

**LITTLE RIVER BAND OF OTTAWA INDIANS**

**2608 GOVERNMENT CENTER DRIVE**

TRIBAL COUNCIL

REGULAR MEETING

**WEDNESDAY, DECEMBER 08, 2021, at 10:00 a.m.**

**VIA ZOOM**

# AGENDA

*\*This agenda is subject to adoption or amendment by vote of the Tribal Council\**

**Join Zoom Meeting**

<https://zoom.us/j/99705796129?pwd=OWY5SVVnUis4Y0d1aGdqMXBjRjdxZz09>

**Meeting ID: 997 0579 6129**

**Passcode: 1836**

**Call in numbers**

**1 929 436 2866     Meeting ID 99705796129   # CODE 1836 #**

**1 301 715 8592     Meeting ID 99705796129   #  CODE 1836 #**

**I. Opening Prayer**

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### II. General Business

**A. Call to Order N. Champagne**

**B. Roll Call J. Wolfe**

**C. Approval of Agenda**

###  D. Tribal Council Minutes 🞏 05/22/2021

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### III. Continuing Business

1. **Grants & Contracts**
2. Ratification of Bush Refrigeration Contract Tribal Ogema

This is the ratification of the contract that accompanies K. La Haye

 the purchase of the display walk-in cooler/freezer

 combination that was a previously Tribal Council

approved expenditure by Resolution #21-1103-265.

Remove: 2. 2021 File Review (Ratification of Contract with Tribal Ogema

 Barbara Madison) Jessica Wissner

The Enrollment Ordinance mandates a File Review

every 5 years

 **3. Ratification of Brick House Interactive Agreement Tribal Ogema**

Video production for online Endaaying Lesson and **K. Pheasant**

 other web related activities.  **L. Dorr**

 **4. Approval to execute contract with C&I Electric** **Tribal Ogema**

Current Master Agreement for electric services **M. Lucas**

 expires on 12/31/21. Award made through RFP

 process.

 **5. Approval to execute contract with Top Line Tribal Ogema**

**Electric** **LLC M. Lucas**

Current Master Agreement for electric services expires

on 12/31/21. Award made through RFP process.

**B. Budget Modifications**

**Remove: 1. Acceptance of grant funds from the Inter-Tribal** **Tribal Ogema**

 **Council of Michigan- Home Visiting Expansion H. Lindsey**

 **and approving a modification to the Operating**

 **Budget MB-2021-\_\_\_ in the amount of $74,800**

Acceptance of funds

**C. Approval of Budgeted Expenditure**

**IV. Old Business-None Submitted**

**V. New Business**

**Remove: A. EDC funding in the amount of $1,010,901.00 Tribal Ogema**

EDC is requesting funding in the amount of 1,010,901.00. **E. Magnuson**

The EDC funding amount is determined by the 2021

 Commerce Department Budget. This amount was approved

 on November 25,2020 by Resolution #20-1125-343. There

 is no budget modification required by taking this action.

 **B. Resolution Authorizing Little River Bands of Ottawa Tribal Ogema**

 **Indians as Signatory of the Brief of Amicus Curiae E. McGowen-Cuellar in Support of the Little Traverse Bay Bands of Odawa**

 **Indians v. Whitmer currently pending before the Supreme**

 **Court**

The Little River Band of Ottawa Indians is committed to the

 protection of Tribal Interest in Little Traverse Bay Bands of

 Ottawa Indians v. Whitmer, in which the petition for Certiorari

 presents the question of “whether the 1855 Treaty of Detroit

 established a federal reservation for “Little Traverse for the

 Supreme Courts review.

**Remove C. Motion to post for Public Comment Ordinance #10-800-03 N. Champagne**

 Motion is needed to post Ordinance #10-800-03 to gain public

 comments

**D. Approval of Big Fire Law Invoice Totaling $26,867 for N. Champagne**

 **August of 2021**

 Tribal Purchasing Regulations requires all $25,001 and up

 invoices must be authorized by Tribal Council Resolution.

 August Big Fire Law Invoice #2111 total is $26,867.

**Revision E. Approval of Budget Re-Allocation ~~Amending the Food~~ Tribal Ogema**

 **~~Distribution Center Construction Budget Last Mile~~ K. La Haye**

 **~~Funding to unencumber CARES Fund Portion (4998) in~~  L. Dorr**

 **~~the amount of $289,336.00~~ of CARES fund (4998) in the amount**

 **of $289,336.00 that was encumbered for the Food Distribution**

 **Center back into the CARES fund.**

Previously approved CARES Funds cannot be used because

 The project will not be completed until later in 2022.

 Unencumbering the funds will allow re-allocation of the funds

 for other allowable purposes.

Add: **F. Continuing COVID-19 Pandemic Assistance Program N. Champagne**

 Tribal Council has determined that due to the ongoing **Julie Wolfe**

impact of COVID-19, including the Delta and the Omnicom

variants, that Tribal members, who applied and received assistance

pursuant to the Tribe’s initial COVID-19 Pandemic Assistance

Program which was created pursuant to Resolution #20-0909-242,

in accordance with the Tribal General Welfare Exclusion Act of 2014,

are deemed eligible to receive additional CARES Act assistance without

further application.

### VI. Concluding Business

**A. Next Meeting Date(s) - Wednesday, December 15, 2021**

**B. Ogema Weekly Status and Business Update**

**C. Legislative Affairs Update**

 D. Public Comment Period

***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.***

**VII. Closed Session**

 **A. Tribal Council Closed Session Minutes** 🞏 **None Submitted**

**B. Submissions for business matters that are Confidential**

**1. Enterprise and/or Reservation Development matters**

 **a) 2020 Consent Decree Negotiations (Treaty Rights)**

**2. Legal Updates**

**a) Delisting of the Gray Wolf**

**b) Line 5 Update**

C. Bids & Contracts

 1. Contract between Little River Casino Resort and Tribal Ogema

 BCBS Michigan for team member healthcare

benefits

Per Attorney recommendation this contract requires

 Tribal Council approval. This item was postponed at

 the 12/1/21 Tribal Council Meeting.

 2. Approving Tribal Ogema to Execute the Third Tribal Ogema

 Amendment to the Agreement with Hobbs E. McGowen- Cuellar

 Straus for Legal Services

 No Explanation provided

 **D. Acceptance of Submission from Tribal Entities requiring action in**

Closed Session

1. Little River Holdings, LLC Minutes 🞏 September-October 2021

E. Litigation

 1. Sedelmaier v LRBOI & Romanelli (Employment Matter)

 2. Israel Stone vs LRBOI Tribal Council

 3. Larry B. Romanelli, Tribal Ogema vs LRBOI, Tribal Council

F. Personnel

G. Discussion for Items moved from Closed to Open Session

VIII. Open Session A. Items moved from Closed to Open Session

**IX. Adjourn**