



**LITTLE RIVER BAND OF OTTAWA INDIANS
TRIBAL COUNCIL
REGULAR MEETING
WEDNESDAY, JUNE 12, 2002
LITTLE RIVER BAND COMMUNITY CENTER**

APPROVED
12/18/02

**OPEN SESSION
MINUTES**

The Little River Band of Ottawa Indians held a meeting at the Little River Band Community Center on June 12, 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, June 12, 2002, was called to order at 10:11 a.m.

B. Roll Call

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

Quorum established.

Others Present: Jo Anne House, Kathleen Block, John Bussey, Matthew Stratton, Bob Stone, Dan Shepard, Pat Morris, Leatrice Castonia, Mark Dougher

Speaker Parsons stated Tammy Kleeman had contacted the office and will be absent as a family member is in the hospital.

Bill Willis arrived at 10:16 a.m.

C. Approval of Agenda

MOTION TO APPROVE AGENDA AS PRESENTED; by McCatty; supported by Bennett.

Roll Call

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

Motion carried (8-0-0-1)

D. Tribal Council Minutes

4/3/02

**MOTION TO APPROVE THE MINUTES OF APRIL 3, 2002
OPEN SESSION FOR TRIBAL COUNCIL MEETING;** by
Fisher; supported by Ruiter.

Roll Call

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

Motion carried (8-0-0-1)

E. Public Comment Period

Matthew Stratton asked about the eagle repository and asked if anyone followed up regarding that. Speaker Parsons apologized as he did not follow-up on that but will follow-up with the Natural Resource Department.

Stratton asked about what the plan is for the trailers at the casino and asked if they could be used for additional offices. Speaker Parsons stated some of the trailers are owned and some are leased but is not aware of any final discussions regarding the trailers. Stratton stated he needs space for the Education Department for training. Stratton would like to have one of the trailers so he would not have to set up and take down equipment every time a class is scheduled. McCatty stated the casino is looking into options for those trailers. McCatty stated the Business Board is looking at selling some of those trailers back. Sam stated the space shortages would better be addressed at a Management Meeting or in writing to the Ogema with a copy to the Council and the Director of Operations. Sam stated we need to have long-range goals, and in an effort to curtail that, would like to have something in writing for a planning process. Porter supported Sam's thoughts and ideas for long range planning. Porter asked that Stratton include the size needs for the Education Department. Dan Shepard is working on a plan for the administration building.

Don P. Koon arrived at 10:25 a.m.

Stratton asked if there has been any follow-up regarding the 4-acre parcel and placing the U.S. Forest Service Trust to change to Little River Trust. Parsons stated that he spoke with the Ogema yesterday regarding the 4-acre parcel.

Bob Stone just arrived back from an Elder's trip and thanked the Council. Stone stated there were a couple of places during the trip that he did not care to stop at. Speaker Parsons asked if Stone would be passing on comments to the Elders Committee. Stone stated he would be following up. Sam stated she is currently working on budgets for next year and would like to support activities of the Elders.

Porter stated that the Dale Carnegie course is very much appreciated by everyone and appreciated the opportunity.

Shepard stated the Cultural Preservation met last night and had heard that a consultant had been hired regarding the artwork for the Casino. Shepard stated that the artwork committee put in a great amount of work and had heard this rumor second hand and wanted to know the status.

Matthew Stratton left at 10:35 a.m.

III. Continuing Business

A. Grants & Contracts

1. Acceptance of Grant Funds From Bureau of Justice Assistance – FY2002 Bulletproof Vest Grant Partnership Program

Tribe has been awarded funding through BJA for \$2,621.50 for the purchase of protective body armor. The Tribe needs to formally accept these funds and amend the FY2002 Operating Budget.

MOTION TO APPROVE RESOLUTION # 02-0612-01, ACCEPTANCE OF GRANT FUNDS FROM BUREAU OF JUSTICE ASSISTANCE (BJA) AND APPROVING A MODIFICATION TO THE OPERATING BUDGET FOR FISCAL YEAR 2002 IN THE AMOUNT OF \$2,621.50; by Porter; supported by Medahko.

Roll Call

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

Motion carried (8-0-0-1)

Bussey had discussion regarding a meeting being held in Benzie County and invited Council to attend.

B. CMT Business

1. Artwork Update – FYI

Fisher stated there has been some concern regarding hiring a consultant for the artwork. This was approved by the Tribal Council and Fisher was in favor of. Fisher stated the consultant has a scope of work that includes making recommendations regarding art selection, sizing the look of the product which includes framing, matting and presentation, and identified places where art should be placed. Fisher stated the consultant has met with Tribal members for two days and has two more days planned to review artwork for the Casino. Fisher stated the concerns that have been expressed are valid. Fisher stated we need to develop plans to get Tribal members and Tribal artisans. Fisher stated the artwork experience is subjective. Fisher stated we're at a point now of not being able to accommodate all of the art needs that were initially identified by Cindy Brege and by Diane Roe, who is the consultant, this however is the objective. Fisher stated this process began last weekend taking into consideration some long-term issues including the development of Tribal artists and a display area within the facility to feature the work of one person or another. Fisher stated we need to address art needs for other areas and not just the casino.

Shepard asked if Diane Roe is working on other projects. Fisher stated Roe was recommended by Cindy Brege. Shepard asked if Roe was Tribal. Fisher stated she was not Tribal. Shepard asked if the consultant has a grasp of the Indian colors. Fisher stated she does have experience with Indian art, but does not qualify as an "expert", however, Roe did work with Saginaw Chippewa Tribe for Soaring Eagle Casino. Shepard asked if the consultant is selecting the artwork. Fisher stated the consultant is making recommendations. Fisher stated all of the information that was previously submitted to the Artwork Committee was handed over to the consultant to review and many more requests were made. Castonia asked about the \$400,000 that was budgeted for the artwork. Sam stated this is not the cost of the art but also includes the reproductions, copyrights, matting, and framing. Fisher stated there will be a logo on the fireplace, which will probably be done by the signage company. Fisher stated the consultant is leaning towards Tribal members. Castonia asked who has the last word in selecting art. Fisher stated the CMT has the final selection. Porter stated that some of the money would be used for framing the artwork. Fisher stated this is correct and also installation.

Shepard stated there is some really good Tribal artwork. Shepard stated Tim Gibson could do the murals and would hate to see

another person doing the murals. Fisher stated he also shares the concern with the murals. Fisher stated he is looking at fulfilling the whole art need in phases and the murals are in Phase II. Fisher stated there are no final decisions regarding the murals. Shepard asked if Tim Gibson is being considered. Fisher wanted to clarify that the CMT is looking out for Tribal members. Shepard asked that the Artwork Committee be involved to an extent. Fisher stated the limited view to the artwork for the Tribe and stated everybody needs to be concerned about this and not just the Cultural Preservation Committee and not just the people sitting here. Shepard stated he does not want the work of the Artwork Committee being set aside.

Don Koon asked how many pieces of art are needed for the casino. Fisher stated he is looking in the neighborhood of 450 pieces for the casino. Fisher stated the artwork will not all be originals. Koon asked about the gaming floor. Fisher stated there are no plans for the gaming floor. Fisher stated there will be reproductions for the hotel rooms. Koon asked what is the time frame for the initial artwork. Fisher stated we are practically out of time. Koon asked what kind of artwork are they looking for. Fisher stated there were only 4 sculptural areas identified initially but believes there could possibly be more. Koon asked if the artwork pieces will be permanent. Porter asked Fisher if anyone has been contacted that their artwork is not being used. Fisher stated that is correct. Porter stated we're trying to use as much Tribal artwork as possible. Porter stated that not everyone has time to review the artwork and cannot recommend family members. Porter stated there is artwork needed for Tribal Government and would be more honored if her artwork hung in the government offices rather than the casino. McCatty asked how many artwork pieces have been purchased. Fisher stated there are still agreements that need to be finalized. Fisher stated making arrangements to purchase a large portion made available through the meeting with Tribal members. Fisher stated this has not been done yet. Fisher stated 30 pieces have actually been acquired.

House stated she was contacted by Tresa Shawnoskey and there were questions regarding copyright, reproductions and contracts. House stated if the CMT needs assistance in those matters, they could contact her office and the consultant could help.

Sam voiced her opinion that the décor of the Resort should not be offensive to anyone. Sam noted that the Council placed confidence in the CMT when it placed the responsibility for color usage and placement with the CMT. Sam stated her opinion that a casino is not a sacred place, and commented that she hoped the

Tribe would not decorate as if it is sacred. Sam informed the members present that she did state object to using hammered copper to decorate bar top and water birds in the carpet. Sam stated those items are sacred to some members and asked that they not be included in a disrespectful manner in Casino décor. Medahko stated the need for art is not just limited to the casino and would like to see artwork in the Dome Room. Medahko stated she would not want pictures of our ancestors hanging in the casino and separating them is very important. Bob Stone stated something is not sacred unless used in a sacred way. Fisher stated the CMT did reject a beautiful piece of art for the Casino because of its spiritual nature. Fisher stated it is important to talk about all of these issues and we need to get in a place to make this happen. Shepard is happy this was discussed. Porter stated there was past discussion of a legislative update and would like to see that go forward. Shepard was just interested in getting the facts. Speaker Parsons commended Shepard for coming forward with his concerns. Sam stated Shepard approached the Council in a respectful way and did not make inflammatory statements and she appreciated that, and hoped that others would follow Shepard's example.

2. FF&E Update – FYI

Fisher stated fining tuning the delivery of the FF&E items. Fisher stated that there are some items that will not be delivered in time for the soft opening. Fisher stated the bar seating will not be in for the opening and will utilize some of the seating from the Interim Casino and some seating from the Family Dining Restaurant to accommodate the shortfall. Fisher stated the schedule is full for this week but have not heard of any other problems. Fisher stated the tables in the restroom will also not arrive in time. Fisher stated some of the items will not be delivered until mid-August. Porter asked for dates for chairs in the family dining. Fisher stated he was hoping for the end of the month for delivery. Porter asked the reason for the delay. Fisher believes it was because of manufacturing. House inquired about the ship dates listed on the FF&E list. Fisher stated most of the items are being shipped right now. Fisher stated the booths are installed. The office furniture and back of the house items are in process. The rooms are being made ready. Fisher stated is working pretty smoothly at this point. Fisher stated they're making an effort to address every single issue. Porter asked about the chairs that go around the tables in casual dining on page two. Fisher stated this is broken down and the chairs are addressed on page three. Fisher stated a lot of the furniture is in the casino as well as the machines. Fisher stated it is beginning to look like a casino.

IV. Old Business

A. Summer Youth Employment Program Approval and Budget Appropriation

McCatty asked if there was a revised program sheet. Dougher distributed the updated program sheet as Phillip Memberto was unable to attend today. Dougher stated the verbiage regarding "within the nine county area" was removed. McCatty stated she clarified with Memberto that members outside the nine county area are not excluded. Medahko asked for the expenses involved with the program. Dougher stated this was a broad estimate for needs of supplies, utensils, or special equipment. Discussion ensued regarding the program. Sam suggested adding a final resolve for assessment of the program. Program assessment will be completed at the end of the program of how this program impacts the Tribal youth within 30 days of completion. McCatty asked that these individuals all follow the personnel manual. House stated we will follow the Indian Preference and posted with employees and other Tribal entities. Dougher stated the Tribal Court has been working on a personnel manual but has not been finalized. Dougher stated any concerns could be added to the resolution. Bussey suggested a youth employment policy in the future.

**MOTION TO APPROVE RESOLUTION # 02-0612-02,
SUMMER YOUTH EMPLOYMENT PROGRAM
APPROVAL AND BUDGET APPROPRIATION, SUBJECT
TO THE INCLUSION OF THE FOLLOWING ADDITIONS
TO THE RESOLUTION FOLLOWING THE FIRST
RESOLVE INCLUDING "NOW THEREFORE BE IT
FURTHER RESOLVED THAT THE TRIBAL COUNCIL
DIRECT A PROGRAM ASSESSMENT TO BE
COMPLETED AT THE CONCLUSION OF THE
PROGRAM WHICH WILL INCLUDE THE FOLLOWING
WITHIN 30 DAYS OF THE PROGRAM CLOSE; 1)
PROGRAM PARTICIPATION LEVEL, 2) SUCCESS
RATES, 3) PROPOSED AMENDMENTS FOR FUTURE
FISCAL YEARS, 4) PROGRAM EXPENDITURES AND
RECONCILIATION; AND THE ADDITION OF "NOW
THEREFORE BE IT FINALLY RESOLVE THAT THE
PROGRAM SHALL COMPLY WITH ALL EMPLOYMENT
LAWS OF BOTH THE TRIBE AND JURISDICTIONS IN
WHICH THE PARTICIPANT IS EMPLOYED.;** by Sam;
supported by Porter.

Roll Call

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

Motion carried (8-0-0-1)

John Bussey, Mark Dougher and Don P. Koon left at 11:57 a.m.

V. New Business

A. Approval of Utility Fees

Speaker Parsons stated the utility fees have been established for the Casino ~~and Tribal Housing~~, and are set until conclusion of the Management Agreement. Parsons stated ~~this was based on an~~ approximation for 2005 budget. Parsons stated this resolution sets the rates for 2002. McCatty asked about the Tribe's ability to subsidize the amount.

*utility fees
for Tribal
approved @
12/18/02
Council
MK*

Carol Bennett left at 11:59 a.m.

MOTION TO APPROVE RESOLUTION # 02-0612-03, APPROVAL OF UTILITY RATES FOR FISCAL YEAR 2002, AS SUBMITTED; by Sam; supported by Porter.

Roll Call

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

Motion carried (7-0-0-2)

B. Resolution Ratifying Appointment of Prosecuting Attorney

MOTION TO APPROVE RESOLUTION # 02-0612-04, RATIFYING THE APPOINTMENT OF EUGENE ZELLER AS TRIBAL PROSECUTOR, WITH A CHANGE TO THE FINAL RESOLVE; IT IS FURTHER RESOLVED THAT THE TRIBAL COUNCIL AUTHORIZES THE POWERS AND RESPONSIBILITIES DELEGATED TO THE TRIBAL PROSECUTOR BY EXECUTIVE ORDER NO. 060402-01, UNTIL SUCH TIME AS THE ORDER IS EXPRESSLY REPEALED BY THE TRIBAL OGEMA OR THE TRIBAL COUNCIL ADOPTS BY ORDINANCE DELEGATION OF POWERS AND AUTHORITIES THAT WILL SUPERCEDE THE TERMS OF THE EXECUTIVE ORDER. by Sam; supported by Porter.

Roll Call

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

Motion carried (7-0-0-2)

VI. Concluding Business

- A. Next Meeting Date(s) – June 15, 2002 and June 19, 2002
- B. Public Comment Period

No public comment.

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 Sam; supported by Medahko.

Roll Call


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

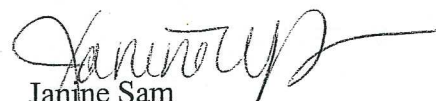
Motion carried (7-0-0-2)

This portion of Open Session was adjourned at 12:05 p.m.

Council reconvened in Open Session. There were no items to be placed in Open Session from the Closed Session. The meeting was adjourned.

Respectfully Submitted,


Sadie Riffle Kathleen Black
Transcribing Assistant


Janine Sam
Tribal Council Recorder