



**LITTLE RIVER BAND OF OTTAWA INDIANS
TRIBAL COUNCIL
REGULAR MEETING
SATURDAY, DECEMBER 15, 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 December 15, 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 Saturday, December 15, 2001, was called to order at 10:08 a.m.

B. Roll Call

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

Quorum established.

Parsons stated Medahko called, she was ill.

Others Present: Kathleen Block, Brian Medacco, Phillip Memberto

C. Approval of Agenda

Fisher distributed copies of Construction Company Minutes under reports from other entities.

MOTION TO APPROVE AGENDA WITH ADDITION OF LETTER “B” UNDER ITEM IV; by Sam; support by Kleeman.

Roll Call

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

Motion carried (7-0-0-2)

E. Public Comment Period

III. Acceptance of Reports

A. Report of the Tribal Ogema

1. Financial Report

Discussion was held regarding accepting the Financial Report in an Open Meeting. Parsons stated the report was received only 24 hours prior. Consensus of the group was to postpone discussing the Financial Report until the next regular meeting, December 19, 2001.

MOTION TO MOVE THE FINANCIAL REPORT TO WEDNESDAY, DECEMBER 19, 2001; by Kleeman; support by Porter.

Roll Call

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

Motion carried (5-2-0-2)

Due to time constraints caused by working on the budget there was no Director of Operations report presented. Parsons inquired if Departments were planning to attend Tribal Council meetings beginning with the January meeting. Sam offered to follow-up to ascertain if Departments will begin attending Tribal Council meeting beginning in January, 2002.

B. Attorney Report

Bill Brooks presented the attorney report. Sam suggested a Resolution be presented at the Tribal Council's next meeting regarding trust status for the Tribe's land. Porter suggested discussing trust status for the Tribe's land at a meeting with the Ogema.

MOTION TO ACCEPT THE ATTORNEY REPORT FOR FILING; by Porter, supported by Kleeman

Roll Call

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

Motion carried (7-0-0-2)

IV. Acceptance of Committee Minutes

Cultural Preservation Committee

Phillip Memberto reported the Pow Wows are getting bigger and better. With the addition of electricity and water to the grounds Two Leadership camps will be conducted at the PowWow grounds each year. Mr. Memberto also stated other tribes would be invited.

The fourth quarter was very busy having the Ghost Supper and the Language Conference in Muskegon both events went very well. Also, the Veteran's Pow Wow and Feast were very successful. Memberto thanked the Council members who came and helped.

Over 350 young people came to the storytelling, there were 12 excellent speakers. Onekama, Kaleva-Norman Dickson and Manistee Public Schools participated in the storytelling day. Memberto would like to have Council encourage the Education Department to be more active with the Cultural Preservation Committee.

Sam stated background checks have been completed for new members of the Education Committee. Memberto stated, he believes, if parents were asked they would volunteer for this committee.

Parsons stated he would like to have Tribal Council do an annual report to the membership.

MOTION TO ACCEPT FOR FILING THE THIRD AND FOURTH QUARTER REPORTS FROM CULTURAL PRESERVATION COMMITTEE; by Kleeman; support by Bennett

Roll Call

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

Motion carried (7-0-0-2)

V. Acceptance of Commission Minutes

A. Housing Commission

September 24, 2001

MOTION TO ACCEPT FOR FILING THE SEPTEMBER 24, 2001, HOUSING COMMISSION MINUTES; by Kleeman; support by Porter.

Roll Call

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

Motion carried (7-0-0-2)

October 1, 2001

Sam requested a follow-up be sent to the Housing Commission asking a copy of the Meagan, Bobier-Kempf's contract be forwarded to Tribal Council.

MOTION TO ACCEPT THE OCTOBER 1, 2001 HOUSING COMMISSION MINUTES; by Porter; support by Kleeman.

Roll Call

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

Motion carried (6-0-0-3)

October 22, 2001

Eljean Kizer's employment status was discussed. Council members questioned if Kizer was under contract or how Kizer was being compensated. Also, in the Minutes of the October 22, 2001 Housing Commission it was noted a draw was made again by the Housing Commission, Tribal Council members questioned the procedure. Due to unanswered questions it was the consensus of the Council to postpone the approval of the Minutes for 10/22/01 until further information was available.

MOTION TO POSTPONE THIS SET OF MINUTES UNTIL WE FIND THESE ITEMS OUT; by Porter; support by Kleeman.

Roll Call

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

Motion carried (7-0-0-2)

October 30, 2001

Fisher stated two Executive Orders were taken, by Director Bussey, to the Ogema, the Executive Orders related to adopting the Michigan 2000 residential codes for Elder housing and Walking Shield. Sam stated, in her opinion, it was outside the Ogema's authority to act on Executive Orders pertaining to residential codes. Sam asked to send a memo to Housing Commission, with copy to Bob Guenthardt and Helen Ann Yunis citing the reference made in the Minutes of 10/30/01 of two executive orders. Sam noted under the Tribal Consitution, residential codes are Legislative in nature and should be adopted by Tribal Council. Therefore, it was beyond the scope of authority for the Ogema to excute Executive Orders regarding residential codes.

Bennett questioned the payment to Goslin in the amount of \$1,180. The October 22, 2001 Minutes listed an amount different from \$1,180.. Parsons stated it appeared the Housing Commission authorized two different payments. Porter stated , in her opinion, the Tribal Council needed to accept the minutes of October 30, 2001 with the understanding the discrepancy will be reviewed.

Bennett stated according to the Minutes, Eljean Kizer had a contract, however, not sure if it was for current position. Parsons stated the status of Kizer's contract would be addressed in Sam's letter to the Housing Commission.

MOTION TO SEND A LETTER TO THE HOUSING COMMISSION, WITH COPY TO THE TRIBAL OGEMA AND LEGISLATIVE COUNCIL, HELEN ANN YUNIS STATING THE ADOPTION OF BUILDING CODES IS CLEARLY A LEGISLATIVE FUNCTION. TRIBAL COUNCIL'S POSITION IS THAT IN ACTING OR APPROVING BUILDING CODES AFFECTING THE RESERVATION IS BEYOND THE SCOPE OF THE OGEMA'S AUTHORITY ACCORDING TO THE TRIBE'S CONSTITUTION. by Sam, supported by McCatty

Roll Call

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

Motion carried (7-0-0-2)

MOTION TO ACCEPT THE HOUSING COMMISSION MINUTES FROM OCTOBER 30, 2001 FOR FILING; by Porter; support by Kleeman.

Fisher stated the Goslin in the amount of \$1,180 appeared to be a draw.

Roll Call

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

Motion carried (7-0-0-2)

MOTION TO AMEND THE AGENDA AND PUT THE BINOJEEUK COMMISSION MEETING MINUTES UNDER SECTION V. LETTER B; by Porter; support by Fisher.

Roll Call

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

Motion carried (6-0-0-3)

B. Binojeeuk Commission Meeting Minutes

MOTION TO POSTPONE ACCEPTANCE OF 11/12/01 BINOJEEUK COMMISSION PENDING CLARIFICATION FROM CHAIRPERSON MEDAHKO; by Sam; support by Porter.

Roll Call

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

Motion carried (6-0-0-3)

V. Acceptance of Minutes and Reports From Other Entities.

A. Construction Management Team

A duplication of the November Minutes was presented in error. Bids for the pump house were addressed. Six bids for the pump were requested, however, only two were returned. There has not been a third bidder for the pump house. A case was made to go forward with only two bidders for the pump house. The purchase of a Hydropneumatic tank will be on the next Tribal Council agenda. The SBR bid package was sent to a number of prospective bidders, however, due to problems with the drawings the bids were recalled.

Kleeman asked about November's Cunningham-Limp's Minutes. Fisher stated there were two issues that had taken more time than originally planned. The first, the community water system, which was addressed and approved by the Council earlier and the second, the art work for the Casino logo. Fisher stated community water system and the art work for the Casino logo have both reached a solution stage.

A comprehensive report from Cunningham-Limp was presented. Sam stated, in her opinion, the most important component of the report was the section addressing the original contract, net change orders, total contract, percent of completion to date and current payment due. Kleeman stated she appreciated the report.

Parsons queried as to the projected completion dates for the Casino. Fisher stated no concrete date has been projected for completion of the Casino at this time.

MOTION TO ACCEPT FOR FILING THE CMT REPORT AS SUBMITTED; by Kleeman, support by Porter

Roll Call

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

Motion carried (6-0-0-3)

B. Construction Company Minutes 11/26/2001

MOTION TO ACCEPT LITTLE RIVER CONSTRUCTION COMPANY NOVEMBER 26, 2001 MINUTES; by Porter, supported by Kleeman

Roll Call

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

Motion carried (6-0-0-3)

VII. Legislative Update

A brief monthly Legislative Report authored by JoAnne House was presented. The Legislative Report gave status of activities in House's office including the drafting of the Ordinance for Commissions.

MOTION TO APPROVE LEGISLATIVE UPDATE FROM JOANNE HOUSE DATED DECEMBER 13, 2001; by Kleeman, supported by Bennett

Roll Call

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

Motion carried (6-0-0-3)

VIII. CONCLUDING BUSINESS

A. The next regular Tribal Council meeting will be December 19, 2001 at 1:00 p.m. in the Community Center.

B. Public Comment

MOTION TO ADJOURN; by Kleeman, supported by Bennett

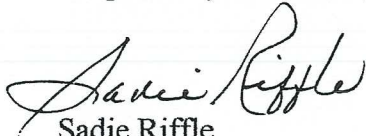
Roll Call

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

Motion carried (6-0-0-3)

No adjournment time given

Respectfully Submitted,



Sadie Riffle
Transcribing Assistant



Janine Sam
Tribal Council Recorder

