



**LITTLE RIVER BAND OF OTTAWA INDIANS
TRIBAL COUNCIL
REGULAR MEETING
WEDNESDAY, JUNE 13, 2001
LITTLE RIVER BAND COMMUNITY CENTER**

OPEN SESSION

AMENDMENT (added 11/26/02)

II. General Business

B. Roll Call

Correction: Elaine Porter-Present (incorrectly recorded as absent, confirmed present on tape recording and recorder notes – quorum status unchanged)

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WEDNESDAY, JUNE 13, 2001
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OPEN SESSION

MINUTES

The Little River Band of Ottawa Indians held a meeting at the Little River Band Community Center on June 13, 2001. Following are the minutes of that meeting.

I. Opening Prayer

The Tribal Council engaged in the serenity prayer.

II. General Business

A. Call To Order:

The regularly scheduled Tribal Council meeting of Wednesday, June 13, 2001, was called to order at 1:12 p.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.

C. Approval of Agenda

MOTION TO REMOVE ITEM E UNDER NEW BUSINESS; by Kleeman; support by Medahko.

Roll Call

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

Motion carried (5-4-0-0)

MOTION TO APPROVE AGENDA WITH TWO ADDITIONAL ITEMS UNDER CMT WITH #2 – WASTE WATER TREATMENT PLANT DESIGN AND #3 – NEGOTIATIONS WITH ARCHITECTS – WASTE WATER TREATMENT PLAN AND REMOVAL OF ITEM E UNDER NEW BUSINESS; by Kleeman; support by Medahko.

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)

D. Approval of Minutes

MOTION TO TABLE THIS ITEM UNTIL MONDAY'S SPECIAL MEETING; by Kleeman; support by Porter.

Roll Call

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

Motion carried (8-0-1-0)

E. Public Comment

Don Koon raised the question whether Council knew that the construction company laid everybody off. Koon stated that he was willing to waive his right from Closed Session. A letter was distributed to Council by Koon. Fisher received permission from Don Koon to share his letter with the construction company.

MOTION TO REQUEST THROUGH CHUCK FISHER, A REQUEST TO THE CONSTRUCTION COMPANY BOARD, A WRITTEN REPORT REGARDING THEIR DECISION TO LAY OFF STAFF PEOPLE INCLUDING THE JUSTIFICATION FOR THAT LAYOFF AND THE PROCESS USED TO REACH THAT DECISION; by Sam; 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)

III. Continuing Business

A. Grants & Contracts

Resolution was distributed regarding t. On April 18 we submitted a grant to the Environmental Protection Agency for \$52,000 for a air quality grant. Senior Levin was pushing for us to get the grant. We stand a pretty good chance of receiving that grant. We will know for sure by July. Mark found a place within the foundation that can provide funds for a match for that grant for up to \$16,000. This will recharge the windmill station.

**MOTION TO PASS RESOLUTION 01-06-13-01
THUNDERBIRDS TRAIL MATCHING GRANT;** by Sam;
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)

B. CMT Business

1. Bayshore Contract Amendment

Work session will be scheduled for Monday, June 18 at 10:00 a.m. (Bayshore Amendment) and 1:00 p.m.

2. Wastewater Treatment Plant Design

Work session will be moved to 10:00 a.m. on Tuesday, June 19, 2001 at the River Street bank building.

3. Architect

CMT business items 1, 2 & 3 have been moved to a work session scheduled for 10:00 a.m. on Tuesday, June 19, 2001.

These items will also be re-appearing on our next regular business meeting agenda.

IV. Old Business

A. Indian Preference Policy

MOTION TO DENY THE POLICY AS PRESENTED AND REFER IT BACK TO THE OGEMA FOR REWORKING AND FINAL SUBMISSION AT THE JULY 11, 2001, COUNCIL MEETING; by Sam; support by Fisher.

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)

V. New Business

A. Consideration of Cancellation of June 20, 2001, Council meeting.

MOTION TO APPROVE RESOLUTION 01-06-13-02 CANCELING THE JUNE 20, 2001, TRIBAL COUNCIL MEETING; by Kleeman; support by Medahko.

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)

Recommendation to post it on all the doors of the building so people are aware because they are going to get the newsletter and then they might come to that meeting and find out that it is not here.

B. Natural Resource Commission Nomination of Mike Snyder

Snyder will be serving a four year term beginning 6/13/01 and will end on this date 6/13/05.

MOTION TO APPROVE NOMINATION FOR MIKE SNYDER FOR NATURAL RESOURCE COMMISSION FOR

FOUR-YEAR TERM ENDING 6/13/05; by Kleeman; support by Porter.

Roll Call

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

Motion carried (8-0-0-1)

C. Natural Resource Commission Nomination of Ken LaHaye

LaHaye will be filling a vacancy. The appointment is for two years beginning on 6/13/01 and ending 6/13/03.

MOTION TO APPROVE NOMINATION FOR KEN LAHAYE FOR THE LITTLE RIVER BAND OF OTTAWA INDIANS NATURAL RESOURCE COMMISSION TO SERVE A TWO-YEAR TERM BEGINNING ON THIS DATE AND EXPIRING 2003; 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)

Recommendation for Tribal Council to identify that term starts when the individual is both appointed by the Ogema and approved by Tribal Council. Their authority is vested when they are sworn into office. You have to have all three in order to have authority to act.

D. Consideration of Compensation For Former Councilors to close-out Records and Offices – limited to one week

MOTION TO DENY THE RESOLUTION PREPARED AND FURTHER TO DIRECT COUNCIL TO PREPARE A RESOLUTION DIRECTING THAT ALL CLOSED SESSION MATERIALS IN THE POSSESSION OF FORMER COUNCILORS BE RETURNED; by McCatty; support by Kleeman.

Roll Call

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

Motion carried (6-3-0-0)

MOTION TO AMEND THE AGENDA TO INCLUDE TIME OF THE TRIBAL COUNCIL MEETING AND LOCATION AT THE TOP OF THE AGENDA; by McCatty; support by Medahko.

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)

E. Consideration of Legal Contract Legal Assistance to Members

MOTION TO POSTPONE THE AGENDA ITEM CONSIDERATION OF LEGAL CONTRACT LEGAL ASSISTANCE TO MEMBERS, TO 6/27/01 AGENDA; by Sam; 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)

Sam – Encouraged Council if they do have questions about these contracts to contact Bill Brooks in the interim before it comes back to the Council.

F. Consideration of Submitting Little River Band Laws to National Indian Law Library

MOTION TO APPROVE RESOLUTION 01-06-13-03, APPROVING SUBMITTING LITTLE RIVER BAND OF OTTAWA INDIANS ORDINANCES AND REGULATIONS

**TO THE NATIVE AMERICAN RIGHTS FUND NATIONAL
INDIAN LAW LIBRARY; by Porter; support by Kleeman.**

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 – Yes	J. Sam – Yes

Motion carried (7-2-0-0)

G. Resolution to change check signer designation on Tribal Accounts

This is in the same format as previously used.

**MOTION TO APPROVE RESOLUTION 01-06-13-04,
AMENDMENT, DESIGNATION OF AUTHORIZED
CHECK SIGNERS FOR THE TRIBAL COUNCIL; 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. Ruiter – Yes	J. Sam – Yes

Motion carried (9-0-0-0)

H. Resolution designating authorized Credit Card lines for Council

**MOTION TO APPROVE RESOLUTION 01-06-13-05,
DESIGNATION AMENDMENT OF LISTS OF
AUTHORIZED HOLDERS OF THE CREDIT CARDS
ESTABLISHING LIMITS AND PROCEDURES FOR USE
OF THESE SUCH CREDIT CARDS WITH THE
FOLLOWING CORRECTIONS, ALL TRIBAL COUNCIL
MEMBERS ARE AT THE SAME AMOUNT OF \$2,000; by
Kleeman; support by Ruiter.**

**MOTION TO AMEND PREVIOUS MOTION TO INCLUDE
ON THE RESOLUTION ITEM D UNDER THE POLICY
PROVISIONS THAT STIPULATES THE CARDS WILL
BE MAINTAINED BY THE TRAVEL/PURCHASING
AGENT; by McCatty; support by Bennett.**

Roll Call

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

E. Porter – No	P. Ruiter – No	J. Sam – No
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Motion to amend fails (3-6-0-0)

**TO APPROVE RESOLUTION 01-06-13-05 WITH THE
CORRECTION OF SETTING THE LIMIT AT \$2,000 EACH
FOR ALL COUNCIL MEMBERS**

Roll Call

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

Motion carried (7-2-0-0)

- I. **Resolution approving a limited waiver of Sovereign Immunity for Vendor Contract.**

MOTION FOR RESOLUTION 01-06-13-06 AUTHORIZING THE TRIBAL OGEMA OR THE ABSENCE OF TRIBAL COUNCIL SPEAKER TO EXECUTE AN ADDENDUM TO SALES LEASE AGREEMENT WITH DATA FINANCIAL SHUFFELMASTER AGREEING TO A LIMITED WAIVER OF SOVEREIGN IMMUNITY IN SUCH AGREEMENT; by Porter; support by Sam.

Roll Call

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

Motion carried (6-2-0-1)

VI. Concluding Business

- A. **Next meeting dates: June 14 (emergency meeting) and June 16 and times for both meetings will be 10:00 a.m.**

B. Public Comment Period

No public comment.

MOTION TO ADJOURN OPEN SESSION; by McCatty; support by Kleeman.

Tribal Council
Regular Meeting
6/13/01
9 of 9

Roll Call

C. Bennett – Absent	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 (8-0-1-0)

Respectfully Submitted,

Kathleen Block
Tribal Council Assistant

Janine Sam
Tribal Council Recorder