



Little River Band of Ottawa Indians

1762 U.S. 31 South

Manistee, MI 49660

(231) 723-8288

TRIBAL COUNCIL MEETING MINUTES

REGULAR MEETING

Saturday, December 18, 1999

I. PRAYER

Silent Prayer time was given

II. GENERAL BUSINESS

A. CALL TO ORDER: 1:34 p.m. – Joan Spalding, Speaker

B. ROLL CALL: Carol Bennett, Kathy Berentsen, Chuck Fisher, Don Koon, Lisa McCatty, Elaine Porter, Joan Spalding, Janine Szpliet, Connie Waitner.

C. CONSENT AGENDA:

1. APPROVAL OF AGENDA. ***Agenda was approved with the following amendments: 9 for, 0 opposed, 0 abstain and 0 absent.***

II. GENERAL BUSINESS (***Addition***)

F. SWEARING-IN: MIKE SNYDER, NATURAL RESOURCE COMMISSION.

III. OLD BUSINESS (***Removed***)

B. CONSIDERATION FOR SUBMITTING WRITTEN WAIVER AS REQUIRED UNDER ARTICLE IX, SECTION 9.3 OF THE MANAGEMENT AGREEMENT REGARDING THE PROHIBITION OF HIRING RELATIVES OF MEMBERS OF THE TRIBAL GOVERNMENT.

H. CONSIDERATION OF POLITICAL CONTRIBUTIONS THROUGH TRIBAL DISCRETIONARY FUND.

J. APPROVAL OF EXPENDITURES OVER \$2,500.

IV. NEW BUSINESS (***Removed***)

N. CONSIDERATION OF PROPOSAL FOR SIGNAGE AT HEALTH CLINIC, ADMINISTRATIVE OFFICE AND COMMUNITY CENTER.

IV. NEW BUSINESS (*Addition*)

P. RESOLUTION AUTHORIZING RETAINING BOWDEN & ASSOCIATES CONSULTING FIRM.

Q. RESOLUTION AUTHORIZING PAYOFF OF MANISTEE ORCHARD, INC. LAND CONTRACT.

2. APPROVAL OF MINUTES.

** 12/5/99 Regular Meeting Minutes approved: 8 for, 1 opposed, 0 abstain and 0 absent.*

** 12/7/99 Emergency Meeting Minutes (continuation of 12/5/99 meeting agenda) approved: 8 for, 1 opposed, 0 abstain and 0 absent.*

D. INTRODUCTION OF GUESTS. *Kenny Pheasant gave overview on Language Program.*

E. PUBLIC COMMENT. *No public comment was offered*

F. SWEARING-IN. *Mike Snyder was sworn in as Natural Resource Commissioner by Jonnie J. Sam II, Associate Judge.*

III. OLD BUSINESS

A. RESOLUTION ADOPTING TRIBAL COUNCIL MEETING SCHEDULE FOR YEAR 2000. *Resolution # 99-1218-01 "Establishing the schedule of Regular Meetings for the Tribal Council for Calendar Year 2000" approved: 7 for, 2 opposed, 0 abstain and 0 absent.*

B. RESOLUTION APPROVING SPECIAL COUNSEL CONTRACT WITH MICHIGAN INDIAN LEGAL SERVICES. *Resolution # 99-1218-02 "Approving Special Counsel Contract with Michigan Indian Legal Services" approved: 8 for, 1 opposed, 0 abstain and 0 absent.*

C. APPROVAL OF AMENDMENT NO. 4 TO ATTORNEY CONTRACT. *Resolution # 99-1218-03 "Authorizing Amendment to Special Attorney Contract to Increase Annual Ceiling for Expenses" approved: 9 for, 0 opposed, 0 abstain and 0 absent.*

D. APPROVAL OF SEPTEMBER 1999 FEES & EXPENSES FOR SLONIM. *Resolution # 99-1218-04 "Approving Statement of Fees and Expenses for September 1999 for payment to Ziontz, Chestnut, Varnell, Berley & Slonim" approved: 9 for, 0 opposed, 0 abstain and 0 absent.*

- E. APPROVAL OF OCTOBER 1999 FEES & EXPENSES FOR SLONIM.
Resolution # 99-1218-05 "Approving Statement of Fees and Expenses for October 1999 for payment to Ziontz, Chestnut, Varnell, Berley & Slonim" approved: 9 for, 0 opposed, 0 abstain and 0 absent.
- F. CONSIDERATION OF CHRISTMAS BONUS FOR TRIBAL EMPLOYEES.
Resolution # 99-1218-06 "Approving Supplemental Appropriation for Funding Tribal Government Employee Bonuses for Fiscal Year 1999 in the amount of Not to Exceed \$10,000.00 from Net Gaming Revenues" approved: 6 for, 3 opposed, 0 abstain and 0 absent.
- G. APPROVAL OF GAMING COMMISSION STIPENDS. **Item tabled: 9 for, 0 opposed, 0 abstain and 0 absent.**

IV. NEW BUSINESS

- A. APPROVAL OF OPERATING BUDGET 2000 – LITTLE RIVER CASINO.
Item was tabled: 9 for, 0 opposed, 0 abstain and 0 absent.
- B. RESOLUTION AUTHORIZING EXECUTION OF FY2000 CONTRACT TO ACCESS INDIAN HEALTH SERVICE – WELL/SEPTIC PROGRAM FUNDING FOR EXISTING HOMES. **Resolution # 99-1218-07 "Authorizing Tribal Council Speaker or Tribal Ogema to execute FY2000 contract with Indian Health Services to access funds for Well/Septic Program for Existing Homes" approved: 9 for, 0 opposed, 0 abstain and 0 absent.**
- C. RESOLUTION AUTHORIZING EXECUTION OF FY2000 CONTRACT TO ACCESS INDIAN HEALTH SERVICE – WELL/SEPTIC PROGRAM FUNDING FOR NEW HOMES. **Resolution # 99-1218-08 "Authorizing Tribal Council Speaker or Tribal Ogema to execute FY2000 contract with Indian Health Services to access funds for Well/Septic Program for New Homes" approved: 9 for, 0 opposed, 0 abstain and 0 absent.**
- D. APPROVAL OF EMPLOYEE GRIEVANCE PROCEDURES – LITTLE RIVER CASINO. **Item was tabled: 9 for, 0 opposed, 0 abstain and 0 absent.**
- E. APPROVAL OF AMENDMENT: PERSONAL LEAVE OF ABSENCE – LITTLE RIVER CASINO. **Approved: 9 for, 0 opposed, 0 abstain and 0 absent.**
- F. APPROVAL OF AMENDMENT: RULES OF CONDUCT – LITTLE RIVER CASINO. **Approved: 8 for, 0 opposed, 0 abstain and 1 absent (Connie Waitner departed).**
- G. APPROVAL OF PROPERTY RESTRICTION POLICY – LITTLE RIVER CASINO. **Approved: 8 for, 0 opposed, 0 abstain and 1 absent.**

- H. RESOLUTION AUTHORIZING RELEASE OF PER CAPITA FUNDS HELD IN TRUST FOR CERTAIN MINORS REACHING THE AGE OF MAJORITY IN DECEMBER. **Resolution # 99-1218-09 "Authorizing Release of Per Capita Funds held in trust for certain minors reaching the age of majority in December" approved: 8 for, 0 opposed, 0 abstain and 1 absent.**
- I. RESOLUTION AUTHORIZING TRIBAL OGEMA OR IN HIS ABSENCE, THE TRIBAL COUNCIL SPEAKER, TO EXECUTE RENEWED HEALTHCARE PROVIDER AGREEMENT WITH DR. KITTLE FOR PERIOD 12/22/99 THROUGH 12/21/00. **Current Contract extended for a period of 30 days, provided that Health Board is able to review and bring recommendation back to the Tribal Council for a new contract prior to expiration of the 30 days: 8 for, 0 opposed, 0 abstain and 1 absent.**
- J. RESOLUTION AUTHORIZING APPROPRIATION OF NET GAMING REVENUES TO PAY-OFF PRINCIPLE BALANCE, PLUS ACCRUED INTEREST, ON NOTES FOR THE HEALTH CLINIC AND ADMINISTRATIVE/COMMUNITY CENTER PROPERTY. **Resolution # 99-1218-10 "Appropriating \$385,436.00 from 1999 Net Gaming Revenues to pay principle balance and accrued interest on notes for the Tribal Administrative/Community Center buildings and the Tribal Health Clinic" approved: 8 for, 0 opposed, 0 abstain and 1 absent.**
- K. RESOLUTION APPROVING STATEMENT FOR PAYMENT TO DORSEY & WHITNEY FOR RESEARCH AND CONSULTING IN CONNECTION WITH ADVOCACY WITH THE BUREAU OF INDIAN AFFAIRS. **Resolution # 99-1218-11 "Approving statement of Fees and Expenses for payment to Dorsey & Whitney, L.L.P. for miscellaneous projects" approved with attestation signature changed to Elaine Porter: 8 for, 0 opposed, 0 abstain and 1 absent.**
- L. RESOLUTION AUTHORIZING TRIBAL OGEMA OR IN HIS ABSENCE, THE TRIBAL COUNCIL SPEAKER, TO EXECUTE 638 CONTRACT WITH BUREAU OF INDIAN AFFAIRS FOR FY2000. **Item tabled: 8 for, 0 opposed, 0 abstain and 1 absent.**
- M. RESOLUTION AUTHORIZING TRIBAL OGEMA OR IN HIS ABSENCE, THE TRIBAL COUNCIL SPEAKER, TO EXECUTE 638 CONTRACT WITH INDIAN HEALTH SERVICE FOR FY2000. **Item tabled: 8 for, 0 opposed, 0 abstain and 1 absent.**
- N. ACCEPTANCE OF FINANCIAL STATEMENTS – OCTOBER 31, 1999. **Item approved: 8 for, 0 opposed, 0 abstain and 1 absent.**
- O. AUTHORIZING EXECUTION OF PERSONAL SERVICES AGREEMENT WITH BOWDEN/ASSOCIATES, INC. FOR PLANNING AND TECHNICAL ASSISTANCE AND APPROPRIATING \$20,000.00 FROM NET GAMING REVENUES TO FUND SUCH SERVICES. **Item tabled: 8 for, 0 opposed, 0 abstain and 1 absent.**

P. RESOLUTION AUTHORIZING PAYOFF OF MANISTEE ORCHARD, INC. LAND CONTRACT. **Resolution # 99-1218-12 "Appropriating \$364,876.66 from 1999 Net Gaming Revenues to pay principle balance and accrued interest on Land Contract with Manistee Orchards, Inc. for 188 acre parcel north of Dontz Road" approved: 8 for, 0 opposed, 0 abstain and 1 absent.**

V. CONCLUDING BUSINESS

A. PUBLIC COMMENT. *Mickey Wahr raised questions pertaining to status of Tribal Liaison position for Casino.*

B. NEXT MEETING DATE.

Worksession: *Tuesday, December 21, 1999 @ 4:00 p.m.*

Monday, January 10, 1999 @ 10:00 a.m.

Emergency Session: *Tuesday, December 21, 1999 @ 5:00 p.m.*

C. ADJOURNMENT OF OPEN SESSION. **Adjournment approved: 7 for, 0 opposed, 0 abstain and 2 absent (Carol Bennett departed)**

D. MOTION TO GO INTO CLOSED SESSION. **Motion approved: 7 for, 0 opposed, 0 abstain and 2 absent.**

V. CLOSED SESSION

A. OLD BUSINESS

I. UPDATE ON LITIGATION ISSUES. **Information Only.**

II. AUTHORIZING EXECUTION OF LOAN DOCUMENTS FOR ADDITION TO INTERIM CASINO. **Item tabled: 7 for, 0 opposed, 0 abstain and 2 absent.**

III. APPROVAL OF FINANCING FOR ADDITION TO INTERIM CASINO. **Item tabled: 7 for, 0 opposed, 0 abstain and 2 absent.**

VI. ADJOURNMENT OF CLOSED SESSION. **Adjournment approved: 7 for, 0 opposed, 0 abstain and 2 absent.**

VII. RETURN TO OPEN SESSION. **Motion approved: 7 for, 0 opposed, 0 abstain and 2 absent.**

VIII. ADJOURNMENT. **Adjournment approved: 7 for, 0 opposed, 0 abstain and 2 absent.**