



**LITTLE RIVER BAND OF OTTAWA INDIANS
TRIBAL COUNCIL
REGULAR MEETING
WEDNESDAY, DECEMBER 18, 2002
LITTLE RIVER BAND COMMUNITY CENTER**

Approved - as amended
1/22/03

**OPEN SESSION
MINUTES**

The Little River Band of Ottawa Indians held a meeting at the Little River Band Community Center on December 18, 2002. Following are the minutes of that meeting.

The regularly scheduled Tribal Council meeting of Wednesday, December 18, 2002, was called to order at 10:11 a.m. The Speaker notified membership that Council members are en route but are delayed due to road conditions resulting from inclement weather.

B. Roll Call

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

Quorum not present.

Others Present: Al Medacco, Jo Anne House, Lee Sprague, Leatrice Castonia, Pat Morris.

Parsons clarified that in accordance with Tribal Council meeting procedures, even in absence of a quorum, a motion to stand in recess can be taken. This was confirmed by the Legislative Counsel.

MOTION TO STAND IN RECESS UNTIL 2:00 P.M.; by Parsons; supported by Kleeman.

Roll Call

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

Motion carried (3-0-0-6)

Speaker Parsons reconvened the meeting at 2:10 p.m.

I. Opening Prayer

The Tribal Council engaged in silent prayer.

II. General Business

A. Call To Order: 2:10 p.m.

B. Roll Call

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

Quorum established.

Parsons informed the Council that McCatty had called at 1:45 p.m., to indicate that she is en route to the meeting. Porter stated for the record that she did not show up for the meeting earlier today because it was miscommunicated to her, and she had been informed that the meeting was postponed until the afternoon.

C. Approval of Agenda

MOTION TO REMOVE NEW BUSINESS ITEMS E, F, G,H AND I UNDER NEW BUSINESS; by Kleeman; supported by Ruiter.

Roll Call

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

Motion carried (8-0-0-1)

MOTION TO APPROVE AGENDA, AS AMENDED; by Kleeman; supported by Sam.

Roll Call

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

Motion carried (8-0-0-1)

D. Tribal Council Minutes

June 5, 2002

MOTION TO APPROVE THE WEDNESDAY, JUNE 5, 2002 TRIBAL COUNCIL OPEN SESSION MINUTES; by Fisher; supported by Ruiter.

Roll Call

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

Motion carried (8-0-0-1)

June 12, 2002

Parsons clarified his comments on page 8 of 9, under item A of New Business regarding approval of utility fees. Clarification was that only the Casino utility fees are set by the Management Agreement, and the utility fees for housing are set with the budget.

MOTION TO APPROVE THE WEDNESDAY, JUNE 12, 2002 TRIBAL COUNCIL OPEN SESSION MINUTES, AS AMENDED; by Ruiter; supported by Medahko.

Roll Call

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

Motion carried (7-0-1-1)

December 11, 2002

Final revised minutes were reviewed by the Council. Parsons noted a change on page 6 of 10 regarding a comment about the commission meetings –change from “meetings being abusive” to “the number of meetings being abusive” to clarify that the meetings themselves are not abusive.

MOTION TO APPROVE THE WEDNESDAY, DECEMBER 11, 2002 TRIBAL COUNCIL OPEN SESSION MINUTES AS AMENDED; by Kleeman; supported by Ruiter.

Roll Call

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

Motion carried (8-0-0-1)

E. Public Comment Period

Al Medacco stated he had several questions for the Council. He raised a concern regarding the Maintenance and Construction Company, and noted that he was informed that the company has no workers and only bosses employed.

Medacco shared his concern regarding an incarcerated person that was rehired, while others cannot be hired. Medacco informed the Council that one applicant was known to him to be a veteran and an elder. Medacco believes that directors should have a dress code. Medacco voiced his opinion that directors are not making a good presentation by their dress.

Medacco stated that Elders and Veterans are supposed to be the backbone of the Tribe, yet Elders are not consulted for opinions, nor are they hired for positions. People should not be hired due to favors being granted. Medacco stated a person was interviewed, and in Medacco's opinion was the most qualified for the position, and yet this person did not get the job.

Medacco voiced his opinion that Commissions should be gotten rid of and should be accountable. Medacco also informed the Council that a person from Muskegon attempted to reach a person working for the Tribe in their office, and did not reach anyone. Medacco also asked for staggered lunch periods at the clinic, and that flextime for employees should be done away with. Medacco suggested a 24-hour hot line to get assistance if a Member has a question and used for emergencies only for prescriptions and things of that nature. Medacco also commented that the Veterans Society has been attempting to get an office and that the Veterans office only has three square feet of space. Medacco also questioned why one of the directors has cancelled 13 of 17 classes from his department. Medacco further commented that if no one is in the office to take the phone call, how could anyone schedule any classes.

Parsons requested clarification regarding the construction company comments made by Medacco, noting that there are not 9 bosses. Fisher noted that there are currently two employees working for the company at

this time, and two board members currently on the board . Medacco asked why people are doing work on the side, since the company could be doing this work? Fisher encouraged Medacco to meet with him to discuss the matters related to the Construction Company at a time following the Council meeting. Fisher informed the public that the company was awarded a bid for work at the Cancer Center, and have other bids to obtain work.

Changes
Chuck

Jonnie Jay Sam, II arrived at 2:34 p.m.

Discussion regarding the (Manistee) Veteran's office on the second floor of the bank building ensued. Parsons noted that the space on the second floor could be utilized by the Tribal Veterans' organization.

Medacco informed the Council that the Veterans discussed at their last meeting replacing or rebuilding the current fire lodge. Medacco noted that the veterans have volunteered their labor to replace the building that is, in his opinion, an eyesore.

Elaine Porter made comments regarding how discouraged she is about much of the rumors circulating over and over. Porter noted that the Council is trying to do their best, but to listen to criticism all the time is difficult. Porter noted that there is no distinguishing between a "Council" decision, or a decision made by a few that is characterized as a "council" decision. Porter noted that the council was supposed to visit the membership, and she had raised this issue before, but it did not come to completion. At the time, there was concern about individual councilors misrepresenting issues, and she would like to meet with the people and send mailings out. Porter asked that people not approach her any more with any more negative comments or rumors, and to only approach her if have concerns that are real.

Porter noted for the record that she was called at 9:30 a.m. today and told today's meeting was postponed until 2 p.m. and asked how the meeting could have been postponed before it was even called to order? Parsons reviewed the factors that resulted in the postponement of the meeting. Porter made it clear that if she had been given the proper message, she would have been here. Parsons indicated that Porter's comments will be noted in the record.

III. Continuing Business
A. Grants & Contracts

No business to come before Council.

B. CMT Business

No business to come before Council.

IV. Old Business

A. Authorizing Execution of an Engagement Letter with Egghart & Associates to Perform Audit of Books and Records of Little River Casino Resort for Fiscal Years 2002-2004 and to Perform Internal Audit for Fiscal Year 2002

This item was postponed from the 12/11/02 Tribal Council meeting pending clarification with Management Contract issues. Parsons noted that the Gaming Commission is standing by its original recommendation to engage Egghart & Associates. Brian Medacco queried who the top six firms are. Parsons indicated that the top six firms were contacted by the Gaming Commission, but not all firms responded. Parsons informed the Council that one of the bids was cost prohibitive. Parsons noted that the rankings are determined by a national accounting organization, and published annually.

Sam commented that the firm that is contracted must be present on December 31 to do a hard count of the vault.

MOTION TO APPROVE RESOLUTION # 02-1218-01, RATIFYING DECISION OF THE GAMING COMMISSION TO ENTER INTO A THREE YEAR CONTRACT WITH EGGHART & ASSOCIATES TO CONDUCT THE ANNUAL AUDIT OF THE GAMING OPERATIONS IN ACCORDANCE WITH THEIR DELEGATED AUTHORITY; by Fisher; supported by Porter.

Bennett questioned why the contract has to be a three-year period. Parsons responded that the bids that went out were soliciting a three-year contract. Ruitter noted that her problem is the timing of the issue coming to the Council and leaving no room for better preparation. Bennett commented that the Gaming Commission is responsible to bring this item to us in a timely manner. Medahko concurred with Bennett and Ruitter, and did not support the item.

Roll Call

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

Motion failed (4-4-0-1)

Brian Medacco questioned how the end of the month hard count would take place. Bennett noted that the Gaming Commission has put Council in a bind and this is a good reason to dissolve the commissions. Porter noted that Council gave the Commission the authority and that the Gaming Commission didn't do it themselves. Porter went on to state that there must be a regulatory body. Sam asked what steps Council is going to take since this item has been voted down. Kleeman stated if this was a one-year contract she would vote on it.

Ruiter noted that this isn't the first time that the Council has been placed in the position to "have to vote" on an issue. Ruiter noted that Council cannot be put in that position anymore.

Bennett voiced her opinion that the Gaming Commission did not fulfill its obligation because they failed to get the information here sooner.

Discussion regarding engagement of a firm for one-year ensued. Ruiter noted that the Council had asked for a second and third choice, and the Gaming Commission did not respond.

Porter noted that Council delegates certain things to the commissions. House stated the Gaming Commission did not negotiate for a one-year contract but the RFP's were for a three-year term. Parsons queried of an emergency meeting to deal with this issue. House stated via a conversation with Cy Hill, that all firms are available during the expected time frame and are prepared to be here on December 31, 2002 for a hard count.

MOTION TO TABLE THE ITEM; by Parsons; supported by Kleeman.

Roll Call

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

Motion carried (8-0-0-1)

V. New Business

A. Approval of Budgets

1. Approval of the Fiscal Year 2003 Tribal Government Operating Budget

Ogema Sam informed the Council that revisions have been made as suggested by the Council Budget and Finance Committee.

Lisa McCatty arrived at 3:24 p.m.

Ogema Sam noted issues involved with the audit resulted in there being a lack of information available to complete the budget. Recorder Sam questioned why the enterprise development portion of the budget was not included for 2003. Recorder Sam noted that Davis represented to the Council that the comparison from last year's budget to this year's budget was included in the budget submission, but in fact does not include those funds. Recorder Sam indicated there was an appropriation included in FY 2002 for approximately \$2 million dollars or more for new tribal enterprises through economic development that was omitted in the report. Davis stated the money was not used last year and not included in the FY 2003 budget.

Bob Davis reviewed changes to the grant fund numbers, which are classified as special revenue funds. Davis informed Council that the following cost saving measures were addressed:

1. remove capital equipment purchases.
2. reduce or no increase in staff
3. put hold on COLA increases for 2003
4. reduce travel and training dollars

Porter noted that rents are not represented in the budget. Davis noted that rents are not included as revenues. Housing Commission noted that it would be difficult to determine what rental revenues would be for Aki Maadiziwin.

The Ogema stated currently looking at a new wage grid, which is not reflected at the present time but is a proposal for budget to be less heavy.

Sam believes that narratives were not submitted with last year's budget. Davis clarified that the narratives were submitted for 2002 and approved along with the budget.

Kleeman asked if there were budget narratives for 2003, as there were not narratives in the submission and Davis responded in the affirmative that there are budget narratives completed.

**MOTION TO POSTPONE ACTION ON THE FY2003
GOVERNMENT OPERATIONS BUDGET;** by Kleeman;
supported by Ruiter.

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 – Yes

Motion carried (6-3-0-0)

It was clarified that the budget was submitted by the Ogema's office with concurrence of the budget and finance committee.

Parsons informed membership that he intends to call an emergency meeting this week to address the budget. Davis noted that he adjusted the wage lines manually to reduce the overstated departmental wage lines.

Davis responded that the budget submission could be reformed and submitted in completion. Ogema Sam requested that the emergency meeting be called on Saturday, prior to the regular meeting on Saturday, as a separate meeting to discuss the budget.

Ogema Sam indicated that a revised budget submission could be completed by Friday morning (12/20/02). Recorder Sam asked that the budget come as one document with budget and narratives that meet standards prescribed by Tribal law, that is complete. Davis stated this was a reasonable request.

Dave Schultz arrived at 4:08 p.m.

McCatty commented that this document should have come to the Council prior to today's date. Should have presented the budget sooner. McCatty voiced concern that nobody has taken the time to make sure that the submission is complete. McCatty suggested that Budget and Finance Committee should have put the pressure on to get the budget done on time.

Recorder Sam stated she would be willing to come in on Monday for an emergency meeting. Porter noted that Council professes to be on duty "24 hrs a day/7days a week", and yet we can't commit to completing the business of our Tribe. We need to get the business done, and it is a responsibility to get it done. House stated that an emergency meeting would override a legislative recess.

Ruth Bussey arrived at 4:14 p.m.

Medahko noted that we have had many issues come to the Council's table. Medahko indicated that she would not be able to attend on Monday.

Medahko stated that Parsons, Fisher and herself are volunteering to come in during legislative recess to sign checks.

Ruiter noted that the Council has provided its input, and need to read the material before we vote on it.

Bennett respects what Medahko stated and further stated she has no trips planned over the recess.

2. IHS Contract Budget

3. BIA Contract Budget

Ogema Sam requested that action on the Federal contracts be taken in conjunction with the budget.

MOTION TO TABLE NEW BUSINESS A – 2&3, IHS AND BIA CONTRACT BUDGETS; by Parsons; supported by Fisher.

Roll Call

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

Motion carried (7-2-0-0)

3.

B. Establishing the Schedule of Regular Meetings for the Tribal Council For Calendar Year 2003

The Tribal Council addressed setting the schedule of regular meetings for the Tribal Council for calendar year. The meetings are being set for every Wednesday, at 10:00 a.m., and the third Saturday of each month at 10:00 a.m.

Recorder Sam informed the Council that feedback from membership indicated that members suggest the third Saturday meeting not be limited to receiving reports, and that Council conduct regular business during that meeting.

Recorder Sam distributed new resolution regarding this item, which states that the third Saturday of the month will be a regular meeting of the Council to conduct business. Sam asked to strike the verbiage regarding agenda review.

**MOTION TO APPROVE RESOLUTION # 02-1218-01,
ESTABLISHING THE SCHEDULE OF REGULAR
MEETINGS FOR THE TRIBAL COUNCIL FOR
CALENDAR YEAR 2003 AS AMENDED; by Kleeman;
supported by Ruiter.**

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)

C. Brownfields Grant

Mark Dougher informed the Council and membership that the proposal under consideration today is to enter into a memorandum of understanding with the City of Manistee, which was another government that was awarded a Brownfield grant, to work together on their respective projects. Pat Ruiter volunteered to serve on the committee, if one is formed, to work with the City of Manistee. Once negotiated, the memorandum of understanding would come back to Council for approval.

**MOTION TO SUPPORT THE OGEMA TO NEGOTIATE
MEMORANDUM OF AGREEMENT WITH THE CITY OF
MANISTEE; by Kleeman; supported by Ruiter.**

McCatty asked for clarification that the memorandum of agreement would come back to the Council for final approval. Parsons stated this is correct.

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)

Recorder Sam asked who the representative is for the Tribe on the Brownfields. John Bussey responded he thought this would be Rory Flintknife. Sam asked who has had the contact up to this point. John Bussey responded that Mark Dougher has been the contact.

D. Appointment of Don Koon to the Housing Commission

Need to have Don Koon appointed to the Housing Commission to fulfill the seat previously vacated.

MOTION TO ACCEPT DON KOON TO THE HOUSING COMMISSION WITH TERM ENDING SEPTEMBER 20, 2003; by Kleeman; supported by Medahko.

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. Cash Receipts

Removed during adoption of the agenda.

F. Employment Background Checks and Personnel File Documents

Removed during adoption of the agenda.

G. Bank Accounts

Removed during adoption of the agenda.

H. Mileage Collection

Removed during adoption of the agenda.

I. Ogema Compensation

Removed during adoption of the agenda.

VI. Concluding Business

A. Next Meeting Date(s) – December 21, 2002

B. Public Comment Period

Parsons indicated that any emergency meeting would be scheduled to address the Tribal Budget would be scheduled with as much notice as possible to the Tribal membership.

Speaker Parsons informed the membership that at some future point, either later today or tomorrow, the Tribal Council will be going into closed session, and 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.

Parsons informed the Membership that the Council will recess the meeting at this point. Parsons stated for the record that the Council would re-convene the open session after recess, and will meet at the bank building, and declared the Tribal Council meeting in recess until 12/19/02, 11:00 a.m. at the Bank Building.

The Speaker recessed the meeting at 5:12 p.m., and the Council stood in recess until 11:00 a.m. on 12/19/02.

The Speaker called the meeting back in order at 11:22 a.m. on Thursday, December 19, 2002.

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. Ruitter – Present	J. Sam – Present

Quorum established.

Sam stated that Pamela Medahko did call her and is on her way.

The Speaker stated Old Business A was postponed and Old Business B was tabled.

MOTION TO REMOVE FROM THE TABLE NEW BUSINESS ITEMS # 2 AND #3; by Parsons; supported by Fisher.

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 – Yes	J. Sam – Yes

Motion carried (8-0-0-1)

MOTION TO REMOVE NEW BUSINESS ITEMS #2 AND #3 FROM THE AGENDA; by Parsons; 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 – Yes	J. Sam – Yes

Motion carried (8-0-0-1)

Speaker Parsons stated Cy Hill asked the outcome of the meeting yesterday regarding the audit firm and Parsons informed that this item was tabled. Block distributed new proposed resolutions relating to this item.

Pamela Medahko arrived at 11:30 a.m.

Parsons explained the proposed resolutions that were distributed. The proposal is to have Egghart and Associates provide a one-year contract for the internal audit responsibilities and approval of a three-year contract with Crowe Chizek to provide an annual audit requirement. House reviewed the resolution and contracts.

Porter had a concern with the "NOW THEREFORE IT IS RESOLVED" in that the "Ogema authorizes on behalf of the Gaming Commission" and believes it should read "on behalf of the Council". Sam believes the body should not be listed as the Gaming Commission but should be the Little River Band of Ottawa Indians.

MOTION TO APPROVE RESOLUTION # 02-1218-02, APPROVAL OF A THREE YEAR CONTRACT WITH CROWE CHIZEK TO PROVIDE ANNUAL AUDIT REQUIREMENTS UNDER THE INDIAN GAMING REGULATORY ACT OF THE TRIBE'S LITTLE RIVER CASINO RESORT; by Sam; supported by Kleeman.

Roll Call

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

Motion carried (8-0-1-0)

Additional Discussion regarding the Audit Issue:

Porter asked how it was determined that Crowe Chizek was proposed. House asked that the discussion be in Closed Session. Sam believes the discussion should be left in Open Session. Sam stated Cy Hill came here this morning to ask the outcome of the meeting yesterday. Sam told Hill that the original motion failed and the item had been tabled. Sam stated that it was discussed to pick a firm in accordance with the Management Contract provisions, and of the bids that were received, the top six firms did not provide response or did not respond in a way to select one of those firms. Sam stated Crowe Chizek is one of the eight largest firms and the cost of the bid was not cost prohibitive and was \$1,200 over Egghart's bid. Parsons added that Crowe Chizek were also less expensive than the other three bids. Sam stated Cy Hill does not speak for the Gaming

Commission, but informed both Sam and Parsons that delaying action on the selection of an auditor could be detrimental. Sam was informed that Cy Hill would contact the Gaming Commission to see if the selection and approval of Crowe Chizek was acceptable to the Commission if voted on and approved at the Council level. Porter stated yesterday it was determined that Council was going to make the decision, and now it was just one or two people. Sam stated a resolution was proposed today and the Council did vote on it, that Council did make the final decision. Sam stated a recommendation was brought forward by Sam and Parsons, and the Council voted to approve the resolution by roll call, not just one or two people. Parsons reiterated that Hill requested that a decision be made. Sam noted that she had stressed the importance of one of the Council members bringing this forward, and indicated that someone else could have done the same thing to get the matter resolved, but it just happened that time factors involved influenced the issue. Sam believes this was an appropriate decision to move forward has been made.

Ruiter stated it was decided that someone needed to look at other companies and there was no way she was every going to vote for Egghart. Ruiter stated Crowe Chizek recognizes and works with other Native Americans. Parsons stated that Egghart also does have an impressive RFP.

McCatty asked House to state the exact language in regards to the internal audits. House stated she did a review. Discussion or required quarterly internal audits ensued. House stated the Tribe is required to do compliance reviews and investigations to assure compliance with Federal and Tribal laws. House stated the requirement for compliance reviews is in subsection 6.01f and recited the ordinance. McCatty stated the Tribe would not need to have an internal audit done by an outside firm. McCatty noted that an outside firm is not required to complete the internal audits, and that the quarterly reviews could be completed by Gaming Commission Staff. McCatty stated there is not a communication from the Gaming Commission that an internal audit contract approval is requested. Sam stated the bids were put together separately for the internal and annual audits. Sam stated Egghart bid on a one-year internal audit contract. McCatty suggested placing in the resolution verbiage that is a semi-annual audit as the contract reads. It was suggested to place in the "NOW THEREFORE IT IS RESOLVED" to delete "of" and add "not to exceed \$25,800".

**MOTION TO APPROVE RESOLUTION # 02-1218-03,
APPROVAL OF A ONE YEAR CONTRACT WITH
EGGHART & ASSOCIATES TO CONDUCT INTERNAL
AUDIT RESPONSIBILITIES ON BEHALF OF THE**

GAMING COMMISSION, AS AMENDED NOT TO EXCEED \$28,000; by Kleeman; supported by Fisher.

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)

Council had a brief recess at 12:15 p.m.

Back in order at 12:20 p.m.

McCatty spoke of the annual independent audits and what was brought forward was not sufficient for the Tribal Council. The Gaming Commission is responsible for bringing back the audit to the Council.

MOTION TO REQUEST LAST YEAR'S ANNUAL AUDIT REPORT (2001) FROM THE GAMING COMMISSION; by McCatty; supported 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)

Pamela Medahko asked to be excused for an urgent matter.

Medahko left at 12:21 p.m.

MOTION TO ADJOURN OPEN SESSION; by Kleeman; supported by Ruiter.

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 – Yes	J. Sam – Yes

Motion carried (8-0-0-1)

The meeting was adjourned at 12:22 p.m.

MOTION TO GO BACK INTO OPEN SESSION; by Medahko; supported by Bennett.

Roll Call

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

Motion carried (8-0-0-1)

There were no items moved from closed to open session.

MOTION TO ADJOURN; By Sam; supported by Medahko.

Roll Call

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

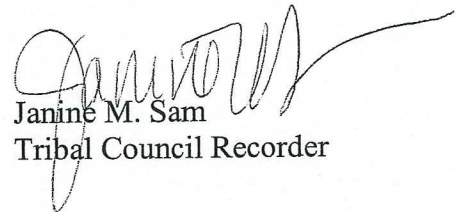
Motion carried (8-0-0-1)

The meeting adjourned at 4:20 p.m.

Respectfully Submitted,



Kathleen Block
Transcribing Assistant



Janine M. Sam
Tribal Council Recorder