL MEETING MINUTES
Thursday, May 27, 1999

*Elaine/Connie
appd 8/24/99*

Notes did not indicate who did the opening prayer.

Meeting was called to order at 6:20 p.m.

All Tribal Council members were present with the exception of Bill Willis and Kathy Berentsen at roll call. A quorum was established.

CONSENT AGENDA

Modified agenda (omit last sentence of New Business, Item D) was approved by a vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions.

Tribal Manager's report was accepted as filed by a vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions.

INTRODUCTION OF GUESTS AND PUBLIC COMMENT

Gary Lewis introduced himself and Turtle Crossing was discussed.

OLD BUSINESS

A. ADOPTION OF AMENDED TRIBAL SEAL ORDINANCE. Council discussed amendments at Work Session. Proposed amendments were reviewed by Tribal Court and posted for public comment. No public comment was received. One revision suggested from the DRAFT, which is incorporated in the final version – this is to give the amendments immediate effect. (SUBMITTED BY B. WILLIS). Motion to approve amended Ordinance was made: vote was 7 in favor, 0 opposed, 2 absent, 0 abstentions.

IV. NEW BUSINESS

A. AUTHORIZE DISBURSEMENT OF PER CAPITA FUNDS TO MINORS REACHING THE AGE OF 18 DURING THE MONTH OF MAY. (SUBMITTED BY D. LONN). 80/20 Plan and Ordinance # 98-200-04 requires Council approval of disbursement of funds held in trust for minors. The following individual turned 18 in May and has requested disbursement of her funds: Jessica Lynn Lewis. Resolution #99-0527-01 was approved by a vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions. This authorized disbursement as noted above.

B. APPOINTMENT OF LAVERN OREN TO THE BENOJEEUK COMMISSION. Request approval of appointment of Lavern Oren to the Binojeeuk Commission. (SUBMITTED BY J. SPALDING & B. WILLIS). Lavern's appointment to Commission was approved by a vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions.

C. GAMING COMMISSION APPOINTMENTS - TRIBAL COUNCIL CONFIRMATIONS NEEDED FOR TOM GUENTHARDT AND SUE SCHULTZ. (SUBMITTED BY J. CAMPEAU). Tribal Council confirmations needed for Gaming Commission appointments of T. Guenthardt and S. Schultz. Both were appointed for four years. Both Gaming Commission appointments were approved with vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions.

D. REVISIONS TO LIQUOR CONTROL ORDINANCE TO CORRECT TYPOS AND TECHNICAL COMMENTS OF BIA. (SUBMITTED BY B. BROOKS). BIA's technical comments are attached. Bill Brooks will prepare revised Ordinance incorporating comments. Final Ordinance needs to be forwarded to BIA for publication in Federal Register. Tribe can then begin licensing process under ordinance with County. The Housing Commission is requesting reappointment of Robert Campeau to the Housing Commission. Corrections and resubmission was approved by a vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions. Related resolution was #99-0527-02.

E. RESOLUTION AUTHORIZING EXECUTION OF MEMORANDUM OF UNDERSTANDING WITH BIA FOR FISHERY ASSESSMENT PROJECT UNDER THE LITIGATION SUPPORT REQUEST. (SUBMITTED BY A. MARTELL & B. BROOKS). The Tribal Council has approved Resolution before, however, the BIA wants a new Resolution since work is being done under a MOU rather than 638 contract. Archie is revising the scope of work to reflect the late start of the project resulting from the BIA's delays. Resolution #99-0527-03 was approved by a vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions.

F. RESOLUTION APPROVING AMENDMENT #1 TO SPECIAL COUNSEL CONTRACT WITH CALCUTT, CUNNINGHAM, ET AL, TO EXTEND CONTRACT TERM AN ADDITION 2 YEARS. THE ANNUAL CEILING ON FEES AND EXPENSES OF \$25,000 AND \$7,500 PER YEAR RESPECTIVELY WOULD REMAIN THE SAME. THE HOURLY RATE FOR PARTNER FEES WOULD BE INCREASED FROM \$140 TO \$150 PER HOUR AND THE FIRM NNAME WOULD BE REVISED TO REFLECT THE FIRM'S MERGER. (SUBMITTED BY B. BROOKS). Need to extend contract term. The firm would be used to assist with contract, real estate and business development issues. Work would be "farmed out" by me on a project specific basis to control fees and I would continue to monitor completion of work and billings. The amendment would need to be approved by the BIA. After discussion, Resolution #99-0527-04 was approved by a vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions.

G. RESOLUTION APPROVING AMENDMENT #3 TO SPECIAL COUNSEL CONTRACT WITH MARC SLONIM'S FIRM, ZIONTZ, CHESTNUT ET AL, TO INCREASE THE ANNUAL CEILING ON FEES AND EXPENSES FROM \$25,000 AND \$7,500 PER YEAR RESPECTIVELY TO \$50,000 AND \$15,000. (SUBMITTED BY B. BROOKS). The current ceiling in the contract with Marc's firm is inadequate for the amount of work anticipated, given the intense negotiation schedule. There are sufficient funds approved in the funding document for attorney fees and we expect to receive approval for additional funds this year. Resolution #99-0527-05 was approved by a vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions.

H. RESOLUTION APPROVING FEES AND EXPENSES FOR ZIONTZ, CHESTNUT ET AL FOR THE MONTHS OF MARCH AND APRIL 1999. (SUBMITTED BY B. BROOKS). Need resolution approving fees and expenses for these months for work in U.S. v. Michigan. Detailed invoice is attached. Resolution #99-0527-06 was approved by a vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions.

I. MOTION TO APPROVE THE APPLICATION FOR TRIBAL RESOURCES GRANT PROGRAM (TRGP). (SUBMITTED BY T. GUENTHARDT). Application would provide training and outfitting of two police officers and a new vehicle for them. Grant has deadline of 5/28/99. Related motion to approve application was made and vote was 7 in favor, 0 opposed, 2 absent, 0 abstentions.

J. RESOLUTION TO APPROVE THE SUBMISSION OF A CONCEPT PAPER TO BUREAU OF JUSTICE FOR AWARDS FOR PLANNING AND IMPLEMENTING STRATEGIES FOR COMMUNITY PROSECUTION. (SUBMITTED BY C. FISHER, J. SAM & B. BROOKS). Grant would provide approximately \$75,000 for the purposes of planning system of prosecution that would be implemented by the Tribe. Concept Paper has deadline of 6/4/99. Resolution #99-0527-07 was approved by a vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions.

CONCLUDING BUSINESS AND PUBLIC COMMENT: None noted at this point in the meeting.

NEXT MEETING DATES:	WORK SESSION	To be called at request of T. Davis
	REGULAR SESSION	6/13 in Coopersville

ADJOURNMENT OF OPEN SESSION.

This was completed after motion and vote of 7 in favor, 0 opposed, 2 absent, 0 abstentions. A Closed Session followed the open meeting.