



**LITTLE RIVER BAND OF OTTAWA INDIANS  
TRIBAL COUNCIL  
REGULAR MEETING  
WEDNESDAY, SEPTEMBER 19, 2001  
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 September 19, 2001. 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, September 19, 2001, was called to order at 1:05 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 – Present  | P. Ruiter – Present  | J. Sam – Present     |

Quorum established.

Others Present: P. Morris, Leatrice Castonia, Martha Kase, John Bussey, Salli Wabsis, Gary Markowski, Phillip Memberto, Bill Willis, Brenda, Matt Stratton, Al Medacco, Jo Anne House, Kathleen Block

**C. Approval of Agenda**

**MOTION TO APPROVE AGENDA AS SUBMITTED;** by Ruiter; 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)

**D. Tribal Council Minutes: 9/5/01**

McCatty stated under "Others present" should read "Gary" not "Greg Markowski".

**MOTION TO APPROVE THE 9/5/01 TRIBAL COUNCIL MINUTES AS AMENDED WITH CHANGE OF "GREG MARKOWSKI" TO "GARY MARKOWSKI";** by McCatty; 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)

**E. Public Comment Period**

Memberto stated the fall sacred fire was started this morning at sunrise and will burn until sundown on Saturday.

**III. Continuing Business**

**A. Grants & Contracts**

**1. USDA Rural Development Community Facilities Grant**

This grant will be used for the purchase of a mini-van. It would be a \$32,000 mini-van with \$24,000 grant and \$8,000 Tribal match. This has already been placed into the housing budget. The van will be used by the housing department not the housing commission.

**MOTION TO APPROVE RESOLUTION # 01-0919-01, USDA RURAL DEVELOPMENT COMMUNITY FACILITIES GRANT;** 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)

**B. CMT Business**

**1. Little River Casino Naming Alternatives**

List of naming alternatives submitted by the subcommittee was distributed to Council. Medahko stated would like to remove the word "Rush" from arcade as this word pertains to a drug. It was then proposed to have the name "Wiishtaa" for the arcade with no English name listed. Medahko requested that "The Grove" be changed to something to do with pines or white pines. Fisher stated that all of the décor has been chosen for the "The Grove" which does not incorporate pines. Fisher stated it was the suggestion of the interior designer to use birch trees in that area. Porter stated that we will have other government buildings that will need naming in the future and "The Pines" may be a good suggestion for something like that. Porter went on to say that the décor has already been chosen for "The Grove" room. Brenda stated the area that was being named will be associated with alcohol and the committee did not want to use names of things that are important to us and that is the reason the name got generalized. House suggested "Strawberry Bend" instead of "Strawberry Bayou" as there were two "bayou's" listed. Memberto commended Kenny Pheasant on the job he did with translating the names into the Indian language.

**MOTION TO APPROVE NAMES AS SUBMITTED WITH EXCEPTION OF STRIKING THE WORDS "THE RUSH" AND REPLACE WITH "THE WIISHTAA" AND CHANGE "STRAWBERRY BAYOU" TO "STRAWBERRY BEND";** by Kleeman; support by Ruiter.

**Roll Call**

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

Motion carried (6-3-0-0)

**2. Update - heating**

FYI – Informational only. The heating and cooling equipment that was originally specified for the hotel is being discontinued by the manufacturer. The new units that are being reviewed are a little quieter. This will necessitate a change to the heating system. There will be no additional cost involved with this change.

**IV. Old Business**

**A. Resolution Approving Consulting Agreement with Linda Woods, MSW to assist Be-Da-Bin Behavioral Health Services Program**

Martha Kase stated this agreement is in line with the budget. McCatty stated needs to be a change on the second page under "resolved by" changing "that" to "by".

**MOTION TO APPROVE RESOLUTION # 01-0919-02 EXECUTING CONSULTING CONTRACT WITH LINDA WOODS, MSW AND DEVELOP BE-DA-BIN PROGRAM AS AMENDED;** by Sam; support by Kleeman.

**Roll Call**

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

Motion carried (8-0-0-1)

Fisher stated he abstained as he may be related to Linda Woods.

**II. New Business**

**A. Resolution Authorizing Execution of Lease/Participation Agreement with Mikohn Gaming and Agreeing to Limited Waiver of Sovereign Immunity in This Agreement**

**MOTION TO APPROVE RESOLUTION # 01-0919-03 AUTHORIZING THE TRIBAL OGEMA, OR IN HIS ABSENCE THE TRIBAL COUNCIL SPEAKER, TO EXECUTE AN ADDENDUM TO LEASE AGREEMENT WITH MIKOHN GAMING CORPORATION AND AGREE TO A LIMITED WAIVER OF SOVEREIGN IMMUNITY IN SUCH AGREEMENT;** 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)

**B. Resolution Authorizing Execution of Lease/Participation Agreement with Sodak Gaming/IGT and Agreeing to Limited Waiver of Sovereign Immunity in This Agreement**

**MOTION TO APPROVE RESOLUTION # 01-0919-04 AUTHORIZING TRIBAL OGEMA, OR IN THE ABSENCE OF THE TRIBAL COUNCIO SPEAKER, TO EXECUTE A PARTICIPATION AGREEMENT WITH SODAK GAMING/IGT AND AGREEING TO LIMITED WAIVER OF SOVEREIGN IMMUNITY IN SUCH AGREEMENT;** by Porter; support by Medahko.

**Roll Call**

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

Motion failed (4-5-0-0)

**C. Acceptance of FY2001 Transportation Planning & Administrative Building Contract Funds from BIA and Approving Budget Modification to FY2001 Operating Budget**

Willis stated the Tribe has been awarded these funds and basically have to formally accept them and authorize the amendment of the operating budget to include those funds.

**MOTION TO APPROVE RESOLUTION # 01-0919-04 FOR ACCEPTANCE OF FY2001 TRANSPORATION PLANNING AND ADMINISTRATIVE BUILDING CONTRACT FUNDS FROM BIA AND APPROVING MODIFICATION TO OPERATING BUDGET FY2001 IN THE AMOUNT OF \$35,216;** by Kleeman; support by Sam.

**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. Acceptance of Survey, Design and Right-of-Way Contract Funds from BIA and Approving Budget Modification to FY2001 Operating Budget**

This originally was \$60,000 and was increased \$10,000 for a total of \$70,000.

**MOTION TO APPROVE RESOLUTION # 01-0919-05 FOR ACCEPTANCE OF SURVEY, DESIGN AND RIGHT-OF-WAY CONTRACT WITH BIA AND APPROVING**

**MODIFICATION TO OPERATING BUDGET FY2001 IN THE AMOUNT OF \$70,000; by Kleeman; support by Sam.**

**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. Resolution Authorizing Tribal Ogema to Execute Engagement Letter with Egghart & Associates for 2001 Annual Audit of Little River Casino Resort and for Compliance Auditing Services**

Bennett stated that this is the same person who did the audit before and gave the results to the casino first instead of Council. She wants to be very clear that this does not happen again. Sam stated need clarification from Ogema if Egghart will contract with the Tribe, Casino, or Gaming Commission, as the same firm cannot be employed by casino and also work for the regulatory body. Sam asked if this contract is with the Tribe or with the Gaming Commission.

**MOTION TO POSTPONE THIS ITEM UNTIL 9/26/01; 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)

**F. Resolution amending Resolution #00-1218-02**

The current resolution states that Saturday meetings are to be held from 10 a.m. to 4 p.m. Sam stated the agenda is sometimes completed at least a minimum of 2 hours prior to 4 p.m. The proposed resolution will state that there is no ending time for Saturday Tribal Council meetings.

**MOTION TO APPROVE RESOLUTION # 01-0919-06 AMENDING THE TRIBAL COUNCIL MEETING SCHEDULE FOR CALENDAR YEAR 2001; by Sam; support by Medahko.**

**Roll Call**

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

|             |    |             |     |          |     |
|-------------|----|-------------|-----|----------|-----|
| E. Porter – | No | P. Ruiter – | Yes | J. Sam – | Yes |
|-------------|----|-------------|-----|----------|-----|

Motion carried (7-2-0-0)

### **III. Concluding Business**

#### **A. Next Meeting Date(s) – September 26, 2001**

#### **B. Public Comment Period**

Al Medacco asked what the CMT is and who is on it. Fisher stated the CMT is the Construction Management Team. It is a body of 3 people consisting of Bill Willis, Chuck Fisher and Dave Schultz. There are 2 advisory team members who are Tom Davis and Bob Frasier, who is our owner's representative and works through a company out of Traverse City called Bayshores. Al Medacco asked how you get on the CMT Committee. Fisher stated they were approved by the Council and the CMT members all have other responsibilities and do not receive any pay for participation in the management of that expansion project. Medacco asked if some members are spread a little thin with being on several different committees at one time. Fisher stated it does get a little busy from time to time but has not been to a point where it has been a problem for him. Fisher also stated he is not involved with the Elders in any official capacity.

Al Medacco received a phone call from a member regarding if the Tribal Council had a meeting in Wisconsin a week or two ago on the weekend. Parsons stated it was not a formal meeting but 2 Tribal Council members went to Wisconsin to meet with Tribal members to pass out information and to get information from them in terms of what their concerns were. Sam stated that the Tribal Council members volunteered to go to Wisconsin.

Wabsis had comments regarding the naming of the casino. There is a concern that alcohol will be served in the casino and that most of the names are honoring mother earth. She commented that "White Pines" should be used instead of the grove of birch trees. If the lounge already has a theme and the decorations have been picked out why is it now that the names for the lounge is being brought to the Council to decide on what the names should be. She believes this is a reverse thinking. She stated that there are different understandings of what Native American beliefs are, some are dearer to the heart than others. Wabsis stated her disappointment of some people stating that this naming process needs to be over and done with. Wabsis stated it should be a problem to change the theme and hurry up and pick something out because it hasn't been put in yet. Parsons stated that a lot of the design work has already been done. Fisher stated it is not a simple manner of changing the theme. There was a lot of work put into selection of materials that are associated with the various theming elements within the property. This is in the process of

being finalized now. Porter stated there was a lot of hours put into the pre-planning and it was not a last minute decision.

Carol Bennett left the room.

*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; support by Kleeman.

**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)

This portion of open session was adjourned at 2:35 p.m.

Council reconvened in open session at 6:33 p.m.

Carol Bennett re-entered the room.

**MOTION TO OPEN RESOLUTION #01-0918-07 AND #01-0918-08 AND ROLL CALL VOTES;** by McCatty; support by Kleeman.

**Roll Call**

|                  |                  |                  |
|------------------|------------------|------------------|
| C. Bennett – No  | 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 (8-1-0-0)

**MOTION TO APPROVE RESOLUTION # 01-0919-07, AMENDING AND CLARIFYING THE EMPLOYMENT RELATIONSHIP OF GAMING COMMISSION EMPLOYEES;** by McCatty; support by Bennett.

**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 RESOLUTION # 01-0919-08,  
APPROVING JOB CLASSIFICATION SYSTEM WITH SALARY  
LEVELS AND WAGES FOR EMPLOYEES OF LITTLE RIVER  
CASINO RESORT ("RESORT") AS PRESENTED BY THE  
BUSINESS BOARD FOR THE RESORT AMENDED BY  
STRIKING THE LAST "WHEREAS" PG 2 OF THE  
RESOLUTION, INCLUDING IN 1<sup>ST</sup> RESOLVED 9/14/01, AND  
REMOVE EFFECTIVE DATE; by Sam; support by Porter.**

**Roll Call**

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

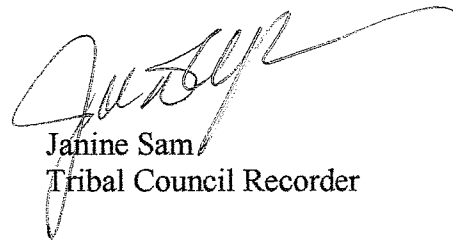
Motion carried (6-3-0-0)

The meeting was adjourned at 6:35.

Respectfully Submitted,



Kathleen Block  
Transcribing Assistant



Janine Sam  
Tribal Council Recorder