



**LITTLE RIVER BAND OF OTTAWA INDIANS
TRIBAL COUNCIL
REGULAR MEETING
WEDNESDAY, JUNE 12, 2019
LITTLE RIVER BAND CONFERENCE ROOM**

**CLOSED SESSION
MINUTES**

E. Litigation

1. Tribal Ogema and Stone v. Tribal Council

Councilor Crampton said we need to contact Mr. Novotny as soon as possible.

Councilor DiPiazza noted that Kathleen Bowers had said that the information was sent to her and then she distributes and that is why he was never involved in that email.

Crampton responded okay.

DiPiazza noted that Bowers said they are excluded from those emails and that is why he didn't know.

Crampton said we need to appoint a point person from Council to contact Mr. Novotny.

Attorney Liebing said they can appoint somebody from their group to be the contact person. If it isn't Kathleen Bowers then that makes sense. Liebing said she would have Kathleen Bowers cc'd on it just in case the person is out of the office or something.

Crampton responded yes.

Liebing said yes, that makes sense. As long as one of them gets notifications.

Crampton said since our Ogema has taken a seat on the OTF he thinks that is important. Crampton said he would like to move that it is either one of us on the other side, Ron.

Ron Pete said that is up to Council. Pete said he is not involved in any of it as Crampton knows.

Crampton said they can just make a motion here to appoint a point person to contact Mr. Novotny.

Councilor Champagne asked if they can update them on this because she is not sure where they are coming from.

Crampton responded that it is the Ogema v. Council case with Israel Stone over the OTF. The argument was that the procedure used, the emergency meeting, to take away the Board of Directors wasn't legal and that was basically argued in the court. Crampton said he hopes and he is not trying to speak wrongly.

Pete said Crampton is not. Basically when you get down to the brass tacks without going through all of the menus you are pretty much in that area . . . Pete said as you know he does not want to be involved in those conversations and he hasn't from the opening day.

Champagne asked why those two are excluded.

Pete said he was at the Resort at the time and at the time he was on the other side of that Oversight Task Force thing . . .

Crampton interjected that Gary DiPiazza was on the Board.

Pete stated that Gary DiPiazza was on the Board so when they had a court hearing we were subpoenaed by the different sides and testified and so Crampton well knows and the rest of you know so we should be excluded from those attorney/client privilege discussions is what it is.

Champagne said she understands but she just didn't know the details.

Pete said that is why sometimes the attorney has called in and Gary and himself will exclude themselves and leave. Is that correct?

Crampton responded yes.

Pete noted that is where that is at.

Crampton said we need somebody to contact Mr. Novotny and just to stay in touch with him.

Pete said he needs to ask a question. How do we do that right now to appoint a point person. Do we make a motion.

Crampton said make a motion.

Liebing suggested making a motion and that person is the one to call Mr. Novotny and it is that simple.

Pete asked Councilor Wittenberg if he would like to make a motion.

MOTION TO HAVE SHANNON CRAMPTON TO BE THE POINT PERSON OR GO PERSON; by Wittenberg; supported by Corey.

Pete asked if we do a regular roll call then.

Liebing said it is a motion like any other motion and you and . . .

Pete said he will abstain.

Pete asked if there was any further discussion.

Guenthardt asked why we are contacting the attorney.

Crampton said somebody has to contact him because the case is still open and Joe Riley was the point person to contact Novotny before. If you want to communicate with our attorney, which he is pretty sure we do, . . .

Guenthardt said we don't even have the outcome of the case.

Pete said it is still being litigated.

Crampton said that is why we need a point person.

Pete asked if anyone else want discussion. Pete asked if anyone was going to abstain. Pete said he is going to abstain. Pete noted that Gary DiPiazza is going to abstain.

Crampton said wait he should probably abstain too. There is no personal gain.

Pete noted that Shannon is also going to abstain.

Roll Call #C-6

R. Wittenberg – Yes	S. Crampton - Abstain	G. DiPiazza – Abstain
D. Lonn - Yes	D. Corey – Yes	C. Champagne – Yes
T. Guenthardt - Yes	R. Pete - Abstain	S. Lewis - Yes

Motion carried (6-0-3-0)