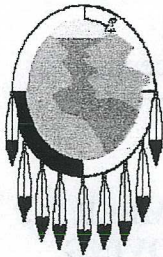


Revised

APPROVED

1/9/02



**LITTLE RIVER BAND OF OTTAWA INDIANS  
TRIBAL COUNCIL  
REGULAR MEETING  
WEDNESDAY, NOVEMBER 21, 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 November 21, 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, November 21, 2001, was called to order at 1:03 p.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: Kathleen Block, Jo Anne House, Al Medacco, John Bussey, Leatrice Castonia, P. Morris, Gary Markowski, Joan Spalding, Mark Dougher, Ruth Bussey, June Sam, Matthew Stratton, Candace Chapman, Kenny Pheasant, Phillip Memberto, Dan Shepard, Joe LaPorte

**C. Approval of Agenda**

Sam asked that the Tribal Council minutes of 11/14/01 be removed from Open and Closed Session. Fisher asked to add the Art Consideration for the Expanded Casino under – D. Bids and Contracts. McCatty asked to move the Appointment of Joan Spalding and the Appointment of Joe LaPorte out of Closed Session, keeping it under Personnel only for review of confidential documents and placing those two items in Open Session under - A. Items moved from Closed to Open Session, which would have them actually appear on the agenda twice. Sam suggested removing Old

Business A from the agenda - Adoption of Interim Benefits and Assessment Program Ordinance and Allowing for Timeline Exception for the Year 2001. There is going to be a complete change to that program. McCatty asked to remove -E. Discussion.

**MOTION TO ADOPT THE AGENDA FOR NOVEMBER 21, 2001 WITH THE FOLLOWING CHANGES, REMOVING ITEM D. TRIBAL COUNCIL MINUTES OPEN SESSION AND ALSO IN CLOSED SESSION 11/14/01 MINUTES, ADDING ITEM IN CLOSED SESSION UNDER BIDS AND CONTRACTS - ART DISCUSSION, DUPLICATING AGENDA ITEM UNDER ITEM VIII A - 1. APPROVING APPOINTMENT OF JOAN SPALDING TO THE GAMING COMMISSION AND 2. APPROVING JOE LAPORTE TO THE GAMING COMMISSION AND REMOVING OLD BUSINESS ITEM A. AND REMOVING FROM CLOSED SESSION - ITEM E. DISCUSSION;** by Sam; support by Porter.

**Roll Call**

C. Bennett - No	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 (7-1-1-0)

**D. Tribal Council Minutes**

11/14/01

Removed from agenda.

**E. Public Comment Period**

Markowski asked if Tribal Council knows of the Tribe giving money to charities for non-Tribal entities. He asked where to go for that information. McCatty stated the Ogema has made a contribution. She believed it was just a few charities. McCatty believes it was money from his budget. Markowski raised question of Tribal monies being used to fund a golf tournament. Fisher stated the tournament was a casino sponsored event or project. The first year the charity was Little Mary's and the second year the proceeds went to expanding West Shore Medical Center. Fisher stated there was no Tribal money involved in that. Sam stated she paid for her own team out of her own pocket. Fisher stated there was no Tribal money used to organize or implement this event. Sam stated casino management organized this tournament but sponsorships were obtained to fund this event. Markowski asked about the charity Little Mary's. Sam stated it is a home in Wellston who houses

terminally ill children at no cost. Sam stated the Ogema did make a contribution out of the Ogema's budget when the September 11th tragedy happened. There was a chicken barbeque fundraiser here in the area. Sam does not know the dollar figure but believes it was less than \$200 that he contributed out of his budget to that fundraising event. Markowski reiterated that he could receive more information regarding these charities by speaking with the Ogema's office. Porter stated that people privately sponsored the golf event and that not one dime came out of the Casino or Tribal budget.

Spalding stated she would like to clear up any questions regarding her address for her appointment to the Gaming Commission. She would entertain any questions that the Council may have. Parsons stated we have received that information. Spalding stated she did swear to that address. Parsons stated that the conflict of interest disclosure form was not included in the packet.

Bobbi Jo Thomas asked if Council had read the article in the Detroit newspaper and asked if there were any comments. Medahko asked for Thomas' comments. Thomas stated she thought "this was us exactly". Memberto stated he read the paper too and there is familiarity going on with all the Tribes but also be cautious of what you read in the paper and not just from the press. He stated if you read this article then you should also read the past six months worth of articles, which stated all the programs they have so you don't receive just one perspective. Fisher believes it is his obligation to disagree with saying that the paper represents what is going on in this Tribe and cannot say that strongly enough. Sam stated our Tribal membership should work harder to be educated because those articles are coming out just after a decision in a court case. Sam stated that you shouldn't believe that the Detroit Free Press doesn't work for the casino operations in Detroit. These articles that they do on Tribes is only to get people riled up and against Tribes and against their economic prosperity and they are using our own people to do it. Sam stated this Council has not collected the types of salaries that the Tribe does who was in the paper.

Markowski applauds the people who did this article and the people who came forward. Just because we are native doesn't mean we can't have differences and can't argue about these things. Markowski wishes the Detroit Free Press would come here and do an expose'. Porter would welcome them to do an exposé on our Tribe. Ruitter stated need to check into the things that they are saying really well, anything you see in the paper you have to check both sides.

Castonia said that Council members are "just board members". Fisher stated he is not "just a board member". Markowski stated Castonia can comment on what goes on here as a member.

Shepard said to look at the positive things and learn from mistakes. Shepard encouraged to not criticize and bash and instead come up with solutions. Stratton stated he could see both sides. There are some things that can be done better and things are not as bad as they were perceived. There is not anyone getting rich from working here. Stratton stated we are destroying ourselves and making accusations. Memberto stated the Sault Tribe has nothing to do with Little River. He stated it is not an easy job to be on the Council.

Chapman asks about expressing opinions, both good and bad and everybody is entitled to them, Chapman asked how do we overcome the negativity. No one is making any effort to help the situation and how to avoid these conversations. It is our responsibility as members to take an active interest and make positive inquiries. Chapman is here to get answers for the membership and answers to her questions as well. She is open to any suggestions. Chapman does not want to point fingers at the Council. Chapman stated if she feels Council is not doing their job, the Council will hear from her. Ruitter stated one way of helping to give information to the people that they want is printing Council meeting minutes in the newsletter. Chapman stated that Sam and herself are working together and she has received several sets of minutes to place in the newsletter up through the end of October.

Sam stated some of the questions the Council receives the Council does not have answers for because it may be an operational issue. She stated you may need to see the Ogema and he has an open door policy. Sam encourages people to contact the Ogema as well with question as you may receive a quicker response to some questions.

Thomas sees herself and the Tribal members in the newspaper because she goes through the budgets every year and she knows just how much money we are getting every year, Council gets more pay raises and more money than anyone else. She stated that Council does not do anything with any of our suggestions. The Ogema has turned his back on several members and it is hard to get elected. Thomas stated she has all the information in black and white. Fisher stated that at least part of Thomas' statement in terms of what is going on in this Tribe regarding the Council is false. Bennett stated when she started on Council she got \$35 stipend for over a year and drove from Muskegon. Fisher challenged Thomas to bring forward what she has in black and white and he explained that is it Thomas' obligation as a Tribal member to bring that forward. Sam stated

the Council works a lot of hours, are away from our families and give up a lot of personal time and makes a lot of sacrifices.

Pheasant stated there is already bad feelings exchanged. He stated we need to not forget why we do these things. We need to recognize those ways and maybe need to smudge again. Pheasant stated need to recognize our ways and if you have bad feelings for somebody this is not the time to bring them out, need to wait until after the meeting and go out in the parking lot if you feel like yelling at somebody. We use the excuse of public comment to ridicule somebody to embarrass them and this is not the Anishinaabe way. He asked that we proceed with this meeting and work together. He was also taught to support the people that we elect to represent us and support them and to talk to someone after a meeting and not ridicule during a meeting. Pheasant stated we should support the people we elect.

Sam stated part of her dedication to her children is sitting in the Tribal seat; this is what it was about for her father, her grandfather and for her ancestors. Sam stated she is very proud of her sons.

Medacco stated he was taught as a youngster and as a young man growing up that a Tribe was a family and is supposed to be a family. We don't always get along but should always treat each other with respect.

Porter stated she has dedicated her life to the Tribe. She would invite anyone to stand beside her and follow her through her day.

Stratton stated he does personally appreciate all of the work the Council does for him and his family. Stratton does appreciate each one of the Council members and the work that is done for the Tribe. Medahko stated Pheasant's words did touch her spirit.

Recessed at 1:52 p.m.

Reconvened from recess at 2:04 p.m.

### **III. Continuing Business**

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

##### **1. Circle of Flight**

Bussey stated this is operated by the Natural Resource Commission. There will be a controlled burn in the bayou and study the effects plants and wildlife. Bussey stated they are asking for two different amounts, first going to ask for \$26,330 but if we don't receive that will ask for \$14,000. This resolution would cover for both of those

amounts. It is noted in the resolution that there would be a Tribal match of \$10,000. Bussey was asked by Davis to remove that because we don't know if the budget is going to be or not. It is not necessary for this grant. The match has been removed from the paperwork to the Bureau.

Spalding asked what effect would the \$10,000 not being included in the grant have on the work product and the work that they plan to do. Bussey stated none that he knew of but he is unsure of what impact this would have. The \$10,000 match was not a requirement. Sam stated there may be a line item for matching funds and that may be why this item was removed from the grant.

**MOTION TO APPROVE RESOLUTION # 01-1121-01,  
 CIRCLE OF FLIGHT GRANT; by Ruiter; support by Medahko.**

**Roll Call**

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

Motion carried (6-2-1-0)

**2. Noxious Weed**

Bussey stated this is a grant to build a small greenhouse for beetles to eat weeds. Will attempt to build a \$42,000 greenhouse, which is able to house larger plants such as purple lufe strife, sage, sweet grass, black ash, and sassafras, etc. The grant would make it possible for a small greenhouse for raising beetles that eat this particular noxious weed. We would try to make a larger greenhouse out of this with going to additional grants, possibly a \$42,000 greenhouse that would be large enough to house other larger plants. There is the possibility to have the greenhouse be placed at Aki maadiziwin. This grant is for \$12,000 from this source and additional \$30,000 from another source. There would be a 70% match for a \$42,000 greenhouse. We will be trying to match the grant from private foundations. Fisher stated there was a plan for this at an earlier time. Parsons reiterated if only able to receive the \$12,000 grant that we would be able to build a small greenhouse and not the larger greenhouse that is wanted at this time.

**MOTION TO APPROVE NOXIOUS WEED GRANT,  
 RESOLUTION # 01-1121-02; by Medahko; support by Ruiter.**

**Roll Call**

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

Motion carried (6-2-1-0)

Bussey stated he has read the Stop Violence Against Indian Women Discretionary Grant. Mark Dougher was commended on his work on this grant. Bussey stated he will distribute to the Council through Block.

**B. CMT Business**

**1. Water System Modification: Hydropneumatic tank storage with building**

Fisher stated does not have a budget related to this at this point in time. This will need to come back to the Council table when all information is obtained. Fisher stated this system calls for the addition of a hydropneumatic tank storage system which would stabilize the pressure within the water system as a whole and assure delivery of the required water pressure to the casino. According to John Anderson, who is the consultant for this portion of the overall project, this is essential at this point in time. The water system has been modified and we are at a point of relatively finalizing that system that is a component of that.

**MOTION TO POSTPONE THIS AGENDA ITEM UNTIL NEXT MEETING;** by Sam; support by McCatty.

**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 (8-0-1-0)

**2. Bulletin # 33**

Fisher stated this is to purchase a new 50-ton HVAC unit instead of relocating the existing 50-ton HVAC unit on the Interim Casino. The cheapest way to do it was to buy a new unit rather than go through the procedure that would be involved in moving the unit. The CMT did authorize that purchase and attempting to have Cunningham-Limp adjust their project to include those costs in their budget. Fisher stated is not recommending that this be approved and this is to put the Council on notice that the CMT will be talking with Cunningham-Limp further. This outlines the cost involved and is mostly an FYI item.

**MOTION TO REMOVE FROM AGENDA;** by Fisher; support 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 (8-0-1-0)

**3. Bulletin # 37**

Fisher stated this is to modify water main lines for the fire protection system. Council was provided with bulletin and some other related documents. This is a fairly complicated matter. Fisher stated this would require some minor modifications to the system as a whole in order to free the existing water supply system, basically at the hydrants that are presently located in the back of the Interim Casino and along that drive. It also would involve the hooking up of the existing pump at the Interim Casino to feed that storage system, which basically eliminates the need for a larger storage system because water would be constantly being replenished into that water holding system as it was utilized. Porter asked if this would be available to the Interim Casino and cover both of the casinos. Fisher stated that this is his intention. Parsons asked about the 3<sup>rd</sup> paragraph, 2<sup>nd</sup> sentence, which states that this condition will rely on a pump to deliver water to the fire protection system and the existing Interim Casino as well as casino conference and hotel building. Fisher stated the pump house would be used to supply water into the reservoir, the 40,000 gallon existing storage tank.

**MOTION TO TABLE CMT BUSINESS ITEM #3 FOR CLARIFICATION UNTIL NEXT MEETING;** by Porter; support 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 – No

Motion carried (7-1-1-0)

**IV. Old Business**

**A. Adoption of Interim Benefits and Assessment Program Ordinance and Allowing for Timeline Exception for the Year 2001**

Removed from agenda.



**B. Memorandum of Understanding with Forest Service**

This item was tabled from last meeting. Sam stated the changes she had requested have been made. Spalding asked what this resolution entailed. Parsons stated this facilitates process of giving Tribal members permission from Natural Resources and not necessarily go through the Forest Service to gather on forest service lands. There is a December 1<sup>st</sup> date on the resolution.

**MOTION TO APPROVE RESOLUTION # 01-1121-03,  
SUPPORTING ENTERING INTO A MEMORANDUM OF  
UNDERSTANDING WITH THE U.S. FOREST SERVICE;** by  
Porter; support 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 – Abstain

Motion carried (7-0-1-1)

**V. New Business**

**A. Submission of Third Quarter Report for Bureau of Indian Affairs Programs**

FYI – Sam stated this is a report that is required quarterly by the BIA and was submitted by the Ogema on October 30, 2001. The reports are filed for the following departments, which are semi-funded through contracts with the Bureau of Indian Affairs: Indian Child Welfare, Social Services, Education, Community Relations, Circle of Flight Program, Enrollment, Public Safety, Housing Improvement and Economic Development. Sam stated there is a time period from July 1 through September 30.

**B. Acceptance of Resignation from Cultural Preservation Committee**

Parsons stated the Tribal Council needs to formally accept resignation submitted by Matthew Stratton from the Cultural Preservation Committee. Memberto stated the Committee accepted the resignation unanimously. Memberto expressed his thanks to Stratton and would like to post a vacancy open for 30 days, come back the first of the year and make a decision and submit for approval. Stratton stated in respect to his teachers such as Kenny Pheasant, Katie Glocheski, Jay Sam and Al Medacco. Stratton apologized to Memberto for events that transpired prior to this resignation. He stated Memberto does have the best interest of his Tribe at heart when he chairs the Cultural Preservation Committee. The disagreement that transpired is a personal issue for Stratton. Stratton gave

Memberto some sema and said he was sorry. Medacco stated this is the way true Anishinaabe people settle their differences.

**MOTION TO ACCEPT THE RESIGNATION FROM THE CULTURAL PRESERVATION COMMITTEE AND ALLOW THE COMMITTEE TO POST THE VACANCY;** by Sam; support 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 (8-0-1-0)

**C. Acceptance of Resignation from Gaming Commission**

Tribal Council needs to formally accept resignation submitted by Valerie Chandler from the Gaming Commission.

**MOTION FOR THE TRIBAL COUNCIL TO ACCEPT THE RESIGNATION OF VALERIE CHANDLER FROM THE GAMING COMMISSION AND NOTIFY THE OGEMA TO POST THE VACANCY;** by Sam; support 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 (8-0-1-0)

**D. Submission of Tribal budget from Ogema**

Sam stated the Tribal Council was presented with the first submission of the Tribal Operations budget from the Tribal Ogema on October 31, 2001. The Tribal Council has met with the CFO and the Director of Operations and it was determined at that time that there will be modifications made. This was a formal submission by the Ogema and the Tribal Council needs to take an action regarding the budget.

**MOTION TO FORMALLY REJECT THE BUDGET THAT WAS SUBMITTED SO TO ENABLE THE OGEMA TO SUBMIT A NEW BUDGET;** by Sam; support by Ruiter.

**Roll Call**

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

Motion carried (8-0-1-0)

**E. Identifying Representatives of the Little River Band of Ottawa Indians in National Congress of American Indians**

Sam stated the National Congress of American Indians would be holding their annual meeting next week in Spokane, WA. The Little River Band has authorized in the past a delegate who is Robert Guenthardt and appoint an alternate to the delegate in the event the delegate is not able to attend the meeting. This resolution will authorize Little River Band's participations as a member Tribe in the National Congress of American Indians and will further appoint delegate Robert Guenthardt, alternate Elaine Porter; alternate Janine Sam and alternate Steve Parsons. House did contact the Ogema and requested a verbal acceptance of submission of this resolution. He did express acceptance of names identified in this resolution. Porter asked if the dues are paid or not and Sam stated that she knows the dues are not paid and these will be paid when they arrive. Markowski asked how much the dues are for this membership. House and Sam did not know the answer to this question. Sam stated there is a fee structure in place on your Tribal membership but then there is another box that has another breakdown. Porter stated \$1,000 is the maximum. Sam stated that NIGA dues are based on gross of your casino.

**MOTION TO APPROVE RESOLUTION # 01-1121-04, IDENTIFYING REPRESENTATIVES OF THE LITTLE RIVER BAND OF OTTAWA INDIANS IN THE NATIONAL CONGRESS OF AMERICAN INDIANS; by Fisher; support by McCatty.**

**Roll Call**

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

Motion carried (7-0-1-1)

Recessed at 2:55 p.m.

Reconvened from recess at 3:01 p.m.

**F. Adoption of Emergency Action Affecting the Membership and Terms of the Gaming Commission For a Six-Month Period**

Parsons stated the Gaming Commission now only has one member and it is a five-member commission. There are two appointments in Closed Session that we hope to act on today. It was proposed that we entertain a resolution reducing the membership of the Gaming Commission from five to three so that they could conduct business until we can get back up to the five membership commissions and/or take some other kind of action to try to avoid this in the future. This is a way to try to get back into compliance with the commission and this will be a temporary fix to be in compliance.

Medacco stated the rumor is the Council is trying to cut the commission down from five to three. Parsons stated this is correct but this is only temporary for six months. The idea is to put ourselves in a position where we are in compliance. Sam stated that by moving the commission from five to three that wouldn't prohibit people from applying for commissioner and when there are enough people interested in being on the Gaming Commission the Council would rescind this resolution, which was meant to be a six-month period. Fisher stated this does need NIGC approval and we are taking this as a temporary measure at this point. Fisher does expect a further review of the Gaming operation so we do not have this problem in the future. Parsons suggested having alternate Gaming Commissioners and have individuals step in just for instances like this.

**MOTION TO POSTPONE THIS ITEM UNTIL AFTER THE APPOINTMENTS ARE APPROVED OR DENIED;** by McCatty.

Bennett asked what you would find on a background check that would stop you from qualifying for this. Sam stated it would be a crime or conviction involving theft or cash related transactions and certain financial qualifiers such as tax evasion. Medahko asked how long it takes for a background check. House stated it would depend on how many times a person moved or changed jobs or their own personal background. It can take anywhere from a month to three months. Parsons stated he had heard 30 to 60 days is average.

Parsons stated the motion on the floor dies due to lack of support.

**MOTION TO APPROVE RESOLUTION # 01-1121-05, ADOPTING EMERGENCY ACTION AFFECTING THE MEMBERSHIP AND TERMS OF THE GAMING COMMISSION FOR A SIX MONTH PERIOD;** by Fisher; support by Ruiter.

Sam asked if this resolution is adopted if we need to send this to the NIGC. House states it would be appropriate to notify the NIGC of this emergency temporary action. Sam asked if we need to take a separate

motion to provide that notice or could we do this as a function of the office. House stated this can be done as a function of the office. McCatty stated there are two grammatical mistakes in the resolution. The second to the last WHEREAS should be "Gaming Commission's support offices" and the last WHEREAS should be "allows for a long term decision to "be" made in a reasonable and time manner".

**Roll Call**

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

Motion carried (7-1-1-0)

**G. Approving Cancellation of the December 26, 2001 Tribal Council Meeting**

Fisher noted this is the day after Christmas.

**MOTION TO APPROVE RESOLUTION # 01-1121-06, APPROVING THE CANCELLATION OF THE DECEMBER 26, 2001 TRIBAL COUNCIL MEETING;** by Fisher; support 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 (8-0-1-0)

**VI. Concluding Business**

- A. Next Meeting Date(s) – November 28, 2001**
- B. Public Comment Period**

There was 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 Ruiter; support by Sam.

**Roll Call**

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

E. Porter – Present	P. Ruiter – Yes	J. Sam – Yes
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Motion carried (8-0-1-0)

This portion of Open Session was adjourned at 3:14 p.m.

Council reconvened in Open Session at 4:17 p.m.

**MOTION TO GO INTO OPEN SESSION;** by Fisher; support by Sam.

**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 (7-0-2-0)

**MOTION TO APPROVE JOAN SPALDING WITH APPOINTMENT TO THE LITTLE RIVER BAND OF OTTAWA INDIANS GAMING COMMISSION TO SERVE THE REMAINDER OF A FOUR YEAR TERM PREVIOUSLY HELD BY TOM GUENTHARDT;** by Fisher; support by Sam.

**Roll Call**

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

Motion carried (4-2-2-1)

**MOTION TO GO BACK INTO CLOSED SESSION;** by Fisher; support by Sam.

**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 (7-0-2-0)

**MOTION TO GO INTO OPEN SESSION;** by Sam; support 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
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Motion carried (7-0-2-0)

**MOTION FOR TRIBAL COUNCIL TO REJECT JOE LA PORTE'S APPOINTMENT TO THE GAMING COMMISSION BASED ON AN INHERENT CONFLICT OF INTEREST BETWEEN THE GAMING COMMISSION AND HIS POSITION AS PUBLIC SAFETY DIRECTOR;** by Sam; support by Fisher.

**Roll Call**

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

Motion failed (3-4-2-0)

**MOTION TO APPROVE THE APPOINTMENT OF JOE LA PORTE TO THE GAMING COMMISSION;** by McCatty; support by Medahko.

**Roll Call**

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

Motion failed (3-4-2-0)

Parsons stated he does not want an unconditional appointment of La Porte but would consider a conditional appointment. Parsons does believe a conflict of interest exists.

**MOTION TO DENY THE APPOINTMENT OF JOE LA PORTE TO THE GAMING COMMISSION BASED UPON CONFLICT OF INTEREST;** by Parsons; support by Sam.

**Roll Call**

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

Motion carried (4-3-2-0)

McCatty requested a revote on the appointment of Joan Spalding. Fisher objects. Parsons asked the basis for the revote. McCatty stated this was because of concerns with Spalding being in the Commission without

training. House stated those persons voting in favor of the motion have to raise that request to revoke.

Ruiter left at 4:40 p.m.

**MOTION TO RECONSIDER THE PREVIOUS VOTE ON THE APPOINTMENT OF JOAN SPALDING TO THE GAMING COMMISSION; by McCatty**

**Roll Call**

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

Motion failed (2-4-3-0)

**MOTION TO HAVE TRIBAL COUNCIL DIRECT JO ANNE HOUSE TO CONDUCT TRAINING WITH THE TWO CURRENT GAMING COMMISSIONERS IMMEDIATELY FOLLOWING HER RETURN FROM WASHINGTON; by Sam; support 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 – Absent	J. Sam – Yes

Motion carried (6-0-3-0)

**MOTION TO GO BACK INTO CLOSED SESSION; by Fisher; support by Sam.**

**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 – Absent	J. Sam – Yes

Motion carried (6-0-3-0)

**MOTION TO ADJOURN; by Sam; support by Medahko**

**Roll Call**

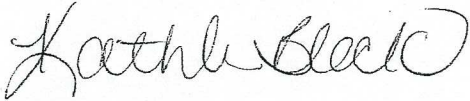
C. Bennett – Absent	C. Fisher – Yes	T. Kleeman – Absent
L. McCatty – Yes	P. Medahko – Yes	S. Parsons – Yes
E. Porter – Yes	P. Ruiter – Absent	J. Sam – Yes

Motion carried (6-0-3-0)

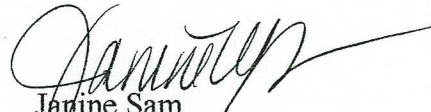


The meeting was adjourned at 5:32 p.m.

Respectfully Submitted,



Kathleen Block  
Transcribing Assistant



Janine Sam  
Tribal Council Recorder

