

**LITTLE RIVER BAND OF OTTAWA INDIANS  
TRIBAL COUNCIL  
REGULAR MEETING  
WEDNESDAY, JULY 20, 2016  
LITTLE RIVER BAND  
GOVERNMENT CENTER**

**OPEN SESSION  
MINUTES**

The Little River Band of Ottawa Indians held a meeting at the Little River Band Government Center on July 20, 2016. Following are the minutes of that meeting.

**I. Opening Prayer**

Michelle Lucas, Tribal member, offered the Opening Prayer.

*Michelle Lucas did not step up to the podium to give the prayer and stood up in the audience to recite it. The prayer was not picked up on the tape recording and was inaudible.*

**II. General Business**

**A. Call to Order**

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

**B. Roll Call**

J. Riley - Present	J. Burger- Present	F. Medacco- Absent
S. Crampton - Present	G. DiPiazza- Present	M. Wabindato -Present
R. Wittenberg-Present	V. Johnson - Absent	S. Lewis - Present

Quorum established.

Others Present: Heather Maneke, Jennifer Crampton, Allison Smart, Frank Beaver, Tom St. Dennis, Michelle Lucas, Robert Medacco, Bill Willis, Steve Wheeler, Tom Shepard.

Others Present That Did Not Sign In: Grace Hendler, George Le Vasseur, Andrew Jeurink, Mary Thomas, Jason Holguin, Shayne Machen, Rebecca Liebing, Caitlin Rollins, Angela Slimmen, Kenny Pheasant.

**C. Approval of Agenda**

**MOTION TO APPROVE THE AGENDA WITH THE REMOVAL OF VIII B UNDER NEW BUSINESS; AND ADD C.1. UNDER CLOSED;** by Di Piazza; supported by Wabindato.

Acting Speaker Riley asked if anybody was going to abstain and asked Councilor Di Piazza for a roll call vote. Riley apologized and stated Councilor Burger.

**Roll Call #1**

J. Riley - Yes	J. Burger- Yes	F. Medacco- Absent
S. Crampton - Yes	G. DiPiazza- Yes	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Absent	S. Lewis - Yes

Motion carried (7-0-0-2)

Acting Recorder Burger noted the agenda is adopted.

Acting Speaker Riley said just to clear something up Councilor Burger is their Interim Recorder today and it is usually Councilor Di Piazza so if he asks Councilor Di Piazza to do that again that is why.

**D. Tribal Council Minutes  07/6/16  07/13/16**

**MOTION TO ACCEPT THE TRIBAL COUNCIL MINUTES FOR 7/6/16 AND 7/13/16;** by Wabindato; supported by Lewis.

Acting Speaker Riley asked if anybody was going to abstain.

**Roll Call #2**

J. Riley - Yes	J. Burger- Yes	F. Medacco- Absent
S. Crampton - Yes	G. DiPiazza- Yes	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Absent	S. Lewis - Yes

Motion carried (7-0-0-2)

Acting Recorder Burger noted that the minutes are accepted.

**III. Continuing Business**

**A. Grants & Contracts**

**B. Budget Modifications**

- 1. Approval of Budget Modification MB-2016-\_\_;** Authorizing the modification of the Great Lakes Restoration Wild Rice Project Budget, Program #4086-760 in the amount of \$7,614

Tribal Council must approve the re-allocation of funds within a Program Budget that exceeds 10% of the total original Program Budget.

Bill Willis, Budget Coordinator, represented this agenda item. Willis said this is a request by the Natural Resource Department to basically move all unspent salaries and fringes within this Program Budget down to Professional Fees. Willis said part of it is an effort to spend this grant down. Willis said Allison Smart and a few other Natural Resource personnel are here should there be any specific questions. Willis said they just need to authorize the amendment to the Program Budget.

**MOTION TO APPROVE RESOLUTION #16-0720-200;  
 APPROVAL OF BUDGET MODIFICATION MB-2016-33,  
 AUTHORIZING THE MODIFICATION OF THE GREAT LAKES  
 RESTORATION WILD RICE PROJECT BUDGET, PROGRAM  
 #4086-760 IN THE AMOUNT OF \$7,614; by Lewis; supported by Di  
 Piazza.**

Acting Speaker Riley asked if anybody was going to abstain and if there was any discussion on this item.

**Roll Call #3**

J. Riley - Yes	J. Burger- Yes	F. Medacco- Absent
S. Crampton - Yes	G. DiPiazza- Yes	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Absent	S. Lewis - Yes

Motion carried (7-0-0-2)

Acting Recorder Burger confirmed that Resolution #16-0720-200 is adopted.

**2. Acceptance of contract funds from the U.S. Department of Interior-Bureau of Indian Affairs and approving a modification to the Operating Budget MB-2016-\_\_ in the amount of \$1,866**

The Tribe has received a modification of additional funding from the 2015 BIA Self-Governance Compact.

Bill Willis, Budget Coordinator, represented this agenda item. Willis said these particular funds are additional Self-Governance Compact Funds from 2015 that the Tribe is receiving. Willis said given the fact that two things the fiscal year has ended for 2015 and the books have been closed. Willis said the fact that they probably extended or expended more money than they got in Bureau money in 2015 this money will probably be spent on some other expense other than what it is specifically earmarked for because they have that flexibility under Self-

Governance to do that. Willis said it is only \$1,866 but it does help them budgetarily.

**MOVE TO APPROVE RESOLUTION #16-0720-201;  
ACCEPTANCE OF CONTRACT FUNDS FROM THE U.S.  
DEPARTMENT OF INTERIOR-BUREAU OF INDIAN AFFAIRS  
AND APPROVING A MODIFICATION TO THE OPERATING  
BUDGET MB-2016-34 IN THE AMOUNT OF \$1,866; by Lewis;  
supported by Wabindato.**

Acting Speaker Riley asked if anybody was going to abstain and is there any discussion on this item.

**Roll Call #4**

J. Riley -	Yes	J. Burger-	Yes	F. Medacco-	Absent
S. Crampton -	Yes	G. DiPiazza-	Yes	M. Wabindato -	Yes
R. Wittenberg-	Yes	V. Johnson -	Absent	S. Lewis -	Yes

Motion carried (7-0-0-2)

Acting Recorder Burger confirmed that Resolution #16-0720-201 is adopted.

**3. Acceptance of contract funds from the U.S. Department of Interior-Bureau of Indian Affairs and approving a modification to the Operating Budget MB-2016-\_\_ in the amount of \$545,208**

The Tribe has received a modification of additional funding from the 2016 BIA Self-Governance Compact.

Bill Willis, Budget Coordinator, represented this agenda item. Willis said these are Contract Support Cost Funds that they received for the 2016 Self-Governance Compact. Willis said they just need to accept the money and amend the Operating Budget.

**MOVE FOR THE APPROVAL RESOLUTION #16-0720-202;  
ACCEPTANCE OF CONTRACT FUNDS FROM THE U.S.  
DEPARTMENT OF INTERIOR-BUREAU OF INDIAN AFFAIRS  
AND APPROVING A MODIFICATION TO THE OPERATING  
BUDGET MB-2016-35 IN THE AMOUNT OF \$545,208; by Lewis;  
supported by Di Piazza.**

Councilor Di Piazza said he believed the number is 35.

Acting Recorder Burger confirmed that it is 35.

Councilor Lewis said it is number MB-2016-35.

Acting Speaker Riley asked if anybody was going to abstain from this item and is there any further discussion.

**Roll Call #5**

J. Riley - Yes	J. Burger- Yes	F. Medacco- Absent
S. Crampton - Yes	G. DiPiazza- Yes	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Absent	S. Lewis - Yes

Motion carried (7-0-0-2)

Acting Recorder Burger confirmed that Resolution #16-0720-202 is adopted.

**C. Approval of Budgeted Expenditure**

**1. Approval of Expenditure of \$51,324.60 for Microsoft Software Volume Licensing**

Gov-Connection is a world class provider of information technology supplies, software, network solutions and is a primary vendor for the Bureau of Indian Affairs who provides the Tribal Government with GSA level pricing.

George Le Vasseur, IT Director, represented this agenda item. Le Vasseur said this is a standard routine item that they do every year. Le Vasseur said it is the Microsoft Software that operates all their desktops, all of their servers, and their E-mail Systems and Communications Systems basically and Microsoft operations support the entire Tribal Government. Le Vasseur said they renew it every year because it allows the IT Department the flexibility to install a computer when they get it they can put the licensing right on it because they have the volume licensing. Le Vasseur said they can bring up servers in test mode, they test new software without having to deal with Purchase Orders and stuff from Microsoft to buy individual licensing. Le Vasseur said plus it is a lot less than buying one at a time.

**MOTION TO APPROVE RESOLUTION #16-0720-203;  
 APPROVAL OF EXPENDITURE OF \$51,324.60 FOR MICROSOFT SOFTWARE VOLUME LICENSING;** by Di Piazza; supported by Lewis.

Acting Speaker Riley asked if anybody was going to abstain from this item and is there any further discussion.

**Roll Call #6**

J. Riley - Yes	J. Burger- Yes	F. Medacco- Absent
S. Crampton - Yes	G. DiPiazza- Yes	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Absent	S. Lewis - Yes

Motion carried (7-0-0-2)

Acting Recorder Burger confirmed that Resolution #16-0720-203 is adopted.

**2. Approval of Expenditure of \$31,112 for two (2) HP ESXi Host Servers**

The servers will be purchased from Zones, Incorporated.

George Le Vasseur, IT Director, represented this agenda item. Le Vasseur said these are replacement servers for their two Dell Servers that are now five years old. Le Vasseur said last April their Maintenance & Warranty expired and they normally push them another year and they are now pushed to a year and a half. Le Vasseur said this is a budgeted expenditure and they talked about this last year in the Budget Cycle and they did place it in the Budget because they knew they have to replace these devices before they start failing. Le Vasseur said these are two very powerful servers. Le Vasseur said currently the Tribal Government runs three physical servers with one of them that operates the Clinic Software which is where the Pharmacy Software will run, all the Be-Da-Bin Software runs there, Family Services all run on that physical device. Le Vasseur said the other devices run the remainder of Tribal Government such as the Court, the Police and everybody runs on those two servers. Le Vasseur said these two servers actually operate using the Lennix Operating System and hosts over 40 Windows Servers so with two pieces of hardware they actually run over 40 Windows Servers. Le Vasseur said so they are very critical because if they were to fail it would shut down their e-mail, their internet, and it is something that they can't let fail. Le Vasseur said they have to replace them when their warranties are gone. Le Vasseur said they have pushed it a year and a half so it is time.

**MOTION TO APPROVE RESOLUTION #16-0720-204;  
 APPROVAL OF EXPENDITURE OF \$31,112.00 FOR TWO HP  
 ESXi HOST SERVERS; by Lewis; supported by Di Piazza.**

Acting Speaker Riley asked if anybody was going to abstain and is there any further discussion on this item.

**Roll Call #7**

J. Riley -	Yes	J. Burger-	Yes	F. Medacco-	Absent
S. Crampton -	Yes	G. DiPiazza-	Yes	M. Wabindato -	Yes
R. Wittenberg-	Yes	V. Johnson -	Absent	S. Lewis -	Yes

Motion carried (7-0-0-2)

Acting Recorder Burger confirmed that Resolution #16-0720-204 is adopted.

**3. Approval of Expenditure for the purchase of a 2016 Chevrolet Equinox**

This vehicle will be used by the Ogema's Office for Tribal Business.

Michelle Lucas, Purchasing Department, and Steve Wheeler, CFO, represented this agenda item. Lucas said the Ogema's Office had requested the purchase of a new vehicle for the Ogema's Office for Government Travel. Lucas said he went to the dealership and found a great deal. Lucas said the sticker price was \$33,000 and they had a deal on one vehicle that they had on their lot 20% off so they got a price of \$25,000. Lucas said she thinks Steve Wheeler is here to talk about the Budget.

Steve Wheeler said it doesn't require any budget modification or additional monies, Budget monies, and it is already in the Ogema's Budget in Capital Outlay so they have plenty of money to purchase the vehicle now that they have discounted it.

Councilor Di Piazza said he just wanted to say Miigwech for taking the used vehicle because he didn't think that would serve their purposes in longevity.

Michelle Lucas said they will be using two vehicles as trade-ins. Lucas said two of the older cop mobiles with one being the one that the Ogema was using. Lucas said she believed those are the last two trade-ins that they have, correct.

Steve Wheeler agreed that those were the last two trade-ins of any value that they are aware of.

Michelle Lucas said that can move.

Councilor Di Piazza asked if this one came in cheaper than the used one, correct.

Michelle Lucas reiterated this is cheaper than the used one.

**MOTION TO APPROVE RESOLUTION #16-0720-205;  
APPROVAL OF EXPENDITURE OF \$25,981 FOR THE  
PURCHASE OF A 2016 CHEVROLET EQUINOX;** by Lewis;  
supported by Di Piazza.

Acting Speaker Riley asked if anybody was going to abstain and is there any discussion or further questions on this item.

**Roll Call #8**

J. Riley -	Yes	J. Burger-	Yes	F. Medacco-	Absent
S. Crampton -	Yes	G. DiPiazza-	Yes	M. Wabindato -	Yes
R. Wittenberg-	Yes	V. Johnson -	Absent	S. Lewis -	Yes

Motion carried (7-0-0-2)

Acting Recorder Burger confirmed that Resolution #16-0720-205 is adopted.

**IV. Acceptance of Reports**

**A. Report of the Tribal Ogema**

- 1. Operations Report**  None Submitted
- 2. Financial Report**  None Submitted

Acting Speaker Riley said they do not have any submissions for the Operations Report or the Financial Report at this time.

**V. Acceptance of Commission Reports**

- A. Binojeeuk Commission**  June 2016
- B. Enrollment Commission**  None Submitted
- C. Gaming Commission**  June 2016
- D. Health Commission**  None Submitted
- E. Housing Commission**  None Submitted
- F. Natural Resource Commission**  None Submitted
- G. Commerce Commission**  None Submitted

Acting Speaker Riley said they have the June 2016 Binojeeuk Commission Report and the June 2016 Gaming Commission Report. Riley said let it be known for the record that they are accepting those.

**VI. Acceptance of Committee Minutes and Other Entities**

- A. Elders Committee Minutes**  None Submitted
- B. Little River Casino Resort Preference Report**  June 2016
- C. LRBOI Tribal Government Preference Report**  None Submitted

Acting Speaker Riley said they have the Little River Casino Resort Preference Report and let that be known for the record that they have accepted that report.

**VII. Old Business**

- A. Operations Report**  May 2016
- B. Financial Report**  None Submitted
- C. Health Commission**  May 2016
- D. Commerce Commission**  None Submitted
- E. LRBOI Tribal Government Preference Report**  None Submitted

Acting Speaker Riley said they have the Operations Report for May 2016 and the Health Commission Report for May 2016. Riley said let it be known for the record that they are accepting those reports as well.

**VIII. New Business**

- A. Approval of a Memorandum of Agreement (MOA) between the Little River Band of Ottawa Indians and the Michigan Department of**



**Environmental Quality (MDEQ) for the operation of the Little River Band of Ottawa Indians Air Quality Monitoring Station**

This MOA with MDEQ will provide the Air Quality Program with services that are needed for its success and grant requirements that includes data validation, annual maintenance of equipment, communications and laboratory support.

Tom Shepard and Allison Smart from the Natural Resource Department represented this agenda item. Shepard said this MOA again is between the State of Michigan Department of Environmental Quality and the Tribe and it is to support their services at the Air Monitoring Station.

Councilor Di Piazza asked what they are checking for at that Air Monitoring Station just for the Tribal members.

Tom Shepard replied particulate matter less than 2% microns and also ozone.

**MOTION TO APPROVE RESOLUTION #16-0720-206;  
APPROVAL OF MEMORANDUM OF AGREEMENT BETWEEN  
THE LITTLE RIVER BAND OF OTTAWA INDIANS AND THE  
MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY  
FOR THE LITTLE RIVER BAND OF OTTAWA INDIANS AIR  
MONITORING STATION; by Di Piazza; supported by Wabindato.**

Acting Speaker Riley asked if anybody was going to abstain and is there any discussion or further questions on this item.

**Roll Call #9**

J. Riley -	Yes	J. Burger-	Yes	F. Medacco-	Absent
S. Crampton -	Yes	G. DiPiazza-	Yes	M. Wabindato -	Yes
R. Wittenberg-	Yes	V. Johnson -	Absent	S. Lewis -	Yes

Motion carried (7-0-0-2)

Acting Recorder Burger confirmed that Resolution #16-0720-206 is adopted.

**IX. Concluding Business**

**A. Next Meeting Date(s) - Wednesday, July 27, 2016**

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

Acting Speaker Riley said the Ogema is not with them this week he is attending the BIA Partners in Action Conference in Sault Ste. Marie, Michigan as well as Councilor Medacco and Councilor Johnson. Riley said he does have one item for the Status and Business Update. Riley said he would like to welcome their new attorney, their new Staff Attorney Caitlin Rollins. Riley asked Caitlin Rollins if she would like to come up and introduce herself.

Caitlin Rollins said hi and her name is Caitlin Rollins and that she is excited to be here and started on Monday. Rollins said her door is always open if anybody wanted to stop by and introduce themselves.

Acting Speaker Riley said they also have a new Staff member in the IT Department. Riley said he hasn't had a chance to meet her yet but if she would like to introduce herself.

Angela Slimmen said hi her name is Angela Slimmen and that she started on Monday as well. Slimmen said she is very excited to be here and met quite a few of them but not everybody so she will hopefully make her way around to meet everybody.

#### **D. Legislative Affairs Update**

Councilor Di Piazza said he just wanted to say that he attended Camp Grayling to give a Presentation for the new 17 State DNR Officers. Di Piazza said he believed it went very well and they were very receptive to their culture and that they have a different set of laws for the Tribal members. Di Piazza said he believed with these new recruits that they understood that and it was mainly communication so he believed it went quite well.

Acting Speaker Riley asked if anybody else had anything for Legislative Affairs Update.

Councilor Di Piazza said he forgot the one story that he did share with them. Di Piazza said that was back in the 1970's when he was issued a green card for his 1836 Treaty Rights to hunt and fish. Di Piazza said the head CO for Kent County basically told him if he caught him out there with that green card and not a Hunting License he would be going to jail. Di Piazza reiterated that was in the 1970's and what was exciting is the head CO that set all this up actually worked under Arnie Richman which was the head CO for Kent County and they had quite a lengthy discussion about some things and they understood back in the 1970's it wasn't cool to exercise their 1836 Treaty Rights but he still did.

#### **D. Public Comment Period**

No Public Comments were offered.

*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.*

**MOVE TO ADJOURN FIRST OPEN AT 10:26; by Burger; supported by Lewis.**

Acting Speaker Riley asked if anybody was going to abstain.

**Roll Call #10**

J. Riley - Yes	J. Burger- Yes	F. Medacco- Absent
S. Crampton - Yes	G. DiPiazza- Yes	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Absent	S. Lewis - Yes

Motion carried (7-0-0-2)

The meeting was adjourned at 10:26 a.m.

**XI. Open Session**

The Council reconvened in Open Session at 10:59 a.m.

**MOTION TO GO BACK INTO OPEN SESSION;** by Di Piazza;  
supported by Wabindato.

**Roll Call #11**

J. Riley - Yes	J. Burger- Yes	F. Medacco- Absent
S. Crampton - Yes	G. DiPiazza- Yes	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Absent	S. Lewis - Yes

Motion carried (7-0-0-2)

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

**MOTION TO MOVE THE MOTION AND ROLL CALL VOTE  
FOR RESOLUTION #16-0720-207;** by Burger; supported by Di Piazza.

Acting Speaker Riley asked if anybody was going to abstain and any discussion on this.

**Roll Call #12**

J. Riley - Yes	J. Burger- Yes	F. Medacco- Absent
S. Crampton - Yes	G. DiPiazza- Yes	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Absent	S. Lewis - Yes

Motion carried (7-0-0-2)

*The following motion and roll call vote was moved from Closed Session to Open Session.*

**MOTION TO APPROVE RESOLUTION # 16-0720-207,  
APPROVING TRIBAL OGEMA AND STAFF TO SUBMIT A  
PHARMACY LICENSE APPLICATION TO THE STATE OF  
MICHIGAN;** by DiPiazza; supported by Lewis.

**Roll Call #C-3**

R. Wittenberg - Yes	S. Crampton - Yes	G. DiPiazza - Yes
V. Johnson - Absent	F. Medacco - Absent	J. Riley - Yes
J. Burger - Yes	M. Wabindato - Yes	S. Lewis - Yes

Quorum established (7-0-0-2)

*This concludes the items moved from Closed Session to Open Session.*

**XII. Adjourn**

**MOTION TO ADJOURN AT 11:00;** by Wabindato; supported by Di Piazza.

Acting Speaker Riley asked if anybody was going to abstain.

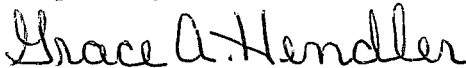
**Roll Call #13**

J. Riley - Yes	J. Burger - Yes	F. Medacco - Absent
S. Crampton - Yes	G. DiPiazza - No	M. Wabindato - Yes
R. Wittenberg - Yes	V. Johnson - Absent	S. Lewis - Yes

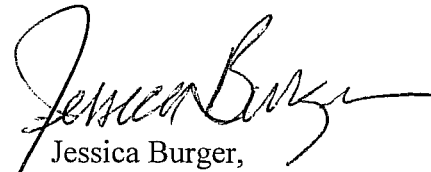
Motion carried (6-1-0-2)

The meeting was adjourned at 11:00 a.m.

Respectfully Submitted,



Grace A. Hendler  
Transcribing Assistant



Jessica Burger,  
Acting Council Recorder