



Approved 4/27/22

**LITTLE RIVER BAND OF OTTAWA INDIANS
TRIBAL COUNCIL
REGULAR MEETING
WEDNESDAY, DECEMBER 22, 2021
LITTLE RIVER BAND
VIA ZOOM
GOVERNMENT CENTER**

**OPEN SESSION
MINUTES**

The Little River Band of Ottawa Indians held a meeting at the Little River Band Government Center on December 22, 2021. Following are the minutes of that meeting.

Recorder Wolfe said to Speaker Champagne that the recorder is on.

Speaker Champagne: thank you Madam recorder we are here for regularly scheduled tribal council meeting it is Wednesday December 22nd, 2021, it is exactly 10a.m eastern Standard Time we are appearing via zoom we also have members in our lodge tribal council chambers the agenda has been posted online for membership to review. first order of businesses is opening prayer at this time I'd like to take a moment to silence just ah at this time thank you

I. Opening Prayer

Speaker Champagne said first order of businesses is opening prayer and at this time he'd like to take a moment to silence just ah, at this time. Champagne thanked them.

Moment of silence

Speaker Champagne: thank you and I know some of our relatives are celebrating this time of year for Christmas for those who are hope you have a happy holiday this time this season whatever your religious beliefs are enjoy the holiday season the next order of business is General Business

II. General Business

A. Call to Order

The regularly scheduled Tribal Council meeting was called to order at 10:02 a.m.

I'll call this meeting to order ah first order of business in this process is General business A call to order I'll call this meeting to order first order of business in this process is identifying everybody online and in person there's myself

Nitumigaabow Champagne, Vicki can you user handler Vicki can you please identify yourself

Ron Pete: yes, yes uhm a council speaker champagne this is Vicki this is my.... our computer and it's under Vicki and so my name is Ron Pete #4158

Speaker Champagne: thank you Mr. Pete can you please mute yourself when not speaking there's a little tab if you click on the bottom it'll say in the lower left-hand corner it'll say mute

Ron Pete: OK thank you I will do that right now

Speaker Champagne: and then also it's right next to your video feed as well as just for reference knowing that this might be

Ron Pete: Ok I'll do that right now

Speaker Champagne: thank you Sir 2313986823 is Mr. Brad Pringle I do believe is that correct Sir? Our Comptroller General

Brad Pringle: yep, that's me I'm here listening Brad Pringle Comptroller General thank you

Speaker Champagne: 2313986837 is that Mr. Romanelli?

Ogema Romanelli: no, I believe the last number was my number

Speaker Champagne: Oh, my apologies I always get those two numbers reversed

Ogema Romanelli: Alright thank you

Speaker Champagne: thank you Mr. Romanelli. User handler BPI 8815 can you please identify yourself?

Dottie Batchelder: this is Dottie Batchelder from Be Da Bin Behavioral Health

Speaker Champagne: thank you we also have citizen and Assistant General Manager Miss Connie Waitner, Councilor Champagne, Elder and Legislative Assistant Miss Grace Hendler, program personnel through Family Services Miss. Holly Lindsey, citizen and Director Manager Mr. Ken LaHaye, citizen and Director Crampton, Miss. Kimberly Hinmon uhm 3445 citizen, ah Grant Writer Dorr, citizen Martha Howell, citizen Mr. Michael Burmeister, Councilor Lewis, citizen Miss Sandy Mezeske, citizen Miss Sara Agosa, citizen and Planner Mr. Steve Parsons and citizen Director Legislative Director Miss Venus Wilson along with uhm I believe I caught everyone oh citizen Mr. Robert McCaslin. In person we do have Miss Wever Mr. Guenthardt Councilmember Wittenberg, DiPiazza,

Johnson, Madam Recorder Wolfe. I do recognize that everyone is a citizen here or personnel or belongs be here that concludes my role call or my call order. Madam Recorder roll call please

B. Roll Call

T. Guenthardt - Present	C. Champagne - Present	P. Johnson - Present
R. Champagne -Present	G. DiPiazza - Present	S. Wever - Present
R. Wittenberg- Present	J. Wolfe - Present	S. Lewis - Present

Quorum established.

Recorder Wolfe: Nine is present quorum is established.

Speaker Champagne: Thank you madam recorder we go onto next order of business

C. Approval of Agenda

Any discussion on the agenda for today Tribal council? Madam recorder Wolfe

Recorder Wolfe: two added items under closed session

Speaker Champagne: can we get an updated agenda sent through Miss Hendler or Miss Wilson so when I get to that point, I have that?

Ogema Romanelli: Uh this is Ogema Romanelli

Speaker Champagne: Yes sir

Ogema Romanelli: yes, I'm looking at the agenda I just I'm not seeing anything about the budget for the resort or for the government is that something that's gonna be done at later date?

Speaker Champagne: thank you Mr. Romanelli as you know we did receive those budgets late this year considerably late and so council put back time frame and was now forced to be able to work through the holiday season and to ensure a budget is passed we're working diligently sir rest assure and that we will most likely be calling a special meeting to be able to have adoption of the budgets. Any other discussion on agenda? Ok I'd entertain a motion to approval of the agenda

Councilor Wittenberg: Like ah

Speaker Champagne: Go ahead sir

Councilor Wittenberg: No other questions I'd like to make a motion

**MOTION TO APPROVE WEDNESDAY, DECEMBER 22, 2021,
AGENDA AT 10AM WITH TWO ADD ONS IN CLOSED LITTLE
RIVER CASINO RESORT FINANCIAL PRESENTATION
NOVEMBER 2021 AND LITIGATION 4. STONE ET AL
(BURMEISTER, WALTER, WAITNER, IVINSON, SAUNDERS) VS
TRIBAL COUNCIL; by Wittenberg; supported by Wolfe.**

Speaker Champagne: We have a motion on the floor is their support for the motion?

Recorder Wolfe: Support

Speaker Champagne: Ok with that being said any discussion for the motion on the floor? any discussion for the motion on the floor? Seeing no discussion madam recorder roll call please

Roll Call #1

T. Guenthardt -Yes	C. Champagne -Yes	P. Johnson -	Yes
R. Champagne-Yes	G. DiPiazza -	Yes	S. Wever -
R. Wittenberg- Yes	J. Wolfe -	Yes	S. Lewis -
			Yes

Motion carried (9-0-0-0)

Recorder Wolfe said nine in favor the agenda has been approved.

D. Tribal Council Minutes □ 7/7/21

submitted for 7/7/21 acceptance of these tribal council minutes any discussion on the minutes? Any discussion on the minutes? I'd entertain a motion at this time for acceptance of those minutes

Councilor Lewis said she will make a motion.

**MOTION TO ACCEPT TRIBAL COUNCIL MINUTES FOR 7/7/21;
by Lewis; supported by Wolfe.**

Speaker Champagne: We have a motion made by councilor Lewis do we have any support?

Recorder Wolfe: Support

Speaker Champagne: Support by madam recorder Wolfe. Discussion on the motion on the floor? Discussion on the motion on the floor from citizens or councilors? Seeing no discussion on the motion on the floor madam recorder Wolfe roll call please

Roll Call #2

T. Guenthardt -Yes	C. Champagne -Yes	P. Johnson -	Yes
R. Champagne-Yes	G. DiPiazza -	Yes	S. Wever -
R. Wittenberg- Yes	J. Wolfe -	Yes	S. Lewis -
			Yes

Motion carried (9-0-0-0)

Recorder Wolfe: Nine in favor Minutes has been accepted

Speaker Champagne: K next order of business is

III. Continuing Business

A. Grants & Contracts

1. Approval of Second Contract Addendum with Schultz Excavating for the Commodities Road Project

This contract addendum will include an extension of the Substantial Completion Date in the Contract with Schultz Excavating for their work in constructing the Commodities Road.

This contract addendum will include an extension of the Substantial Completion Date in the Contract with Schultz Excavating for their work in constructing the Commodities Road. This item has had a work session on in before council and with ah the public this item is being brought forth by the Ogema office with representatives' designee planner Parsons Mr. Parsons gentlemen the floor is yours

Steve Parsons: uhm thank you Mr. speaker and uh good morning everyone uhm this addendum is to the Schultz excavating contract to construct the commodities road which is a will be a service loader service road or drive for the food distribution building which is currently under construction ah the reason for the request for the addendum is because Schultz will not be able to finalize the construction of commodities road until the building is complete uhm they have pretty much done the majority of the work they just really have a one additional coat or whatever of asphalt to install it was recommended by our project manager that we not do that until the building is complete to make sure that any uhm problems and perfections or regularity's in the road can be straightened out before the last layer of asphalt is applied unfortunately through uhm associated problems with the construction of the new food distribution building which I'm understanding is uhm delaying the delivery of the materials we are currently still constructing that building and don't plan to finish it until April of next year which means that the commodities road contract won't be finished until after the building is finished so the addendum basically extends the substantial completion date for the road to June 30th of 2022 it's probably a little further out than we need to be but my the recommendation was to do it that way as a posed to going back and doing another addendum if we run into any other irregularities or difficulties

sometime next year so that essentially addendum to extend the substantial completion date ah for the commodities road construction to June 30th of 2022

Speaker Champagne: Thank you sir does that conclude your presentation on this item?

Steve Parsons: uh yes it does I'm sorry. Thank you

Speaker Champagne: thank you with that being said does any tribal councilors wish to abstain at this time? Any tribal councilors wish to abstain at this time? Seeing no abstentions bringing up for discussion amongst tribal councilor at this time. Any discussion from tribal councilors? Any discussion from tribal councilors?

Councilor Guenthardt: I'll make a motion

Speaker Champagne: Go ahead Mr. Guenthardt

Councilor Guenthardt: I'll make a motion

APPROVE RESOLUTION # 21-1222-311 APPROVAL OF SECOND CONTRACT ADDENDUM WITH SCHULTS EXCAVATING FOR THE COMMODITIES ROAD PROJECT; by Guenthardt, supported by Wittenberg.

Speaker Champagne: We have a motion made by councilor Guenthardt support by councilor Wittenberg. Discussion on the motion from citizens or councilors at this time? I do have my hand raised ah Mr. Parsons I just wanna say thank you for presenting I wanna also like I mentioned the work session say thank you for bringing back this contract because the contract terms and language has changed and tribal council is the appropriate body to do those addendums to the contracts on this project we've had issues with other areas needing ah specifically an extension of the work which costs the tribe significant amount of resources and delayed services to our people that was not brought forth to this body the executive side continued on to go through and improve it through their task force so I do wanna give you kudos Sir for doing the right thing and bring it back for this body and I do realize this project is being delayed because of those but every time the potential delay occurs uhm of this one it was because the building is delayed uhm that ended up costing the tribes significant amount of resources along with a lack of services directly to the to our members so I would just wanna say you for that sir

Steve Parsons: Ah Miigwech thank you

Speaker Champagne: Any other discussion from tribal councilors or citizens at this time? Seeing no discussion madam recorder roll call please

Roll Call #3

T. Guenthardt -Yes	C. Champagne -Yes	P. Johnson -	Yes
R. Champagne-Yes	G. DiPiazza -	Yes	S. Wever -
R. Wittenberg- Yes	J. Wolfe -	Yes	S. Lewis -
			Yes

Motion carried (9-0-0-0)

Recorder Wolfe: nine in favor resolution has passed

Steve Parsons: ah thank you tribal council thank you

Speaker Champagne: Thank you sir. The next order of business is

2. **Apply to USDA for CARES Supplemental FDPIR Reno & Equip Funding to be used on the Food Distribution Center Construction Project**

USDA through the FDPIR Program has made available CARES Supplemental Funding to assist with renovation & equipment expenses of existing funded projects. The FDC Construction Project has two Change Orders total \$114,525 to submit.

Champagne explained the FDC Construction Project Has Two Change Orders total \$114,525 to submit. Uhm this item did have a work session prior and so in discussion on that with the public and council this item is being brought forth by the Ogema's Office and designated representees Mr. LaHaye and Mr. Dorr gentlemen the floor is yours

Ken LaHaye: good morning! Uhm I wanted to apologize I didn't I was unable to attend the work session on this uhm but what it is that we're looking to ah for approval to apply for this funding that was supplemental funding to the CARES act uh that fund that we received from USDA in 2020 uhm this is on this would be added to the CARES funding that would expire in 2023 if they ah were to uhm allow us to grant us this funding for these two changes uhm and with the change orders uhm it was for it was because of the increase in the materials and jumped 20 percent and then the other change orders for the transformer according to the right away permission instead of going uhm through the Consumers and doing an easement and stuff that would take quite a long time I understand they wanna do is hook into the primary electrical and then run it to the building which will save a significant amount of time the only issue is that there is a cost evaluated with that uhm so we you know I found out about this ah extra funding in the one of our meetings that we had in late October uhm Mr. Dorr and I put some language together we sent it to USDA to see if it would be possible if you know it could be something that we could apply for uhm and we received uhm I just received a letter back from in the first week of December uhm wanting us to go ahead and

proceed for the application uhm to see if we could get approval uhm that is my presentation

Lyle Dorr: Nothing to add

At this point Grace Hendler took over the transcribing of these minutes and is the reason why they look different than the above from Assistant Chantel Gamelin.

Speaker Champagne thanked them. Champagne said with that being said any Tribal Councilors wish to abstain at this time. Champagne asked any Tribal Councilors wish to abstain at this time. Champagne said seeing no abstentions he will open the floor for discussion. Champagne said he has his hand raised. Champagne said Mr. La Haye it was stated in the work session if he can just state it here um, the reason why the \$114,525 has a couple of areas.....when it went out for bid and by the time they signed the contract the price has increased then also electrical as mentioned. Champagne said if they are not able to get this funding source how would he go about paying the \$114,525 to allow for completion of this project.

Ken La Haye said they were looking at bringing this to Council earlier than when they got this opportunity to apply for this they thought they would try this avenue first um, the \$30,000 the jump he does know that they have some contingency that could probably cover that. La Haye said um, but the \$83,000 he believed they were um, he and Mr. Dorr were talking about some other options to look at.

Speaker Champagne said so there is no funding allocated currently for that to cover. Champagne said Mr. Dorr also has his hand raised for a response.

Lyle Dorr, Grants Department, said potentially on the other contingency fund was used for the first change order which was a material increase but the other there is some combination of some road funds that could potentially be used, some internal funds that are....that the program has available within it and um, he wanted to say there was something else but there was other items that would have accounted for one. Dorr said this has just been around in the context that they um, they approach Ken and that they still have money so if they could do it this way this would be much better for everybody involved and it was unexpected cost and both of these qualify in those categories so that is why they are going for in funds. Dorr said that is it.

Speaker Champagne said Mr. Magoon did mention a little bit about, they know, the delays in the project and that those signed off on the Task Force and told....mentioned to the total construction costs with these change orders. Champagne asked can they just state for the record today what the total construction costs is for the Food Distribution Center which is basically a....a tool shed in nature ___ to construction.

Lyle Dorr identified himself. Dorr said he has a response to that he disagrees that it is just a pole barn in the content that the Public Safety went up in and it was much more than he was envisioning it would be this also has a.....meets USDA Guidelines for the Food Distribution the way they want to be more participatory and it also has a demonstration area in it which is something that there wanting the Tribe to move toward/have. Dorr said but the total cost to the project that he has listed here is \$1,279,961 is the number he has down.

Speaker Champagne thanked Lyle Dorr for that. Champagne said the project ah, previously had CARES Act Funding that was not utilized, given back, reallocated out, um, and it is actual \$114,000 the project is roughly almost \$400,000 short if they don't get these funding sources.

Lyle Dorr said ah, no....well not they already paid that had the contingency funds and that's the \$30,000 so that is already accounted for in the funds um, he thinks there was a \$50,000 that they were still going to be looking at for the electrical so there is that right there and the other fund was approved moving forward with the project which is just short of \$300,000 so um, he guessed probably say maybe \$350,000 if that is not approved.....if that change is not approved.

Speaker Champagne thanked Lyle Dorr. Champagne said any other discussion from Councilors or citizens at this time. Champagne asked any discussion from Councilors or citizens. Champagne said he would entertain a motion at this time if a Councilor is so moved. Champagne said he would entertain a motion. Champagne said there he goes.

Councilor Guenthardt said he will make a motion.

MOTION TO APPROVE RESOLUTION#21-1222-312; APPROVE APPLICATION TO (USDA) FOOD AND NUTRITION SERVICE (FNS) FOOD DISTRIBUTION PROGRAM ON INDIAN RESERVATIONS (FDPIR) FOR SUPPLEMENTAL CARES ACT FUNDING TO BE USED ON THE FOOD DISTRIBUTION CENTER CONSTRUCTION PROJECT; by Guenthardt; supported by Johnson.

Speaker Champagne asked discussion for motion on the floor by Councilors or citizens at this time. Champagne asked discussion for the motion on the floor. Champagne said seeing no discussion Madame Recorder Wolfe roll call please.

Roll Call #4

T. Guenthardt -Yes	C. Champagne -Yes	P. Johnson -	Yes
R. Champagne-Yes	G. DiPiazza -	Yes	S. Wever -
R. Wittenberg- Yes	J. Wolfe -	Yes	S. Lewis -
			Yes

Motion carried (9-0-0-0)

Recorder Wolfe said nine in favor resolution is passed.

B. Budget Modifications

- 1. Acceptance of grant funds from the Inter-Tribal Council of Michigan- Home Visiting Expansion and approving a modification to the Operating Budget MB-2021-___ in the amount of \$74,800**

Acceptance of funds. Productivity

Speaker Champagne said this item is brought forth by the Ogema's Office with designate representative Miss Lindsey. Champagne said this has had a work session and has moved on here to a regular Council Meeting. Champagne said with that being said he turns the floor over to the department.

Holly Lindsey, Family Services Department, said good morning. Lindsey said um, she is here to accept the funds of \$74,800 from the Inter-Tribal Council of Michigan Home Visiting Expansion Grant and approving a modification to the Operating Budget. Lindsey said Family Spirit is an In Home Visiting and Strengthening Program for the family. Lindsey said it is a program for mothers, fathers and other caregivers beginning women at eight weeks pregnant and children up until their fifth birthday. Lindsey said additionally it is a program that assists families in a healthy lifestyle. Lindsey said it is to keep children, mothers, fathers and other caregivers in the best health through offering traditional teachings, home management while working with LRBOI and other community efforts. Lindsey said that is the end of her presentation. Lindsey thanked them.

Speaker Champagne thanked Holy Lindsey. Champagne asked if that concluded her presentation this morning.

Holly Lindsey said yes. Lindsey thanked them again.

Speaker Champagne asked any Tribal Councilors wish to abstain at this time. Champagne said Miss Wolfe does she wish to abstain.

Recorder Wolfe said no, she just has a comment.

Speaker Champagne asked any Tribal Councilors wish to abstain at this time. Champagne repeated any Tribal Councilors wish to abstain at this time. Champagne said seeing none, discussion from Tribal Councilors at this time. Champagne said Madame Recorder Wolfe.

Recorder Wolfe said so, in that the initial work session they had asked for a new contract to be sent over from the department by Inter-Tribal Council because it has LRBB in the contract as it designated to them, they had asked for that correction she don't believe they received that.

Speaker Champagne asked for a response from the executive side. The Department of.....

Ogema Romanelli identified himself. Romanelli said yeah, what are we looking for?

Recorder Wolfe said so, in the contract agreement that was sent over from Inter-Tribal Council for Little River Band of Ottawa Indians it says that but then in the parties it says Little River Band of Ottawa Indians and it's referred to as LRBB. Wolfe said she thought they had asked for it to be corrected in the contract agreement to LRBOI have they received that copy of the corrected contract?

Ogema Romanelli said not his knowledge is it possible to just strike the LBB and put it down LRBOI and move on with the contract?

Recorder Wolfe said she thought.....she thought Holly or Kim said they were going to reach out to Inter-Tribal Council and get a corrected version? Wolfe said she was just wondering if they're in receipt of that.

Holly Lindsay said not at this time

Recorder Wolfe asked if she did make the request to the Inter-Tribal Council and they declined?

Holly Lindsay said no, there wasn't.....she can reach back out to them and see if they can get that changed but she thinks it would be helpful if they can move forward and just have it what Larry just suggested was have it struck and put LRBOI in.

Ogema Romanelli said he thinks with.....*excuse him*.....with the minor change it doesn't affect the amounts, ah, the dates or anything else it's just a minor change with ah, putting Little River in there if that they know that makes sense to him. Romanelli thanked them.

Councilor Guenthardt said it's just the LRBB it's just four letters.

Recorder Wolfe said she doesn't have a problem with it being like that because he's going to be eventually signing it Larry but she is sure they asked it in the work session for an updated contract with the corrections.

Ogema Romanelli said yes, they did. yes, they did but the fact that it's not in there he would be willing to sign it with that correction noted. Romanelli thanked them.

Recorder Wolfe said that's her only comment, thanks.

Speaker Champagne thanked Madam Recorder. Champagne said he guess it also brings, they know, it's most likely a typographical mistake ah, clearly this Council don't want to infringe on the Ogema's authority by negotiating a contract and changing contract term so he would be hesitant to move forward with the documents now provided by the Executive side and Council taken what could look like negotiation of a contract which would be stepping over the line onto the Executive side. Champagne said so, he's hesitant about that in regard to programming aspect Miss Lindsey, can she go through who she shared on the work session how many Tribal....how many families were served non-duplicated number and breaking down of how many were Little River Band and other natives and how many were non-native families? Champagne said the length of duration, average length and the duration of services rendered to them? Champagne said he thought that was good information for their citizens who would like to know.

Holly Lindsay said one moment please she is just grabbing those papers.

Ogema Romanelli said while their waiting could he respond to Mr. Champagne's comments.

Speaker Champagne said yes, Mr. Romanelli

Ogema Romanelli said yeah, they're talking about one minor issue with this contract the Ogema, the Executive Branch has already said that person is willing to sign on behalf, he doesn't think that it involves stepping all over the Ogema's authority as Council has done in the past so he is good with it. Romanelli thanked them.

Speaker Champagne thanked Mr. Romanelli. Champagne said he....he is just very careful he's making sure Council doesn't infringe upon the Executive side and this definitely looks like it would be infringement um, because they would be negotiating a contract and changing it. Champagne said if the Executive side would bring forth the contract as Madam Recorder requested um, they wouldn't be having this discussion here today. Champagne said ah, miss Lindsay does she happen to have those numbers.....the statistical numbers that she referenced in the work session.

Holly Lindsay said yes, she does.

Speaker Champagne thanked her. Champagne said the floor is hers.

Holly Lindsey said um, total clients served 50; LRBOI clients 8, LRBOI spouses 5, LRBOI descendants 18, other tribe tribal members 8, non-members 11, total families served 20. Lindsey said families can be made up of more than one client;

Lindsey said LRBOI families 8, LRBOI spouses 5, LRBOI descendants 5, other tribe tribal members 4, non-tribal families 3 as always.....

Speaker Champagne said Miss Lindsey.....Miss Lindsey she mentioned there was something.....20 tribal families and of that he thinks 3 were non-tribal, uh, 14 were members and then the rest were other. Champagne asked can she just give the number of families served versus individuals because the individuals is duplicated numbers it's confusing saying families served.

Holly Lindsey said the total number of families served was 20 of those families only 3 families were non-tribal, 4 of those families were Tribal members from other Tribes.

Speaker Champagne asked the average length of ah, service that she renders to them because this is an evidence-based program or practice he believed she mentioned.

Holly Lindsay said yes, it varies the families can come in at any time 28 weeks pregnant through their child's 5th birthday um, the longest family she had started she believe in January of 2020, and they are still going.

Speaker Champagne thanked her. Champagne said she and the eligibility factor for service area is it any Tribal member anywhere in the tribe or just nine county or four county.

Holly Lindsay said nine county

Speaker Champagne asked nine county

Holly Lindsay yes.

Speaker Champagne thanked her doing that. Champagne said that way citizens know who is listed in that they may have relatives who might be eligible and interested.

Holly Lindsey thanked them.

Speaker Champagne: um, that concludes his comments at this time. Champagne asked any other discussion. Champagne said ah, Councilor Champagne. Champagne said Councilor Guenthardt is second in the queue.

Councilor Champagne identified herself. Champagne asked yes, can she go now? Champagne said she would like to make a motion to postpone this contract until they have a corrected contract.

**MOTION TO POSTPONE THIS CONTRACT UNTIL THEY HAVE
A CORRECTED CONTRACT; by Champagne.**

Speaker Champagne asked do they have support for the motion. Champagne said he believed the motion on the floor was to postpone pending a negotiated contract is revised. Champagne said last call do they have support for the motion on the floor. Champagne said seeing none; Councilor Guenthardt is next in the queue.

Councilor Guenthardt said he will make a motion.

**MOTION TO APPROVE RESOLUTION #21-1222-313;
ACCEPTANCE OF GRANT FUNDS FROM THE INTER-TRIBAL
COUNCIL OF MICHIGAN-HOME VISITING EXPANSION AND
APPROVING A MODIFICATION TO THE OPERATING BUDGET
MB-2021-79 IN THE AMOUNT OF \$74,800; by Guenthardt; supported
by Wever.**

Speaker Champagne asked discussion for the motion on the floor. Champagne said Council.....Madame Recorder he will defer to her first.

Recorder Wolfe said she just wanted to bring up the comment that she said about the contract not being updated she does believe it is a small typographical error and um, she does believe that she heard from the Executive Branch is that they are finding it when it is updated. Wolfe said so she doesn't think it is a big issue.

Councilor Di Piazza said "yet" in the background on the ZOOM recording.

Recorder Wolfe said that is her comment.

Speaker Champagne thanked Recorder Wolfe. Champagne said he would have to disagree with her, respectfully, Madame Recorder Wolfe. Champagne said he believed that the Constitution is very clear on negotiation on contract shall be done ah, by the Executive. Champagne said the contract was negotiated and presented before this body.....this body to re-negotiate a contract with even something such as this ah, of who is actually the recipient of the funds obviously they are not Little Traverse Bay Band of Odawa Indians um, it is a pretty big step on the Executive. Champagne said ah, he doesn't care to be caught in court or other....he knows Mr. Romanelli is in agreeance or not they have seen the past some of those agreements are still in court. Champagne said this is clearly to him an infringement on his Executive powers to negotiate a contract in good faith. Champagne said they can vote it up or vote it down or they can postpone it and wait for ah, for them to bring back the amended contract. Champagne said for that reason and not because he is not in support of this program, he is very much in support of this program, he thinks it is reaching their citizens and doing a good job but he can't.....he can't infringe upon the Executive's lines. Champagne said the Constitution uses plain language and very clear that the Executive shall

negotiate contracts “*shall*” is affirmative language. Champagne said the Executive negotiated this contract and presented in final form to Tribal Council. Champagne said that is where they are at today. Champagne thanked them. Champagne said Mr. Wittenberg and Madame Recorder Wolfe.

Councilor Wittenberg said he can understand himself where everybody is coming from but he does know that when things should....things should....when they go to court its all in the wording even though something that is as minute as this it can turn around and have an affect on the wrong way on and they can turn around and say there they go it is in the reading they approved it even though they are talking about turn around on their end and want to change it. Wittenberg said now they are doing something to him means something that is not in their realm....in their circle. Wittenberg said they would take it upon theirselves even though the Executive side yeah sure and on, and on, and on. Wittenberg said ah, but coming to the table he is not approving what is to come later he is approving what is on the contract now. Wittenberg said that is just his thought on that. Wittenberg said even though it is as small as one thinks....one feels it is and that’s fine but in the long run as in everything and anything that when it goes to court they look at the wording not someone said what but he told them it was okay and on, and on, and on. Wittenberg said those that know they approved the contract not....and that is all they look at so that is just his thought on that. Wittenberg thanked them. Wittenberg said Chi Miigwech.

Speaker Champagne thanked Council Member Wittenberg. Champagne said Madame Recorder Wolfe.

Recorder Wolfe said she just wanted to read for Tribal members the exact language of the contract and why she is in support of moving forward with it. Wolfe said in Section 1. it has Parties Definition B. Little River Band of Ottawa Indians, a Sovereign and Federal Recognized Indian Tribe hereinafter referred to LRBB and further denoted by use of the words in the contract as “*Tribal*” or “*Tribally*.” Wolfe said so it does identify Little River Band of Ottawa Indians as a Sovereign and Federal Recognized Indian Tribe only short title for the rest of the contract and it also clearly identifies as LRBB.

Speaker Champagne thanked Madame Recorder Wolfe. Champagne said that is Council as well. Champagne said Mr. Di Piazza.

Councilor Di Piazza said yeah, that is correct it does specify them as Little River Band even though it does say LRBB. Di Piazza said he doesn’t see a real problem with it to be honest as they are specifying the Tribe.

Speaker Champagne thanked Mr. Di Piazza. Champagne asked any other discussion from Councilors or citizens at this time. Champagne repeated any other discussion from Councilors or citizens at this time. Champagne said Madame Recorder Wolfe roll call please.

Roll Call #5

T. Guenthardt -Yes	C. Champagne -Yes	P. Johnson -	Yes
R. Champagne-Yes	G. DiPiazza -	Yes	S. Wever -
R. Wittenberg- Yes	J. Wolfe -	Yes	S. Lewis -
			Yes

Motion carried (9-0-0-0)

Recorder Wolfe said nine in favor resolution has passed.

Speaker Champagne thanked Madame Recorder.

C. Approval of Budgeted Expenditure

Speaker Champagne noted none submitted.

IV. Old Business

A. Operations Report ☐ November 2021

Speaker Champagne said discussion on this report that has been submitted.
Champagne asked discussion from citizens or Councilors on this report.
Champagne said Madame Recorder Wolfe.

Recorder Wolfe said she would just like to request from the Executive Branch under Human Resources um, submission from November 2021 they do not include a Tribal Preference Report. Wolfe said they usually have a nice chart that tells them which employees are preference that part is omitted for November 2021. Wolfe said then also moving forward she doesn't see it as a big issue but she does.....under the Health Operations Report it does have the Lead Staff identified as the wrong person. Wolfe said so she would like to note that for the Ogema to be corrected and if they can do a supplemental submission of that chart of Tribal Preference Report from Human Resources.

Ogema Romanelli said okay, he thinks he understands the Health part of it they want that omitted....the Leads.....they want it changed, the Leads name.....

Recorder Wolfe said the name corrected to the current one who is overseeing that department it is still identified as ah, Tammy Burmeister as Lead.

Ogema Romanelli said okay, yes, that can be corrected not a problem. Romanelli thanked them.

Recorder Wolfe said then a supplemental report for the chart for the Tribal Preference from Human Resources was omitted.

Ogema Romanelli said okay, they will look at that too. Romanelli thanked them.

Recorder Wolfe said those are her comments.

Speaker Champagne asked any other discussion on the Operations Report. Champagne asked Madame Recorder if she was requesting this to be amended for this one or just put into December.

Recorder Wolfe said she thinks moving forward it would help operations it can be updated for December just so its correct so membership doesn't get confused but she is asking for a supplemental submission from Human Resources for the Tribal Preference Report.

Speaker Champagne said okay.

Ogema Romanelli said that is reasonable. Romanelli thanked them.

Speaker Champagne said so just for clarity for the Madame Recorder Wolfe and Ogema Romanelli ah, if they approve these ah, minutes here contingent upon the supplemental report being added in before posting out to the general membership.

Recorder Wolfe said correct.

Speaker Champagne said okay. Champagne said if they....if that is the case make sure she reads that into her motion to acceptance of the report please. Champagne asked any other discussion from Councilors or citizens at this time. Champagne said he is willing to entertain a motion to acceptance of these reports.

Councilor Guenthardt made comments in the background on the ZOOM recording but it couldn't be made out clearly what he was saying.

Councilor Wever said "oh, geeze." Wever was laughing.

Speaker Champagne said Madame Recorder Wolfe.

Councilor Johnson was also making comments in the background on the ZOOM recording but they were not clear enough to understand.

**MOTION TO APPROVE OPERATIONS REPORT FOR
NOVEMBER 2021 WITH THE SUPPLEMENTAL ADDITION OF
THE TRIBAL PREFERENCE REPORT FROM THE HUMAN
RESOURCE DEPARTMENT; by Wolfe; supported by Johnson.**

Speaker Champagne asked discussion for the motion on the floor. Champagne asked discussion for the motion on the floor by Councilors or citizens. Champagne said seeing no discussion for the motion on the floor Madame Recorder Wolfe roll call please.

Roll Call #6

T. Guenthardt -Yes	C. Champagne -Yes	P. Johnson -	Yes
R. Champagne-Yes	G. DiPiazza -	Yes	S. Wever -
R. Wittenberg- Yes	J. Wolfe -	Yes	S. Lewis -

Motion carried (9-0-0-0)

Recorder Wolfe said nine in favor the report has been accepted.

Speaker Champagne thanked Madame Recorder Wolfe.

V. New Business

A. Establishing the Schedule of Regular Meetings for the Tribal Council for Calendar Year 2022

The Constitution states that the schedule of meetings for Regular Session of the Tribal Council for each Calendar Year shall be set by resolution of the Tribal Council at the last Regular Session of each Calendar Year.

Speaker Champagne said with that being said this item is being brought forth by Madame Recorder Wolfe. Champagne said he will turn the floor over to her.

Recorder Wolfe said she needs just a second because she needs to finish these notes. Wolfe said so this is just a housekeeping item for Tribal Council. Wolfe said establishes the schedule for regular meetings for the Calendar Year at the last regular scheduled session of Tribal Council Meetings. Wolfe said so she brought forward the resolution and the calendar um, the regular Tribal Council Meetings have been established for every Wednesday at 10 a.m. unless otherwise stated below. Wolfe said so that is her only comments. Wolfe said the only thing that they are not having is the four meetings a month on September 11th there will be no meeting as it is Tribal Reaffirmation Day.

Speaker Champagne asked does that conclude her presentation.

Recorder Wolfe said correct she doesn't have any further details.

Speaker Champagne asked does any Tribal Councilors wish to abstain at this time. Champagne repeated does any Tribal Councilors wish to abstain at this time. Champagne said seeing no abstentions discussion on the....the....the agenda item from Councilors or citizens at this time. Champagne repeated any discussion from citizens or Councilors at this time. Champagne said he is willing to entertain a motion to ah, approve application....or establish a schedule of Regular Tribal Council Meetings for 2022. Champagne said second call he is willing to entertain a motion for this item. Champagne said Madame Recorder Wolfe.

**MOTION TO ACCEPT RESOLUTION #21-1222-314;
ESTABLISHING THE SCHEDULE OF REGULAR MEETINGS
FOR THE TRIBAL COUNCIL FOR CALENDAR YEAR 2022;** by
Wolfe; supported by Wittenberg.

Speaker Champagne asked discussion for the motion on the floor from citizens or Councilors at this time. Champagne asked discussion for the motion on the floor from citizens or Councilors at this time. Champagne said seeing none; Madame Recorder Wolfe roll call please.

Roll Call #7

T. Guenthardt -Yes	C. Champagne -No	P. Johnson -	Yes
R. Champagne-No	G. DiPiazza -	Yes	S. Wever -
R. Wittenberg- Yes	J. Wolfe -	Yes	S. Lewis -
			Yes

Motion carried (7-2-0-0)

Recorder Wolfe said seven in favor and two against resolution is passed.

**B. Application for Permit to perform clean-up on Hopkins Road between
Potter and Eleven Mile Road**

Transactions with other governments require Tribal Council approval.

Speaker Champagne said this item was brought forth for a work session um, by the Resort on behalf of the Ogema's Office it looks like today it is not the General Manager but the designee is Michael Burmeister. Champagne said gentlemen the floor is theirs.

Michael Burmeister, LRCR, said they just ah, they want to clean up ah, the Right of Way where the.....*excuse him*.....just where their property meets the road. Burmeister said they just want to clean that up a bit and they have to have a Permit to do it. Burmeister said that is about....that about sums it up.

Speaker Champagne asked does that conclude his presentation on this item.

Michael Burmeister said yes it does.

Speaker Champagne asked any Tribal Councilors wish to abstain at this time. Champagne asked Councilor Wittenberg if he wants to abstain.

Councilor Wittenberg said no, oh.

Councilor Wever started laughing in the background on the ZOOM recording.

Speaker Champagne asked any Tribal Councilors wish to abstain at this time. Champagne asked any Tribal Councilors wish to abstain at this time. Champagne said first in the queue is Council member Wittenberg.

Councilor Wittenberg asked what is the fee.....how much is it.

Michael Burmeister said the application fee is \$500.00.

Councilor Wittenberg said that is giving up so they turn around and pay the.....who is it the county there with the permit.

Michael Burmeister said the Road Commission that's correct.

Councilor Wittenberg asked Road Commission.....county.....that's the county.

Councilor Wever started laughing in the background on the ZOOM recording.

Councilor Wittenberg said okay.

Speaker Champagne thanked Councilor Wittenberg. Champagne said they had pretty detailed conversation with the Resort on this item. Champagne said previously the Resort mentioned they just cleaned up their property throughout and didn't need a prior permit. Champagne said this land is in Indian Country and they continue on this year they were told that they want them to have a permit and pay the fee that lasts one year in the timeframe to clean up any of the down trees or branches on their property. Champagne said the issue he has with this is the aspect of Tribal Sovereignty and allowing themselves to be exerted over their sovereignty by a local municipality. Champagne said they are at the same level as the state he doesn't believe the municipality has jurisdiction to be able to require them to have a permit. Champagne said he believes it infringes upon the Tribe's Sovereignty he is not in favor of getting a permit to do the work. Champagne said he worked for many, many Tribes and fee simple land, do not pay taxes on it, surely don't get building permits or clean up on their own land when its within Indian Country. Champagne said he thinks this is something that is the title of this land is the Tribe. Champagne said he thinks it is something where it sets a dangerous precedent. Champagne said they go ahead and say okay, its only \$500 what they are really doing is saying they have jurisdiction over them. Champagne said yes, they are actually not a sovereign their building codes and zones will apply to them because they consented to it. Champagne said they are in a heated litigation not them but Little Traverse Bay Band which directly impacts them over Reservation, over sovereignty, and the authority of such. Champagne said one of the arguments that the State made was the State of Michigan is they don't believe they should have Reservations, they don't believe they have those inherent sovereign rights so he believed that the local municipalities has jurisdiction to enforce over the Tribe in their territory. Champagne said this is pretty big access one of the arguments they made was they showed a history of where the Tribe

was able to allow themselves to be jurisdiction ruled by local municipalities in the State and they continued on. Champagne said other Tribes they can see similar aspects where they did not do that and the argument they never consented their jurisdiction they have always proposed that. Champagne said they were successful on the Reservation. Champagne said the Reservation....the establishment of their boundaries so he thinks they know when they look at this it is \$500 and is not the question the question is whether or not they are consenting to the local municipality and jurisdiction. Champagne said this did not go out to their outside Legal Counsel Firm for them to weigh in who handles their....their litigation on this and so he doesn't feel comfortable consenting to local jurisdiction on such ah, especially something so new....cleaning up something so minute like down debris on their own properties. Champagne said it is not that it shouldn't be done it should be done its that they don't need the permission from a local municipality to do such. Champagne thanked them. Champagne asked any other Councilors for discussion. Champagne said Madame Recorder Wolfe. Recorder Wolfe said Mr. Burmeister have they had this um, permit for 2020.

Michael Burmeister said they did not.

Recorder Wolfe said they have not had this permit before since they ah, took ownership of.....

Michael Burmeister said he doesn't believe so.....he doesn't believe so, Madame Recorder.

Recorder Wolfe asked so they are just enforcing it now but they have been owning the property for several years and they never made them apply for the permit.

Michael Burmeister said they don't own the road, Miss.

Councilor Guenthardt said the county owns it.

Councilor Wever said yeah.

Councilor Guenthardt made another comment but it wasn't picked up on the ZOOM recording to be able to be heard clearly.

Michael Burmeister said that road runs through the property.....it runs through the Golf Course.

Councilors Guenthardt, Wittenberg and Wever were involved in a side bar conversation in the background on the ZOOM recording.

Michael Burmeister said he doesn't disagree with what the ah, Speaker is saying he just.....they just brought this forward.

Recorder Wolfe asked so who has been cleaning it the entire time that they owned it. Wolfe said it is like they don't own the road and now.....

Michael Burmeister said they came out.....it's not cleaned. Burmeister said they come out if a tree goes down they will come out and cut and set it off to the side. Burmeister said that is as far as it has went.

Recorder Wolfe said she is just confused why now it comes up they have to have a new permit and they have owned the Bear Lake Highlands Property for several years she thought this was a reoccurring application something that was done annually.....

Michael Burmeister said no.

Recorder Wolfe continued....but he is saying no that is incorrect.

Michael Burmeister said he doesn't believe it is correct is what he is saying. Burmeister said what he is saying is they don't own the road they don't own the Right of Way. Burmeister said they want to clean up along the Right of Way just so it looks better for the Golf Course. Burmeister said they have cleaned up the Golf Course they have done a ton of work out there this would just go along with it. Burmeister said they just brought this forward if it gets approved it gets approved if it doesn't it doesn't.

Recorder Wolfe said well, she was just asking clarification she doesn't think that she didn't say she was in support or in....not support of it.....

Michael Burmeister said no he's not.....

Recorder Wolfe finished with.....she was questioning....asking why this was an annual thing reoccurring that they did previous and he stated no.

Michael Burmeister said that is correct.

Recorder Wolfe said then her second question was why is it now all of a sudden an issue for them to have a permit if they have always been cleaning and taking care of the area.

Michael Burmeister said they haven't been taking care of that area at all it is just part of what they want to do out there they have cleaned up the Golf Course but they haven't cleaned up along the road there. Burmeister said if they really want to call it a road he thinks it is a two track himself, they know, they call it a road he thinks it is a two track but that is their words not his. Burmeister said he wasn't implying anything derogatory.

Recorder Wolfe said she doesn't have any additional questions.

Speaker Champagne thanked Madame Recorder. Champagne said next is himself then Councilor Wittenberg.

Speaker Champagne said ah, Mr. Burmeister the General Manager reported that the.....obviously the road they are trying to have a debate at they are trying to put the land into trust um, he reported that it is in their lands but in the Right of Way and that they cleaned it up in the past. Champagne said that is just what the General Manager reported out to this Council so that is what he was basing his discussion off of. Champagne reiterated that it was cleaned up in the past as it poses potential safety hazard or what have them. Champagne said if it is in the road obviously it is their responsibility but if it is tossed onto the side onto their property, the Right of Way, um, he thinks that is where this discussion comes from. Champagne said Mr. Wittenberg is next in the queue.

Councilor Wittenberg said yeah, and they talk about the Right of Way and when they turn around and look at in the city and between the sidewalk and the street that is the Right of Way but yet the resident is responsible so they go out there and they turn around if that tree falls in the Right of Way ah, they clean it up and everything like that. Wittenberg said they are not getting into the city because that is the Right of Way they come back and say "*hey, you got to get a permit for cleaning that tree that just fell on their Right of Way.*"

Councilor Guenthardt was laughing low in the background on the ZOOM recording.

Councilor Wittenberg continued that it is crazy to him when they turn around and look at that and turn around and ah, just because they got a casino that they are going to turn around and ah, tap into it. Wittenberg said now \$500 ah, say to the whole casino isn't very much but ah, he thinks within himself he is looking at the.....that's crazy they didn't charge before now they want to charge and here he is trying to ah, clean it up but they want to charge him for cleaning it up. Wittenberg said that is just his thought on that.

Speaker Champagne thanked Councilor Wittenberg. Champagne asked any other discussions from Councilors at this time. Champagne asked any discussion from Councilors or citizens at this time. Champagne said he would entertain a motion at this time. Champagne said Miss Johnson.

Councilor Johnson asked so do any of their members when they are playing cross that area that he is wanting to clean up.

Michael Burmeister replied yes.

Councilor Johnson asked has um, just moment, forgot her train of thought.

Councilor Guenthardt said they cross that road in a few places.

Speaker Champagne asked any other discussion. Champagne said he would entertain a motion at this time if there is no further discussion.

There was a loud disturbance in the background on the ZOOM recording but it wasn't clear who it was or where it was coming from.

Speaker Champagne said Mr. Guenthardt.

Councilor Guenthardt said he will make a motion.

**MOTION TO APPROVE RESOLUTION #21-1222-315;
RATIFICATION TO APPLICATION FOR PERMIT BETWEEN
THE LITTLE RIVER CASINO RESORT AND BOARD OF
COUNTY COMMISSIONERS OF MANISTEE COUNTY,
MICHIGAN;** by Guenthardt; supported by Di Piazza.

Speaker Champagne asked discussion for the motion on the floor. Champagne asked discussion for the motion on the floor. Champagne said seeing no further discussion Madame Recorder Wolfe.

Councilor Wever asked did he ever ask if anyone wanted to abstain.

Speaker Champagne said he did.....he did Madame Recorder can she check on the record if he asked if anyone wanted to abstain. Champagne said Miss Wever actually did participate in discussion and also she is ___ abstention now he would believe she would be.....it would be acceptable because she didn't participate in any discussions.

Recorder Wolfe asked Councilor Wever she is abstaining.

Councilor Wever said yes.

Speaker Champagne said okay.

Councilor Wever thanked Mr. Speaker.

Roll Call #8

T. Guenthardt - Yes	C. Champagne -No	P. Johnson -	Yes
R. Champagne-No	G. DiPiazza -	Yes	S. Wever - Abstain
R. Wittenberg- No	J. Wolfe -	No	S. Lewis - No

Motion failed (3-5-1-0)

Recorder Wolfe said three in favor, five against and one absent motion isresolution has failed.

Speaker Champagne said abstain Madame Recorder.

Councilor Johnson said oh, yes.

Recorder Wolfe asked does he want her to reread that for the record. Wolfe said three in favor, five against and one abstention resolution has failed.

Speaker Champagne thanked Madame Recorder.

IX. Concluding Business

A. Next Meeting Date(s) - Wednesday, January 5, 2022

B. Ogema Weekly Status and Business Update

Tribal Council can be heard laughing in the background on the ZOOM recording.

Speaker Champagne said sir, the floor if he chooses so be it.

Councilor Wever made a comment but it couldn't be mad out clearly what she said in the background on the ZOOM recording.

Ogema Romanelli said he believe that was the Ogema's Updates.

Speaker Champagne said yes, sir.

Ogema Romanelli said ah, just a couple of things. Romanelli said Happy Holidays and Christmas to everyone on the call and to the Resort and to the Government. Romanelli said he wished everybody that peaceful and joyful time off during the Holidays. Romanelli said ah, he did want to have a meeting um, he was trying to get to the point and he did not get to that point to have a meeting. Romanelli said the purpose of the meeting was to address concerns of Tribal members he believed the Council and the Ogema has received one or two letters from Tribal members requesting information. Romanelli said they must answer that and Face Book comments and concerns that have been brought to them and he thought it would be a good idea to answer some of those questions so. Romanelli said so absent a meeting he is going to try and put at least the information that he has on the website.....on the LRBOI Website within the next week or so. Romanelli said other than that he thinks that is all he has for today. Romanelli thanked them very much.

Speaker Champagne thanked Mr. Romanelli. Champagne said they are on Legislative.....and he does see citizen Miss Sara Agosa and citizen Miss Susan Thull he will call on them but it is up to the Ogema whether or not to respond. Champagne said his update was general um, citizen Agosa.

Participants in the background were making comments but it was not clear who they were or what they were saying on the ZOOM recording,

Sara Agosa, Tribal #4478, said she has been getting an error on the website both last weekend and yesterday on Rapid River News and elsewhere.....a 404 error and she just wondered if the Ogema is aware of that. Agosa said it reminded her about the website can she please get an update on when the new website will be launched. Agosa thanked them. Agosa said that is her comment.

Speaker Champagne thanked Sara Agosa. Champagne asked Mr. Romanelli if he cared to respond.

Ogema Romanelli said yes, ah, the only thing he can respond to is the website having a 404 error. Romanelli said he is not sure what that is. Romanelli said he knows there was a transfer in....he guessed he shouldn't say he knows it he believed there is a transfer of the website going from the Executive to the Legislative because of the resolution they are trying to figure that out. Romanelli said he believed the resolution said that information will be disseminated from the Legislative side effect immediately ah, so he is a little unclear at this point but he was not aware of the 404 error but he can at least do some checking. Romanelli thanked them.

Speaker Champagne thanked Ogema Romanelli. Champagne said if they can respond on that question. Champagne said they don't have access to the website even authority to post and so it definitely not being transferred over to Legislative um, and they have that from the Executive side and IT which was forwarded to the Ogema's Office so he believed that comment probably is not correct.

Ogema Romanelli said excuse him but he do believe there was access to the website from the Legislative side if he remembers correctly he believed that both Venus and/or Julie might have more information. Romanelli said he is not completely sure but he knows there was discussion about it.

Speaker Champagne thanked Ogema Romanelli. Champagne said citizen Thull.

Susan Thull thanked him. Thull said her ah, comment was along that same line she had received a, ah, error notice on a....at the end of last week or on the weekend for the Grand River News. Thull said she did send an um, request to the Administrator of the....of the um, website ah, telling them that there was an error but it had.....she is sure it was on Friday and it hasn't been corrected yet as of today. Thull said also on the front page of the website it has the date September 22, 2021, so she thought that might be a message from the Ogema um, but there is nothing else with it and they click on it and they don't go anywhere so. Thull said um, she doesn't know if there is information for December 22 which would be today that should be on there but it isn't at this time so. Thull said so she just

wanted to let them all know that also. Thull thanked them very much. Thull said Merry Christmas and enjoy the Holidays. Thull thanked them.

Speaker Champagne thanked Susan Thull. Champagne said all right they are going onto Legislative Affairs Update and if there is other discussion in Public Comment Period probably be more appropriate.

C. Legislative Affairs Update

Speaker Champagne said Legislative Affairs Update at this time any Councilors wish to give a Legislative Affairs Update. Speaker Champagne repeated any Councilors wish to give a Legislative Affairs Update. Champagne said Madame Recorder Wolfe.

Recorder Wolfe said she has one and she wanted to bring it up and highlight this there are nine new Federal Judges nominees nominated by President Joe Biden. Wolfe said the one she wants to point to is Sunshine Susan Sykes she is the first Navajo Citizen to be nominated to the U.S. District Court of the United States for Central District of California. Wolfe said Judge Sykes would be the first Native American Article 3 Judge in California, the first Article 3 Judge from the Navajo Nation and the 5th Native American Article 3 Judge actively serving in the country if confirmed by the Senate. Wolfe said an Article 3 Judge is a U.S. Supreme Court, Court of Appeals or District Court Judge appointed for life under Article 3 of the U.S. Constitution. Wolfe said why she highlights this is because Native American representation on the bench is critically important to Indian Country because they are participants within the Federal Judicial System and it is imperative to have Federal Judges who understand the unique relationship between the United States and Tribal Nations. Wolfe said lastly she wanted to encourage and show that a demonstrates that their future Native loss ___ is possible to achieve their aspirations into the Justice System. Wolfe thanked them.

Speaker Champagne thanked Madame Recorder Wolfe. Champagne said next in the queue is himself. Champagne said Legislative Affairs Update ah, less about probably legislation more about community happenings they do have ah, if they are celebrating the New Years for many this is the last Tribal Council Meeting. Champagne said they have a Happy Holidays and celebrate that spend some time with family. Champagne said when in Milwaukee they do have the Sobriety ah, New Years Eve Pow Wow just like ___ Sobriety Pow Wow goes on at Sault Saint Marie when they have theirs annually and also Lac Du Flambeau has theirs annually so those are celebrated on New Years Eve if they are looking for a sober place to hang out and with good family fun to keep them on as many relatives struggle at that time those are good locations to head to um, please verify before they go as ever changing with COVID but those are the ones he has heard about. Champagne said wishing everybody a good holiday season. Council member Wittenberg.

Councilor Wittenberg said yeah, and talking about Sobriety Pow Wows they also have one down at Battle Creek at the Kellogg ah, Arena there. Wittenberg said that will be ah, New Years Eve ah, that will be the one ah, should.....they don't shut everything down, himself he is looking forward to ah, trying to attend. Wittenberg said it should be pretty nice because their....that is certainly Indian Country down there where the different Pow Wows he went down....been to down there that ah, they always had good turnouts so. Wittenberg said he wanted to say Miigwech to them for them.

Speaker Champagne thanked him sir. Champagne said Mr. Di Piazza.

Councilor Di Piazza said yeah, he just wanted to say everybody to be safe, take their precautions as they are venturing out. Di Piazza said if they are uncomfortable don't do it....it is pretty simple. Di Piazza said enjoy their family and holiday and ah, they will see everybody next year. Di Piazza said have a good time.

Speaker Champagne thanked Council member Di Piazza. Champagne asked any other Legislative Affairs Update at this time. Champagne repeated any other Legislative Affairs Update at this time. Champagne said seeing none they will move onto Public Comment Period.

D. Public Comment Period

Speaker Champagne said this is an opportunity to share concerns, good news, happenings in Indian Country. Champagne said citizen Miss Sara Agosa she has the floor, ma'am.

Sara Agosa, Tribal #4478, said she has a few questions so she will just ask them all at once. Agosa said recently she emailed Tribal Council requesting that funds were allocated in the 2022 Budget just subscribed to a Transcription Service to keep the official Tribal Council Meeting Minutes updated but in accordance with the Tribal Council Procedures Ordinance which states that official minutes must be adopted at the next scheduled meeting as long as there is five business days between meetings. Agosa said she also requested a Training Budget for newly Elected Officials to create a virtual learning portal. Agosa said she just wondered if this was discussed at all during the Budget Meetings and what Council's stance is on these two issues. Agosa said her other questions are she is not sure um, the Ogema planned to have a Virtual Meeting and she just wanted an update on that and also too her last question is why is the Church of the Morning Star Contract in Closed Session. Agosa thanked them. Agosa said those are her questions.

Speaker Champagne thanked citizen Agosa. Champagne said all very good questions. Champagne said he is in support of ah, outsourcing to a Transcription Services they had Director Wilson research that so they can catch up they have numerous.....

There were some noises in the background of people talking on the ZOOM recording that wasn't clear or where they were coming from.

Speaker Champagne continued.....items and Open Session Minutes are ready to go waiting on the Closed Session to catch up um, so that is where they are on that. Champagne said he is in support of that to and for because not only does it make business sense but it is also more timely it costs less than having staff in-house prepare numerous hours on it. Champagne said her other question had to do with the Church of the Morning Star he is not sure why that is in Closed Session um, he didn't bring forth the item ah, but maybe Mr. Romanelli can mention Madame Recorder. Champagne said he can't remember her third question Miss Agosa.

Ogema Romanelli said he can answer it when.....

Speaker Champagne said go ahead Mr. Romanelli.

Ogema Romanelli thanked Speaker Champagne. Romanelli said okay, Church of the Morning Star he doesn't pick what goes on Closed or Open so he would not be opposed to it going on Open. Romanelli said he is not sure why it got on Closed but ah, that is his part on that. Romanelli said on the Virtual Meeting that is what he was explaining earlier that there are concerns that have been brought up by Tribal members through a letter on Face Book that he really thinks the Council and Ogema can and should ah, respond to in the best way that they can and so that.....what he is trying to do.....what he is hoping to do is present some documents as he has done in the past and then provide his um, thoughts on each one of them and try to provide information that he can through the Little River Casino or excuse him the Little River Face Book page. Romanelli said regarding training he absolutely agrees with that he thinks that, they know, in the past they have talked about at least having a whole week of any newly Elected Official ah, it being paid matters not to him that they get paid to ah, study for at least one week where they sit down with the ah, Constitution and go over Constitution and go over would it be Finance ah, different items like that of Tribal Finance and ah, just a better understanding so, yes, he absolutely believes that they elect people, put them in a sit, and expect them all to know everything. Romanelli said a good week's training at least wouldn't hurt anything so he is supportive of that. Romanelli said he thinks he answered everything that he can. Romanelli thanked them.

Speaker Champagne said okay, any other responses.

The background noises continued and sounded like someone's tv on the ZOOM recording.

Speaker Champagne said okay, going into Public Comment any other citizens wish to have Public Comment. Champagne said citizen Agosa she still has her hand raised.

Sara Agosa, Tribal #4478, said so what is the outcome of her requests for a Virtual Learning Portal she has been asking for a couple of years now. Agosa asked is that going to be included in the 2022 Budget. Agosa asked what were the discussions about this amongst Councilors.

Speaker Champagne asked any Councilors wish to respond. Champagne asked any Councilors care to respond. Champagne said okay, seeing none; citizen Miss Laura.....oh, Mr. Di Piazza for a response.

Councilor Di Piazza said well, when she is saying an ah, a remote Learning Portal she has got to remember their Constitution if she wants to teach the Constitution she is going to have somebody that is going to have to teach that or so people understand that because this is unique to them. Di Piazza repeated that is unique to them. Di Piazza said that is their Bible that is their Holy Grail that's what they go by so um, where is she going to have teach the Constitution to people because somebody is going to read it one way and another read it another way.....

Councilor Wever interrupted Di Piazza's queue on the ZOOM recording. Wever said she can read it backwards.

Councilor Guenthardt made some comments in the background but they could be heard clearly to understand them on the ZOOM recording.

Councilor Di Piazza continued.....he usually has one with him all the time because he is getting a little old and he might not remember something yah, he said it. Di Piazza said oooh, that's bad. Di Piazza said so yeah, it is a great idea but how is she going to accomplish that because the way he reads the Constitution, the way that Pam might read it, they might be 180 from each other and....and if they had somebody teaching the Constitution, people, he doesn't know they got a good answer to that he is all hears, as a matter of fact, he has great big ears. Di Piazza said he is done. Di Piazza thanked them.

Speaker Champagne said citizen Miss Laura Echelbarger she has the floor.

Laura Echelbarger thanked Mr. Speaker. Echelbarger, Tribal #2276, said um, her first comment is um, regarding the Constitution um, they have the ULD Department who is supposed to be interpreting the Constitution for them and she would hope that they would be the best avenue there. Echelbarger said um, her second question she guessed is um, what is the Morning Star Church and how are they being affiliating themselves with this. Echelbarger said um, she is confused and concerned about connecting to a church and um, she hopes it gets moved to

Second Open so that is something that um, others can weigh in on. Echelbarger said that is her comment. Echelbarger thanked them.

Speaker Champagne thanked Miss Echelbarger. Champagne said Council member Wittenberg for a response.

Councilor Wittenberg said yeah, ah, acord....concerning that they have a Healer that is affiliated with the Morning Star Church and its been that way since ah, well for quite a while it never....one has to know the whole thing but the person that is affiliated with the North American....or the North....Church of the Morning Star, excuse him or forgive him, ah, that is who that is....affiliated with and to him and he was trying to think but he can't ah....he must be getting old too.

Tribal Council all started laughing with Councilor Wever the loudest.

Councilor Wittenberg said anyways on that out....how it was in the past he wanted to think that was in Open or Closed before because it comes up every year and all it is to him is....it is renewing of the contract for the next...next....now this Healer ah, which is open to all Tribal members and he knows Non-Tribal members that go to it and he talked with J.D. before where he to his understanding have direct contact if they want to get in touch with him he doesn't if they would have to go through Be Da Bin or what but ah, how to get in touch ah, with this gentlemen. Wittenberg said he sees Dottie has her hand raised up so she might be able to express it a little bit more or a little bit more clarity. Wittenberg said Miigwech.

Speaker Champagne said so he just has to for housekeeping matters.....

Councilor Wever was talking at the same time as Speaker Champagne but her comments could not be understood on the ZOOM recording.

Speaker Champagne continued....for housekeeping matters this is still in Closed Session why it is in Closed Session he is familiar with so he doesn't know if they can really discuss it in Open he doesn't see anything proprietary why it was put in Closed could it just been put in by accident. Champagne asked Madame Recorder.

Recorder Wolfe said that is the way the paperwork came over from the Ogema and everything that they got from the attorney did not say it was eligible to be in Open so she doesn't have a better answer than that. Wolfe said she does know previous time it has always been in Closed and then it was moved to Open at a later date. Wolfe said she doesn't know if Elise wants to jump in and give a better explanation but the Agenda Request has New Business, Closed Session, Bids & Contracts that is why it was placed there by her.

Speaker Champagne said okay, and he doesn't think Miss Mc Gowen is on today.

Councilor Johnson said she is there.

Speaker Champagne said Miss Mc Gowen.

Councilor Wever continued making comments in the background on the ZOOM recording but they could not be heard clearly.

Elise Mc Gowen-Cuellar, Unified Legal Department Attorney, said her apologies sorry, there was someone at her door. Mc Gowen-Cuellar said um, yeah, Julie's point is correct um, this has traditionally put in Closed on it can be moved to Open ah, after the vote. Mc Gowen-Cuellar thanked Julie.

Speaker Champagne said just for some housekeeping matters they do have Non-Native on and it doesn't look like an agenda item Miss Memberto is there a reason why she is joining them today was the Resort have an item on later on.

Shelly Memberto was trying to explain but someone in the background started speaking and her comments could not be heard on the ZOOM recording,

Recorder Wolfe said yes, they do.

Speaker Champagne said Closed, Financial Presentation. Champagne thanked Shelly Memberto.

Shelly Memberto thanked them.

Speaker Champagne said he knew there was a reason she was on.

Shelly Memberto said yes. Memberto thanked them again.

Speaker Champagne said so Mr. Di Piazza.....in response.

Councilor Di Piazza said yeah, like he said, they know, J.D. has been doing this for quite a while um, he does carry a powaagan he believed he has helped a lot of people through some things that the normal.....normal world would never understand to begin with but pull them through that crisis because he seen powaagans pull people from the abyss and he seen them standing and walk. Di Piazza said until they experience them things and never seen it well, the Native Culture is something to embrace everybody wanting to sometimes criticize what some people do or know and that's why they don't get a lot of people that want to help people through these things because when they do their criticized, chastised, and he doesn't know what else they want to call it but it is rough. Di Piazza said on the other thing as far as somebody teaching the Constitution, constitutionally, the only one who can decipher is the courts so does the courts need to teach the Constitution. Di Piazza said just at thought. Di Piazza said he done.

Speaker Champagne said in response....oh, Mr. Di Piazza was he still going.

Councilor Di Piazza said yeah, no, he is done. Di Piazza thanked them.

Speaker Champagne said he heard "*I'm done*" then he heard something else so his apologies for interrupting. Champagne said just for a response on the contract he is always confused by these contracts being in Open Session um, Miss Thull because he thinks that is the correct avenue to have so he is not sure why this one isn't listed on the agenda review so his apologies on that....on questioning that but they know, it always raises red flags when they see ah, Native American Church or church listed on with federal dollars for a contract and so he thinks they know that is a good reason why individuals brought that up and was questioning that who, they know, for that reason but just as he mentioned here this is actually for a Traditional Healer and doctor who comes in, Mr. J.D. Gibson, who is a Tribal citizen and ah, and does really try to help people any way he can so. Champagne asked any other responses.....he seen Dottie is it Dottie...can she hear him.

Dottie Batchelder identified herself. Batchelder said J.D. or James Gibson uses....goes by the name of the church.....the Native Church of the Morning Star for his Traditional Healing its not like the check goes to a church or anything it goes to him. Batchelder said he is doing more services around the state also so that is kind of his name that he is using now for his Traditional Healing just so people know that and also this goes through Be Da Bin Behavioral Health so if someone would want to be in contact with him through their services they would just have to call Be Da Bin Behavioral Health or herself so that they could get them scheduled. Batchelder said right now it is virtually mostly and um, he ends up seeing a lot more people doing this virtually because they don't have that transportation issue that they had before so just wanted to let people know that.

Speaker Champagne thanked her. Champagne said he will try to go back to Public Comment Period. Champagne said citizen Miss Sara Agosa is next in the queue and also citizen Mr. Stone.

Sara Agosa, Tribal #4478, said so in response to Gary's comments with this training module subject matter experts could come in and present on specific topics or even in an online training module have pre-recorded presentations and a trainer could also be hired to develop this module. Agosa said it would also be extremely helpful to have the judges talk to Council on court cases and give them an overview of the...the Judicial Branch. Agosa said her final comment is that the Constitution is not up to interpretation and she finds it really concerning that a Councilor has that impression, Councilor Di Piazza, and this is why she thinks it is so important to have a formal training program so that all Councilors have a consistent understanding of their role and their legal um....their legal documents. Agosa thanked them. Agosa said that is her comment.

Councilor Di Piazza asked can he respond.

Councilor Wever said yes.

Councilor Wittenberg said yeah.

Speaker Champagne thanked Miss Agosa. Champagne said um, comment should have questions aside but go ahead, why not. Champagne said Mr. Wittenberg then Mr. Di Piazza. Champagne said he is not sure who raised their hand first.

Councilor Di Piazza said Ron was first.

Councilor Wittenberg said go ahead because he was going to respond to her.

Councilor Di Piazza said it was not saying he doesn't understand the Constitution just because he carries the Constitution all the time doesn't mean he don't understand it. Di Piazza said it means sometimes he needs to reference it because a lot of times he may not remember everything. Di Piazza said they might recall he said it earlier but to have somebody teach this or explain it the only reason he brings up the courts is because it is in the Constitution that the courts will rule on Constitutional matters so they should be the experts he guessed but what he says and how he reads it compared to how Mr.....

Councilor Wever said oh, pick her.

Councilor Di Piazza said no, no, no, Tom may read it and it is not going to be the same.

Councilor Wever was still talking in the background on the ZOOM recording.

Councilor Di Piazza said oh, but is he an expert, he doesn't know, seems like he always gets himself in trouble all the time, but that is okay he is used to that too but, yeah he is all set.

Speaker Champagne said Mr. Wittenberg was he going to give a response or was he just in the queue.

Councilor Wittenberg said he will response. Wittenberg said what one has understand and they got nine people so they got ten with the Ogema and how many out that is here in the building and throughout ah, Indian Country and so they can all have a book and they can turn around and study that Constitution frontwards and backwards but the bottom line is each one is their own so to speak captain but just to know he does think and feel ah, roughly ah, what it means. Wittenberg said there is many trees out there but many branches so there is a lot of things that will go into one thing and when one goes to court they have to turn

around and they can have attorneys on both sides of how many they might want on both sides and then they got the judge so they got at least three ah, views on one thing and it is just the way it is and that part will never change because whoever loses will demand that they were right and they were wrong, Wittenberg said it is just part of life so he turns around and try to look at it in a good way because they all have their own views. Wittenberg said he is not saying their wrong and he is right because now that is making him a judge but they have their view and he will respect them whether ah, he likes it or not and that is what the bottom line is that they try to force one thing or another and they turn around and try to stack the deck on it so the top is over or on them. Wittenberg said he thinks himself that it is kind of comical because when he sees it from a distance but ah, even though ___ somebody from the courts will turn around and definitely give a person a good view about it but in the same token they have to remember everybody has got a different opinion as to what if....okay that is all he has got to say. Wittenberg said Miigwech.

Speaker Champagne thanked them sirs. Champagne said Mr. Stone next in the queue.

Israel Stone thanked Mr. Speaker. Stone identified himself and Tribal #1735. Stone said he is here as a citizen. Stone said a couple of things he wanted to address ah, the first being ah, the fact that they have a relatively young Constitution in comparison to ah, maybe what they would see at the Federal Level um, United States Constitution and that is being challenged still to this day. Stone said legalities, their interpretations ah, different words mean different things to different people but Gary's correct the only one constitutionally has the authority to ah, make a ruling or ah, give an opinion on the meaning of the Constitution is the Tribal Courts under their Constitution. Stone said secondly he is here for ah, kind of finish up where he was booted out last week and ah, so last week he was removed from a meeting ah, for stating opinions that were unpopular and certainly weren't untrue he has documentation to prove everything that he said. Stone said ah, but that was the accusation made that he was making friv....frivolous statements. Stone said he takes offense to those types of things that's a....that's an insult. Stone said when he speaks he speaks from a place of....of truth and he usually has documents to back up what he is saying in this case he does. Stone said ah, that said ah, he to ah, wish everybody a very happy Holiday um, they know, they go through these decisions, they go through debates, they go through discussions and what amazes him and continues to amaze him about this Tribe is that after years of being in existence they can't have an opinion that differs from somebody....somebody else's without people taking offense to it. Stone said they need to be in a place where they are mature enough to listen to the things they don't like to hear um, be....allow their citizens to be heard ah, without freedom....freedom of reprisal or retaliation for having an opinion um, its difficult. Stone said it is difficult as a citizen to sit back and ah, see what is going on, know what is going on, and continue to experience the non-stop ah, harassment and abuses of powers while in office and things that continue to occur

on a regular basis and no accountability. Stone said that is difficult for him to see. Stone the other thing he wanted to bring up is a potential ah, speaking of Constitution, thanks Miss Agosa for bringing that up, ah, the Constitution very clearly defines the purpose for abstaining and how an abstention should occur. Stone said an abstention is not to....to free themselves from the commitment to vote um, its simply a process where they have to declare what their Conflict of Interest is to the Tribal Council and the Tribal Council has to decide whether or not they have a personal Conflict of Interest which means it has ah,...ah, a financial gain for them or a personal gain. Stone said he hears this being used all the time in Council Meetings and a lot of times on some relatively tough decisions and abstentions is to be declared according to the Constitution and voted on by Tribal Council to be utilized and in regard to a conflict. Stone said the person abstaining also has to disclose to the meeting and the general membership in the room what that Conflict of Interest is that is being voted on. Stone said so those are the things he wanted to say for today. Stone thanked them. Stone said have a great day.

Speaker Champagne said citizen Agosa she is next on the floor. Champagne said next in the queue he is sorry ma'am.

Sara Agosa, Tribal #4478, said her comment is about um, the training module that she envision for Elected Officials and she just wanted to emphasize that it would be self-driven learning and it would be completely online so that Councilors could take it at their own pace of if there was a topic they wanted more information on they could access it. Agosa said in reference to Falmouth Institute offers Tribal Governance courses so it is commonplace that people elected to Tribal Council do take courses and foundational knowledge. Agosa said this would be foundational including and on boarding module um, but it wouldn't mean that Councilors would not continue to learn on their own as they learn on the job. Agosa said it would just give Councilors the foundational knowledge there is consistent foundational knowledge in.....*laughing*....in all of their legal documents even like it....people have stated that the Judicial Branch interprets the Constitution and a newly Elected Official that something that would really be worthwhile for a newly Elected Official to understand what are the rules of the branches. Agosa went on what are the parameters of being on Tribal Council and duties. Agosa said so she just wanted to state that that there are lots of options for this training module and it wouldn't be restrictive. Agosa um, so in closing she just hopes that Tribal Council will consider allocating funds to this really extremely crucial need that she sees. Agosa thanked them. Agosa said that is her comment.

Speaker Champagne thanked citizen Agosa. Champagne said user handler Vicki they are next in the queue. Champagne thanked them for waiting. Champagne said user handler.....

Ron Pete said okay. Pete thanked Speaker Champagne. Pete identified himself. Pete said of course he comes under Vicki but thanks for recognizing him. Pete

said he just wanted to say that ah, he wanted to wish everybody on Council and everybody to have a Merry Christmas and Happy Holidays. Pete said have safe ones and also the Ogema and all the Ogema staff. Pete said he also just wanted to say thanks for Mr. Stone's words and um, with that he has to go for the day so have a very good day. Pete thanked them.

Speaker Champagne thanked Ron Pete. Champagne said citizen Miss Laura Echelbarger she has the floor, ma'am.

Laura Echelbarger thanked Speaker Champagne. Echelbarger identified herself and Tribal #2276. Echelbarger said um, she just wanted to applaud some of what Israel said and she would like to some clarification on the abstentions also because it does seem like it has been used a lot lately and also she wanted to comment um, on Sara's idea of the training module which she loves that idea. Echelbarger said she thinks it could be flushed out but also being somebody who is new on the Election Board she would love to see something like that maybe for all of the branch's um, there is a lot of worthwhile training also that they could either borrow from the casino she thinks Israel probably speak to it but she knows that they have a great program over there. Echelbarger said maybe just adapt for the government um, and that's um, that was her comment. Echelbarger thanked them.

Speaker Champagne thanked her. Champagne said Councilor Wever is she next in the queue or is she just waving goodbye to her. Champagne said Council member Wever was she next in the queue.

Recorder Wolfe asked Councilor Wever if she wanted.....

Councilor Wever said oh, yeah, she was just saying....

Speaker Champagne said okay.

Councilor Wever said she is sorry.

Speaker Champagne said with that does conclude Public Comment Period....

There was a loud electronic disturbance in the background on the ZOOM recording that interrupted Speaker Champagne's comment.

Recorder Wolfe said they had a couple of hands go up Speaker.

Speaker Champagne said okay, it sounds like Councilor Champagne's mic was on ah, all right next in the queue he will call on Mr. Stone again.

Israel Stone, Tribal #1735, said yeah, Mr. Speaker just real quick. Stone said ah, also um, earlier when they noticed that Miss Memberto was ah, online he made

the reference to a Non-Native being on and he knows he didn't mean that to be offensive in any way ah, but also remember that the life giver and carrier of a Tribal child um, and a widowed Tribal Spouse as well. Stone said so he just wanted to make sure they are cognizant of those sayings when they are making those statements so maybe there is a different way to ask that question just so it is not taken in a negative connotation. Stone thanked them.

Speaker Champagne said by their Constitution only Tribal citizens are allowed to participate while those employees that have agenda items so that is something that they have to go through. Champagne said so every time he sees anybody come on who he didn't see before on the initial roll call that he doesn't recognize the user handler as a citizen he asks that question um, to verify otherwise they can't continue it is an on-going process they do allow people to come in late and he knows the previous Council didn't allow that they had a set timeframe. Champagne said this Council past should allow them to enroll because people come and go um, they are just constantly looking at the list. Champagne said Councilor Champagne he believed had a public comment and then Councilor Wittenberg then citizen Sara Agosa.

Councilor Champagne said yes, she would like.....she would like to address um, comments made by Israel where um, where membership should not feel intimidated to speak what they feel and give their personal opinion. Champagne said she agrees with him 100% Mr. Stone the thing is she thinks their legislative body should not be intimidated into voting or not voting because of um, being afraid of being attacked verbally by citizens outside the....outside of the Council. Champagne said she is saying this because she had a number of legislative members who said they didn't want to vote on something or going to vote against their wishes because they were afraid of repercussions from outside so yes, she agrees, no one should be intimidated into doing what they don't want to do. Champagne said she doesn't think members should be insulted, she doesn't think members should be intimidated but she also thinks Elected Officials are here to do a duty and they should not be intimidated and forced to vote the way they do not want to. Champagne thanked them.

Speaker Champagne said okay, next in the queue is citizen Sara Agosa.

Someone in the background on the ZOOM recording said, "it was you."

Speaker Champagne said Councilor Wittenberg.....Councilor Wittenberg then Miss Sara Agosa.

Councilor Wittenberg said this is in response to ah, Mr. Stone there he didn't take it that way ah, as a Non-Native so not everybody just to show people that everybody thinks the same way but he don't he didn't take it that way and he heard others say they didn't take it that way either so he knows he is not here alone but Miigwech for his input. Wittenberg said he can say that, Ahaaw.

Speaker Champagne thanked Councilor Wittenberg. Champagne said citizen Miss Sara Agosa.

Sara Agosa, Tribal #4478, said her comment is that she just needs clarification because her understanding is that employees um, are permitted into these meetings if they have an agenda item to present but if it is in Closed they have to wait until Closed Session and they are admitted and along those lines she also feels at times um, uncomfortable or she just wants to make sure that because she comes to these meetings as an Educator and Advocate that her opinion or um, what's on her heart is not impeded upon by corporate interest. Agosa said that has been a real concern lately because she also noticed an increase of both Government and Casino Employees on....on these calls which she understands if they are taking personal time that is their right to come to these meetings but as a member who is not employed with the Tribe and who is very impassioned with social causes and the welfare of their membership it is something that she feels the lines and boundaries should be clarified. Agosa thanked them. Agosa said that is her comment.

Speaker Champagne thanked citizen Agosa. Champagne said that will conclude their Public Comment today and thanked.....oh, Councilor Guenthardt. Champagne said okay, he is just going to read the below for housekeeping purposes.

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.

Speaker Champagne said maybe he had a get in there late he doesn't know. Champagne said with that being said.

MOTION TO CLOSE THE FIRST OPEN SESSION; by Guenthardt;
supported by Wever.

Both Councilors Wever and Johnson supported the motion.

Speaker Champagne asked any discussion for the motion on the floor. Champagne repeated any discussion for the motion on the floor. Champagne said seeing no discussion from citizens or Councilors at this time Madame Recorder Wolfe.

Recorder Wolfe asked who are they putting for support she heard five.

Tribal Council were all laughing in the background on the ZOOM recording.

Speaker Champagne said he heard Councilor Wever only.

Councilor Wittenberg said support.

Councilor Wever made a comment but it wasn't picked up clearly on the ZOOM recording.

Roll Call #9

T. Guenthardt -Yes	C. Champagne -Yes	P. Johnson -	Yes
R. Champagne-Yes	G. DiPiazza - No	S. Wever -	No
R. Wittenberg- Yes	J. Wolfe - Yes	S. Lewis -	Yes

Motion carried (7-2-0-0)

Recorder Wolfe said seven in favor and two against they have ended First Open Session at 11:43 a.m.

Speaker Champagne thanked Council.

XI. Open Session

Speaker Champagne said okay they are back for the Second Open Session. Champagne said they have one item on their agenda ah, for the Second Open it is A-Items moved from Closed to Open Session. Champagne said at this time he would entertain a motion to enter into Second Open.

MOTION TO ENTER INTO SECOND OPEN; by Johnson; supported by Wittenberg.

Speaker Champagne said discussion for the motion at hand. Champagne repeated discussion for the motion at hand. Champagne said seeing no discussion, just for the record Tribal Council he can't see them so if they did raise their hand his apologies um, Madame Recorder roll call please.

Roll Call #10

T. Guenthardt -Yes	C. Champagne -Yes	P. Johnson -	Yes
R. Champagne-Yes	G. DiPiazza - Yes	S. Wever -	No
R. Wittenberg- Yes	J. Wolfe - Yes	S. Lewis -	Yes

Motion carried (8-1-0-0)

Councilor Wever said she hopes she's on Face Book for saying no.

Recorder Wolfe said eight in favor and one against they are in Second Open at 1:51 p.m.

Councilor Wittenberg said he is sure she will be.

Speaker Champagne thanked Madame Recorder. Champagne said they are onto the next order of business um.

A. Items moved from Closed to Open Session

Speaker Champagne said at this time he would entertain any Councilors who wish to move items from Closed to Open Session.

Recorder Wolfe said not doing it Shirley.

Councilor Wever said no.

Speaker Champagne said he hears.....he hears.....he hears ah.....*Champagne hums the Jeopardy song.* Champagne said all right he will do a second call here Tribal Council any items moved from Closed to Open Session this is an appropriate time to make a motion. Champagne said Mr. Di Piazza.

Councilor Di Piazza said he'll do it.

MOTION TO MOVE RESOLUTION #21-1222-316; MOTION AND ROLL CALL TO OPEN; by Di Piazza; supported by Johnson.

Both Councilors Wittenberg and Wever were having a side bar conversation in the background on the ZOOM recording but it couldn't be made out clearly what they were saying.

Speaker Champagne said discussion on the motion.

Recorder Wolfe asked why isn't he moving the resolution.

Councilor Di Piazza said he did. Di Piazza said like he said resolution number.

Recorder Wolfe said awh.

Tribal Councilors were laughing in the background on the ZOOM recording.

Speaker Champagne said he would ask to entertain Councilor Di Piazza to have the contract and the minutes there of as well moved to Open Session. Champagne said the reason he makes that request is because nothing in the contract is propriety in nature and so therefore he believed it should out for the citizens to be able to have access if so quested and also discussion on the contract nothing that this item as they learned in Open Session most likely ah, could have been ah, discussed right in Open Session or discussed in Open Session. Champagne asked would he entertain an amendment to his motion.

Councilor Di Piazza said he will amend his motion.

MOTION TO MOVE RESOLUTION #21-1222-316; RESOLUTION, MOTION, ROLL CALL, INCLUDING THE CONTRACT WITH THE REDACTED ADDRESSES TO OPEN SESSION; by Di Piazza; supported by Johnson.

Speaker Champagne thanked him. Champagne asked any other discussion on the motion. Champagne asked does she still.....do they have a support for the motion.

Councilor Johnson said yes.

Speaker Champagne said still, okay. Champagne said they have support from Miss Johnson motion by Mr. Di Piazza. Champagne said further discussion on the motion. Champagne said seeing none; Madame Recorder roll call please.

Roll Call #11

T. Guenthardt -Yes	C. Champagne -Yes	P. Johnson -	Yes
R. Champagne-Yes	G. DiPiazza -	Yes	S. Wever -
R. Wittenberg- Yes	J. Wolfe -	Yes	S. Lewis -
			Yes

Motion carried (9-0-0-0)

Recorder Wolfe said nine in favor motion is approved.

Speaker Champagne thanked Tribal Council.

The following resolution, motion and roll call, contract with redacted addresses was moved from Closed to Open Session. The Closed Session Minutes for 12/22/21 are not complete and the following roll call and votes were created for these minutes.

**MOTION TO APPROVE RESOLUTION #21-1222-316;
RATIFICATION OF CONTRACT FOR SERVICES PROVIDED BY
THE NATIVE AMERICAN CHURCH OF THE MORNING STAR;**
by Guenthardt; supported by Wittenberg,

Roll Call #C-1

T. Guenthardt -Yes	C. Champagne -Abstain	P. Johnson -	Yes
R. Champagne-Abstain	G. DiPiazza -	Yes	S. Wever -
R. Wittenberg- Yes	J. Wolfe -	Yes	S. Lewis -
			Yes

Motion carried (7-0-2-0)

This concludes the items moved from Closed to Open Session.

XII. Adjourn

Speaker Champagne said they only have one last thing to do. Champagne said motion to.....at this time he will entertain a motion to adjourn this lovely meeting that he thought would last no more than 45 minutes. Champagne said they have now done almost three hours.

MOTION TO END SECOND OPEN; by Johnson; supported by Champagne.

Speaker Champagne asked discussion on the motion. Champagne said seeing no discussion on the motion Madame Recorder roll call please.

Roll Call #12

T. Guenthardt -Yes	C. Champagne -Yes	P. Johnson -	Yes
R. Champagne-Yes	G. DiPiazza -	Yes	S. Wever -
R. Wittenberg- Yes	J. Wolfe -	Yes	S. Lewis -
			Yes

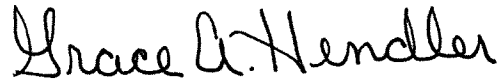
Motion carried (9-0-0-0)

Recorder Wolfe said nine in favor they are adjourned at 1:55 p.m.

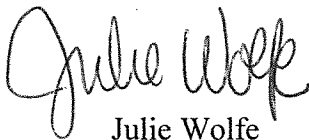
Respectfully Submitted,



Chantel Gamelin
Transcribing Assistant



Grace A. Hendler
Transcribing Assistant



Julie Wolfe
Tribal Council Recorder