

APPROVED

1/9/02



**LITTLE RIVER BAND OF OTTAWA INDIANS
TRIBAL COUNCIL
REGULAR MEETING
WEDNESDAY, NOVEMBER 28, 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 28, 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 28, 2001, was called to order at 1:04 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 – Absent

Quorum established.

Parsons noted that Fisher is acting as recorder for today's meeting. Parsons also stated that Sam and Porter are not present as they are attending the NCAI Conference in Spokane, WA on behalf of the Tribe.

Others Present: Kathleen Block, Helen Ann Yunis, Bill Willis, John Bussey, Bobbi Jo Thomas, P. Morris, Leatrice Castonia, Joan Spalding, Kareen Lewis, Gary Markowski

C. Approval of Agenda

Fisher requested that CMT Business #1 Water System Modification: Hydropneumatic tank storage with building, be removed from the agenda.

MOTION TO APPROVE AGENDA OF 11/28/01, AS AMENDED, WITH REMOVING OF CMT BUSINESS #1; by Kleeman; support by Ruiter.

Roll Call

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

Motion carried (7-0-2-0)

D. Tribal Council Minutes

None for review.

E. Public Comment Period

Thomas asked to see Fisher's wages and increases in wages and she would show him hers. Thomas asked to see Fisher's wages since the time he started receiving wages until now. Parsons stated the Council's salary is a matter of public record. Block will copy the resolution establishing the salary for Tribal Council and Thomas will pick up from her. Block's telephone number was provided to Thomas.

III. Continuing Business

A. Grants & Contracts

Bussey stated the Census Coordinator position has been filled by Brian Medacco. He will begin December 10, 2001. Bussey stated this is a one-year grant.

B. CMT Business

1. Water System Modification: Hydropneumatic tank storage with building

Removed from the agenda.

2. Bulletin # 37

This item was tabled from the last meeting. Fisher stated this involves the manipulation of the water mains that are serving the fire suppression system at both the Interim Casino and Expanded Casino. It requires the installation of new underground mains to both hook up the current reservoir and the pump that are currently serving the Interim Casino so

that system can serve the Expanded Casino as well. This will not interfere at all with the fire suppression system that is currently in operation at the Interim Casino. This was the question that held this item up last week. Both buildings will have full coverage by this system. The amount involved with this change is \$66,110. The change is fairly substantial. Fisher stated this would save approximately \$150,000 by making these changes in this way. Those changes will be utilized on the tax-exempt side of the loan. This involves a lack of a need to buy a 100,000-gallon water storage system. The need was eliminated by hooking the pump to the system so it would have the capacity to continually replace the water. It also would eliminate the need for a fire pump, which has a cost of about \$55,000 attached to it. Fisher stated the CMT has recommended that these changes be made to ensure that both buildings are fully functioning. Kleeman asked if this was a temporary measure. Fisher stated this is not temporary. McCatty asked how much the larger storage system would have cost. Fisher stated this would have been about \$100,000 plus the need for a pump. McCatty stated the bulletin states this will increase the contract sum, shouldn't it be saving. Fisher stated it is going to increase Cunningham-Limp's guaranteed max. Cunningham-Limp is going to be doing this through subcontractors but this originally was on the tax-exempt side of the loan, which Cunningham-Limp doesn't have anything directly to do with so that is where we are going to see the savings. Kleeman asked if this had been discussed with Miller Schroeder. Fisher doesn't believe this needed to be discussed with Miller Schroeder, as it does not increase the loan amount.

MOTION TO APPROVE BULLETIN #37 TO MODIFY THE WATER MAINS FOR THE FIRE PROTECTION SYSTEM;
 by Fisher; 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 – Absent	P. Ruitter – Yes	J. Sam – Absent

Motion carried (7-0-2-0)

McCatty asked what the change order number is. Fisher stated this would need to be looked up.

IV. Old Business

A. Resolution Authorizing the Tribal Ogema, or in the Absence of, the Tribal Council Speaker to Execute a Deputation Agreement With the Bureau of Indian Affairs and Authorizing Submission of Such Agreement for Approval

Parsons stated this item was before Council a few weeks ago. There was a work session with La Porte to explain what the Deputation Agreement would cover. Parsons noted that Tribal Council had approved this Deputation Agreement prior to this in April of 2000. There has been no action on the Agreement and the BIA has asked that we renew this Deputation Agreement for their records. Parsons stated his understanding of the Agreement is that it provides a Federal Law Enforcement Authority for Tribal Police on trust land. This gives our Tribal Police Officers jurisdiction over non-Native people on trust lands as now they do not have that. This allows our Tribal Police to hold an individual for a 24-hour period and work with the prosecutor in Grand Rapids. This increases the ability of our Tribal Police to enforce our laws with non-Tribal members on Tribal property.

**MOTION TO APPROVE RESOLUTION # 01-1128-01,
 AUTHORIZING THE TRIBAL OGEMA, OR IN THE ABSENCE
 OF, THE TRIBAL COUNCIL SPEAKER TO EXECUTE A
 DEPUTATION AGREEMENT WITH THE BUREAU OF INDIAN
 AFFAIRS AND AUTHORIZING SUBMISSION OF SUCH
 AGREEMENT FOR APPROVAL;** 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 – Absent	P. Ruiter – Yes	J. Sam – Absent

Motion carried (7-0-2-0)

V. New Business

A. Acceptance of Grant Funds from Department of Health & Human Services (HHS) and approving budget modification to FY2001 Operating Budget

Willis stated grant Funds have been awarded by the Department of HHS and designated for the Low Income Home Energy Assistance Program (LIHEAP). The Tribe needs to formally accept the funds and amend the Operating Budget to include the funds of \$14,295. Parsons asked if this money could be carried over into next year. Willis stated this would be allowed.

**MOTION TO APPROVE RESOLUTION # 01-1128-02,
 ACCEPTANCE OF GRANT FUNDS FROM DEPARTMENT OF
 HEALTH & HUMAN SERVICES (HHS) AND APPROVING
 MODIFICATION TO THE OPERATING BUDGET FOR FISCAL
 YEAR 2001 IN THE AMOUNT OF \$14,295;** 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 – Absent	P. Ruiter – Yes	J. Sam – Absent

Motion carried (7-0-2-0)

VI. Concluding Business

- A. Next Meeting Date(s) – December 5, 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 Kleeman.

Roll Call

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

Motion carried (7-0-2-0)

This portion of Open Session was adjourned at 1:29 p.m.

MOTION TO ADJOURN CLOSED SESSION; by Kleeman; support by Ruiter.

3:55 p.m.

Roll Call

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

Motion carried (7-0-2-0)

VIII. Open Session

- A. Items moved from Closed to Open Session

MOTION TO GO INTO OPEN SESSION; by Kleeman; support by Ruiter.

No items to be moved.

MOTION TO ADJOURN; by Kleeman; support by Ruiter.

Roll Call

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


Motion carried (7-0-2-0)

The meeting was adjourned at 3:56 p.m.

Respectfully Submitted,



Kathleen Block
Transcribing Assistant



Janine Sam
Tribal Council Recorder