



Approved 10/12/22

**LITTLE RIVER BAND OF OTTAWA INDIANS
TRIBAL COUNCIL
REGULAR MEETING
WEDNESDAY, MARCH 9, 2022
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 March 9, 2022. Following are the minutes of that meeting.

At the start of the ZOOM recording it can be heard in the background either a television or radio reporting the news.

Acting Speaker Johnson said good morning, so they are here at ah.....she did.

Councilor Di Piazza said okay, never mind.

Acting Speaker Johnson said so good morning. Johnson said they are here ah, this morning on March 9, 2022 at 10 a.m. via Zoom or in the Lodge. Johnson said so just to note ah, if they looked at the agenda they did forget to put the morning prayers and how it got skipped but that is all right. Johnson said um, in the meantime. Johnson asked Gary if he would do an Opening Prayer for them.

I. Opening Prayer

Gary Di Piazza, Tribal Elder, offered the Opening Prayer.

Creator, look after us as we go through these days.
Keep us all in your loving and healing hands with what is going on in this world.
Keep everybody in your prayers as they greet the sun every morning.
There are a lot of things happening out there.
Keep the front line people safe who greet and serve us whether it is at the gas station or bring us food because they are the real heroes that keep this world going and occupied.
Miigwech. Miigwech.

Councilor Wever interrupted. Wever asked can they please include Ukraine people as well.

Councilor Di Piazza said they were included with the world as a whole.

II. General Business

A. Call to Order

The regularly scheduled Tribal Council meeting was called to order but the time was not noted. Roll Call Sheet timed it at 10:07 a.m.

B. Approve Recorder Pro Temp for 3/9/22

Acting Speaker Johnson said their Acting Recorder Julie she is out sick today so she will be filling in as Pro Temp Speaker um, hopefully she feels better and gets back to them. Johnson said so they do need to do.....*started speaking with Councilor Di Piazza in the background.* Johnson said um, who would like to be Speaker.....or Recorder for the day, excuse her. Johnson asked any takers.

Councilor Wever said she thinks Tom would make a good one.

Councilor Guenthardt was making comments in the background but they were not picked up on the ZOOM recording clearly.

Councilor Wever said not experienced, sorry, not yet.

Councilor Di Piazza said go to give them the offer.

Acting Speaker Johnson repeated any takers. Johnson said so far they have Tom, Shirley and she hears Gary being spoken. Johnson said just for today guys.

Councilor Wever said okay, Ron will.

Councilor Guenthardt said he will nominate Gary.

There were other comments in the background but not picked up clearly on the ZOOM recording and it was unknown who made them.

Councilor Wittenberg said he will support that.

Acting Speaker Johnson asked can she get resolution number from him on that one.

**MOTION TO APPROVE RESOLUTION #22-0309-029;
APPOINTMENT OF COUNCIL MEMBER GARY DI PIAZZA AS
TRIBAL COUNCIL RECORDER PRO TEMPORE FOR MARCH
9, 2022; by Guenthardt; supported by Wittenberg.**

Councilor Di Piazza said roll call.

Acting Speaker Johnson said ah, roll call.

Acting Recorder Johnson took the roll call during this time.

Roll Call #1

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

Motion carried (7-0-0-1)

Councilor Wever was confused on how to vote for this part of the meeting.

Acting Recorder Johnson said it is not a motion.

Councilor Wever said oh, yes.

Acting Recorder Johnson said seven for and one against it is passed. Johnson said Gary is Pro Temp for the day.

Councilor Wever said yeah, who is against and one absent.

Councilor Di Piazza said no one.

Acting Recorder Johnson said oh, her apologies.....seven for and one absent.

Acting Recorder Di Piazza said it happens.

Acting Speaker Johnson thanked them. Johnson said she is moving onto C, roll call. Johnson asked if he was ready.

C. Roll Call

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

Quorum established.

Acting Recorder Di Piazza said ah, they have seven in favor and one absent they have a quorum at 10:07.

Acting Speaker Johnson said moving onto Approval of the Agenda.

Acting Recorder Di Piazza asked doesn't she want to go through the ah.....

Acting Speaker Johnson said oh, shoot. Johnson thanked Acting Recorder Di Piazza. *Johnson made a comment in the background on the ZOOM recording but it wasn't picked up clearly and not understandable what she said.* Johnson said the number 231 215-2739 can they please identify themselves.

Karen Love said #2494.

Acting Speaker Johnson thanked her. Johnson said um, she sees Al Metzger. Johnson said Chantel Gamelin who is one of their Assistants, Chelsea Densmore, Councilor Cindy Champagne, Elise Mc Gowan ah....legal, Frank Beaver NRD, Grace Hendler also one of their Assistants, Gary Lewis Director, ah, Kim Hinmon who is a member and um, their Native Connections Coordinator, Laura Echelbarger member, um, LG L322 DL can they please identify themselves.

Kathy Sam said #0963.

Acting Speaker Johnson thanked her. Johnson said Martha Howell, Michelle Lucas um, Purchasing, Ryan Champagne, Rebecca Groh, Councilor Sandy Lewis, Staci Cheney, Susan Thull, Thressa La Haye, Valerie Chandler, Venus Torres and 231 233-3255 can they please identify themselves.

Samantha Shoup #3989.

Acting Speaker Johnson thanked her. Johnson asked was that all of them.

Acting Recorder Di Piazza said he believed so, yes.

Acting Speaker Johnson said okay, they have one waiting.

Acting Recorder Di Piazza whispered Scott.

Acting Speaker Johnson said they have Scott Wahr just.....who just joined them. Johnson said so it looks like they are good everyone appears to be acceptable to be in today. Johnson said so they will move onto Approval of the Agenda for today.

D. Approval of Agenda

Acting Speaker Johnson asked any takers.

Councilor Wittenberg said yes, if there are no other questions he would like to make a motion.

**MOTION TO APPROVE TODAY'S AGENDA FOR WEDNESDAY,
MARCH 9, 2022 AT 10 A.M; by Wittenberg.**

Councilor Wever said 10:10.

Acting Speaker Johnson said don't forget all the adds and changes.

Councilor Wittenberg said oh, and ah....sorry.

Acting Speaker Johnson said no, he is fine.

MOTION TO APPROVE TODAY'S AGENDA FOR WEDNESDAY, MARCH 9, 2022 AT 10 A.M. WITH CONTINUING BUSINESS A.1, MOVED TO CLOSED, RATIFICATION OF CONTRACT WITH GOSLING CZUBAK TO DESIGN ENGINEERING HEADWORK USING ARPA FUNDS IN THE AMOUNT OF \$36,356 AND C, BIDS & CONTRACTS C.1 MOVED TO OPEN, AUTHORIZING CONTRACT WITH DOCUSIGN; ADD C.2, CONTRACT RATIFICATION WITH GOSLING CZUBAK TO DESIGN AN UNLOAD AREA FOR VAC TRUCK USING ARPA FUNDS IN THE AMOUNT OF \$15,000; ADD C.3., WELL PANEL INSTRUMENTATION-WELL PANEL UPGRADE & SCADA SOFTWARE UPGRADE USING ARPA FUNDING IN THE AMOUNT OF \$21,297; MOVED TO OPEN C.4, CONTRACT RATIFICATION OF A CONTRACT WITH GOSLING CZUBAK TO DESIGN ENGINEERING HEADWORKS USING ARPA FUNDS IN THE AMOUNT OF \$36,365; by Wittenberg.

Councilor Wittenberg said in the middle of his motion that one says moved to Open and the other says moved from Closed.

Acting Speaker Johnson said yeah, they have a couple that swapped.

Councilor Wever said he forgot one....the rest of her comments were not picked up in the background on the ZOOM recording.

Councilor Wittenberg said he is sorry he would like to go back up to the top to II General Business E, Remove Tribal Council Minutes 2/23/22, 1/19/22 and 7/14/21.

Acting Speaker Johnson said that was just one removed July 14th, that one was just removed and not the other ones. Johnson said okay.

Councilor Wever said support.

MOTION TO APPROVE TODAY'S AGENDA FOR WEDNESDAY, MARCH 9, 2022 AT 10 A.M. WITH II GENERAL BUSINESS E, TRIBAL COUNCIL MINUTES REMOVE 7/14/21; CONTINUING BUSINESS A.1, MOVED TO CLOSED, RATIFICATION OF

CONTRACT WITH GOSLING CZUBAK TO DESIGN ENGINEERING HEADWORK USING ARPA FUNDS IN THE AMOUNT OF \$36,356 AND C, BIDS & CONTRACTS C.1 MOVED TO OPEN, AUTHORIZING CONTRACT WITH DOCUSIGN; ADD C.2, CONTRACT RATIFICATION WITH GOSLING CZUBAK TO DESIGN AN UNLOAD AREA FOR VAC TRUCK USING ARPA FUNDS IN THE AMOUNT OF \$15,000; ADD C.3., WELL PANEL INSTRUMENTATION-WELL PANEL UPGRADE & SCADA SOFTWARE UPGRADE USING ARPA FUNDING IN THE AMOUNT OF \$21,297; MOVED TO OPEN C.4, CONTRACT RATIFICATION OF A CONTRACT WITH GOSLING CZUBAK TO DESIGN ENGINEERING HEADWORKS USING ARPA FUNDS IN THE AMOUNT OF \$36,365; by Wittenberg; supported by Wever.

Acting Speaker Johnson said no, he is fine. Johnson asked anybody abstained. Johnson asked discussion on the motion by Council. Johnson said discussion from members and they have Israel.

Acting Recorder Di Piazza said he will be fine.

Israel Stone said ah, just two things just real quick and no disrespect to him ah, Councilor Di Piazza at all. Stone said ah, they did have an Elder walk on. Stone said um, there is a fire going in that Ceremonial Lodge right now. Stone said he just wanted to remind everybody to keep that family and that person in their thoughts and prayers ah, if they would. Stone said the other reason, at this point, is to request that Council had a discussion item under General Business which is actually the Ceremonial Lodge and ah, he doesn't know any other than Ron ah, and Gary how many folks spend much time over there but that Lodge is in need of some....some things and being fixed up especially this time of year when they have Fire Tenders that are over there throughout the night and the temperature is dropping to single digits or sometimes below zero. Stone said the Tribe invests a lot of resources into this community and into a lot of projects um, that in his opinion um, are important but there is very few that is as important as that responsibility and that Lodge over there. Stone said so if they could just have a discussion because he knows there is a group of citizens um, that would be willing to contribute, donate and even put in work on that but they can't do anything with that because its not.....its not within their rights without permission from the Tribe to do those things but there's some things that need to be addressed over there. Stone said so he is just respectfully requesting if them guys would add just a discussion item for today and they can have a work session later under General Business maybe E um, so they can talk about some of those issues and make them guys aware. Stone said he knows they have the ARP Funds out there right now and maybe that is a good resource and a good time to invest in some things into that but it, it, it needs some help, folks. Stone said so if they could just have a discussion he would appreciate it. Stone said Miigwech.

Acting Speaker Johnson said Councilor Wittenberg.

Councilor Wittenberg said yes, and he totally agrees with him and a simple fix with that is like what they did with the old teepees is they go in the inside and turnaround from the ground up turnaround and they could turnaround and put a canvas tarp going all the way around there to the top and the ____ turnaround just like they do in the teepees and it will go out.....

Acting Speaker Johnson was talking in the background on the ZOOM recording but it could not be heard what she was saying clearly.

Councilor Wittenberg continued.....then to him and they talked about this a long time ago and.....a couple of years ago.....a few years ago when he was sitting over there and ____ nothing was done on it like they are doing. Wittenberg said they do a lot of talking also he would like to see that door turnaround and not only that tarp going around it to pull the draft up but also a door on there that is not just a hang loose door but something that they can turnaround and it would be pull that or stop that breeze from coming in and within that himself see it with a....come summertime ah, those tarps can come down. Wittenberg said so he would seem to think in his mind of an eyelet on those things....on those poles and they it would have to go in there then that they can be tacked on there and not say just build it through the tarp. Wittenberg said that's an excellent idea that he would highly recommend or they use a tarp just like they do in lodges where they turnaround and have it where it goes way out instead of just, they know, instead of people come in but that's just _____. Wittenberg said Miigwech for bringing that up.

Acting Speaker Johnson said Councilor Di Piazza.

Acting Recorder Di Piazza said this is just to approve the agenda right now.

Councilor Wittenberg made a comment in the background on the ZOOM recording but it was not heard clearly what he said because he was talking at the same time as Acting Recorder Di Piazza.

Acting Recorder Di Piazza continued....keep in mind nobody has been in there for two years either.

Israel Stone was speaking from the audience and his comments were not picked up on the ZOOM recording clearly so they were not heard.

Acting Speaker Johnson was laughing in the background on the ZOOM recording.

Israel Stone said he can tell them about 20 years ago they probably had 40 ah, Firekeepers....Fire Tenders that would help and right now somewhere around maybe 10, 15 ah, consistently that do it. Stone said he thinks part of the reason is

he now understands what the Elders mean when they say their bones hurt, right, and that cold ah, that is in there that seeps up....not only from the air but through the ground. Stone said ah, it needs to be addressed. Stone said the other things are just the amount of smoke build up within that Lodge so they are trying to tend fire, as he was saying, they are breathing these things in. Stone said so if they could just ah, add a discussion item so they could have this discussion on record and try to develop a plan ah, it would be appreciated. Stone said like he said there is a lot of people that would volunteer to assist with...with getting that thing fixed up and taken care of but it needs some care. Stone said it has been years since it has been built and it just needs some attention. Stone said he thinks as a community ah, it is their responsibility to take care of that Lodge um, just like they respect that Lodge when they go in there and they need to respect that Lodge um, when there is nobody there and that means maintenance and upkeep and doing those things they need to do. Stone said so if they could just have a discussion item it would be greatly appreciated. Stone said Miigwech.

Acting Recorder Di Piazza whispered some comments but they were not heard but did say clearly they need to have a work session in the background on the ZOOM recording.

Acting Speaker Johnson thanked him for that. Johnson said um,...*there was a long pause here*.....right now um, since it is not actually on the agenda they will leave it as Public Comment right now or by all means they can have a work session on that. Johnson said she has been in there twice now for two of the fires um, and ah, an exper.....experience to how or what is actually needed um, by all means she definitely thinks they definitely could use.....hearing other members that have come in there and visited um, just some of their comm.....listening to some of their comments about different updates that need to be done it definitely can turn into a conversation for Public Comment. Johnson said hopefully they can mov.....bring it to a work session as well. Johnson said she is sure either one of them has spent time in there especially those that know more definitely but all means um, have a work session on it and do what needs to be done. Johnson said they know, so....but for the time being they can get back on track and approve this agenda. Johnson asked do they have....do they have a motion.

Acting Recorder Di Piazza nodded his head yes.

Acting Speaker Johnson asked any other comments from anybody. Johnson said roll call please Councilor Di Piazza.

Roll Call #2

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

Motion carried (7-0-0-1)

Acting Recorder Di Piazza said seven in favor and one absent the agenda for Wednesday, March 9, 2022 has been accepted. Di Piazza remarked approved or accepted.

Acting Speaker Johnson thanked him.

E. Tribal Council Minutes ☐ 02/23/22 ☐ 01/19/22

Councilor Lewis said she will make a motion.

**MOTION TO ACCEPT TRIBAL COUNCIL MINUTES FOR 2/23/22
AND 1/19/22; by Lewis; supported by Wittenberg.**

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

Acting Speaker Johnson asked any abstentions. Johnson asked Council any comments and discussion from Council members. *Johnson motioned for the person to step up to the podium.* Johnson said if they will please.....citizen. Johnson thanked them.

Israel Stone started making comments from the audience but they were not picked up on the ZOOM recording or heard clearly.

Israel Stone said just real quick that is no longer an item on their agenda, Point of Order, they had these removed during the Approval of the Agenda.

Acting Speaker Johnson said the last one was that was pointed out to.....

Acting Recorder Di Piazza said the 14th.

Acting Speaker Johnson said to remove the last one, July 14th.

Councilor Guenthardt said the 23rd and the 19th were left.

Acting Speaker Johnson said yeah. Johnson said that probably wasn't clear so her apologies on that. Johnson asked any discussion. Johnson said roll call please.

Roll Call #3

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

Motion carried (7-0-0-1)

Acting Recorder Di Piazza said seven in favor and one absent Tribal Council Minutes for 1/19/22 and 2/23/22 have been accepted.

Acting Speaker Johnson said okay, housekeeping matter they do have if they can let that ZOOM User in and they will see who they are. *Johnson was speaking in the background to Acting Recorder Di Piazza and instructing him how to let that person into the meeting.*

Acting Recorder Di Piazza said yes, they are.

Acting Speaker Johnson said handler ZOOM User can they please identify themselves. Johnson said once again, ZOOM User can they please identify themselves.

Ron Pete identified himself. Pete said he doesn't know if they are talking to him and he is coming in under Vicki, #4158.

Acting Speaker Johnson said Ron he snuck in and she didn't see him.

Ron Pete was laughing in the background on the ZOOM recording.

Acting Speaker Johnson said she is talking about handler.....

Ron Pete said he didn't know if she was talking to him. Pete said he is sorry.

Acting Speaker Johnson said nope, he is fine and its nice to see him but ZOOM User.....

Councilor Wever said in the background, "I don't know I don't understand," on the ZOOM recording.

Acting Speaker Johnson continued.....if they could identify themselves, ZOOM User.

Tribal Councilors can be heard talking in the background on the ZOOM recording.

Acting Recorder Di Piazza asked would she like them in the Waiting Room.

Acting Speaker Johnson said please.

Martha Howell said she thinks that is Janae.

Acting Speaker Johnson said she knows it has been before but she is not sure which is why she would like that person, individual, to identify to make sure that is still them.

Acting Recorder Di Piazza said one last time then.

Acting Speaker Johnson said last call, ZOOM User please identify themselves. Johnson said okay. Johnson thanked them. Johnson said okay, moving on.

III. Continuing Business

A. Grants & Contracts

- 1. Contract ratification of a Contract with Gosling Czubak to design engineering headwork using ARPA funds in the amount of \$36,356**

Headwork review and design to effectively treat sewage, minimizing contact with wastewater for the staff (COVID) and improve efficiency for wastewater collection and treatment.

- 2. Approval for the Natural Resources Department to submit a supplemental Clean Air Act Section 103 Grant Application to the United States Environmental Protection Agency Region V for \$43,000**

USEPA Region V requested that LRBOI submit a supplemental application to assist with the installation and monitoring of a co-location shelter for PM2.5 and Ozone Monitoring.

Acting Speaker Johnson said it looks like it is brought forward by ah, Tribal Ogema with Allison Smart ah, um.....

Acting Recorder Di Piazza said Frank is here.

Acting Speaker Johnson continued.....giving it but she believed on Monday it is going to be actually going to Frank.

Frank Beaver, Natural Resource Department Director, represented this agenda item. Beaver said yes. Beaver thanked them. Beaver said Allison sends her apologies she got pulled to another meeting with EPA this morning and he also apologize his camera is not working this morning. Beaver said he had to choose this morning between camera and microphone and he figured microphone might be the better option. Beaver thanked them for that introduction to the item. Beaver said he doesn't really have much to add this is something the EPA approached um, the Tribe about to request these funds, additional funds, from USEPA to ah, to help with that construction of those two monitors up at their Air Monitoring Site. Beaver said that is really all he has for an introduction but he is open for any questions.

Acting Speaker Johnson asked is anybody abstaining. Johnson said okay, move onto Council with anything.....anything for discussion.

Councilor Guenthardt said he will make a motion.

Acting Speaker Johnson said okay.

**MOTION TO APPROVE RESOLUTION #22-0309-030;
APPROVAL FOR THE NATURAL RESOURCES DEPARTMENT
TO SUBMIT A SUPPLEMENTAL GRANT APPLICATION FOR
\$43,000 TO THE UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY (USEPA) FOR CLEAN AIR ACT
SECTION 103 FUNDING FOR THE FY22 FEDERAL FISCAL
YEAR; by Guenthardt; supported by Wittenberg.**

Acting Speaker Johnson said he beat her by a smidge, Sandy.

Councilor Lewis said that is okay.

Acting Speaker Johnson asked is there any discussion on the motion, Council.
Johnson asked any discussion from Council or membership. Johnson said roll call please.

Roll Call #5

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

Motion carried (7-0-0-1)

Acting Recorder Di Piazza said seven in favor and one absent Resolution #22-0309-029 is passed.

Acting Speaker Johnson thanked him. Johnson said moving onto Section III A.

Councilor Guenthardt asked is that 030.

Acting Recorder Di Piazza said pardon.

Councilor Guenthardt repeated isn't that 030.

Acting Speaker Johnson said should have been.

Acting Recorder Di Piazza said no, 29.

Acting Speaker Johnson said no, because they did that.....

Acting Recorder Di Piazza said oh, that's right his apologies. Di Piazza asked did he do 30.

Councilor Guenthardt said he said 30.

Acting Recorder Di Piazza said ooh, his apologies. Di Piazza said anyways, Resolution #22-0309-030 has passed.

Acting Speaker Johnson thanked him for that correction.

3. Approval of Contract Addendum with Schultz Excavating for the Cemetery 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 Cemetery Road.

Acting Speaker Johnson said it looks like it is brought forward by the Tribal Ogema and he has Steve Parsons for speaking who at the podium. Johnson said go ahead.

Steve Parsons, Planning Department Coordinator, represented this agenda item. Parsons thanked her. Parsons said good morning. Parsons said um, basically what is being requested of Tribal Council is approving an addendum to the existing Construction Contract that they have with a company called Schultz Excavating & Asphalt, pardon him, out of Ludington who is doing the road....the work on the Cemetery Road Project currently. Parsons said the project they weren't able to finish it last....primarily due to some weather issues that they had later on in the Fall they got snowed out in November essentially and couldn't finish up. Parsons said so essentially um, they have agreed to come back and finish what needs to be done this Spring however, the contract expired on November 30th of last year. Parsons said to bring them back they have to extend the contract expiration date ah, to sometime in the Spring. Parsons said they picked a safe date which is June 30. Parsons said he doesn't believe it will take that long it should not but just to be sure that they didn't have to come back and get another extension of the extension date that is requested is June 30th of this year. Parsons said um, and that is what is basically before them no other part of the contract um, they are not requesting any other amendments for example, in terms of Scope of Work for the maximum price of the contract so it is basically just extending the substantial completion date of the contract itself. Parson said he will be happy to answer any questions that they have.

Acting Speaker Johnson thanked them. Johnson said Councilor Wittenberg.

Councilor Wittenberg said yeah, and can he run the price for the members on that if they are extending the contract those numbers they would probably like to know if they are different.

Steve Parsons said no, no, not at all, it doesn't....it doesn't increase the overall price in fact, the way it is coming in now they are very likely going to be under.... it was like \$235,000 and that is BIA Road Funding, it is Federal Funding through the BIA so there are no Tribal Funds involved with that. Parsons said yeah, so he

thinks they are going to be in good shape price wise in the overall cost of the project.

Councilor Wittenberg thanked him.

Steve Parsons said he is welcome and thanked him.

Acting Speaker Johnson said real quick abstentions from Council.

Councilor Guenthardt said he will make a motion.

Acting Speaker Johnson said all right.

**MOTION TO APPROVE RESOLUTION #22-0309-031;
RATIFICATION OF ADDENDUM TO CONTRACT WITH
SCHULTZ EXCAVATING & CONSTRUCTION, LLC FOR
CONSTRUCTION OF THE CEMETERY ROAD PROJECT;** by
Guenthardt; supported by Lewis.

Acting Speaker Johnson asked any discussion on it from Tribal Council. Johnson asked any discussion Council or membership. Johnson said roll call please.

Roll Call #6

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

Motion carried (7-0-0-1)

Acting Recorder Di Piazza said seven in favor and one absent Resolution #22-0309-031 is passed.

Steve Parsons said Miigwech. Parsons thanked Council.

Both Acting Speaker Johnson and Acting Recorder Di Piazza were involved in conversation in the background on the ZOOM recording. Johnson said it was originally in Closed but moved to Open.

Acting Recorder Di Piazza said from....excuse him.

Acting Speaker Johnson said before they go here they do have one person in the Waiting Room. Johnson asked Acting Recorder Di Piazza if he will let them in and see who it is. Johnson asked now where are they at.

Acting Recorder Di Piazza said at the bottom.

Acting Speaker Johnson said SS324 can they please identify themselves. Johnson said second time SS324 can they please identify themselves. Johnson said third call SS324 can they please identify themselves. Johnson said please move them to the Waiting Room. Johnson thanked him.

4. Authorizing Contract with DocuSign

DocuSign is a platform that processes documents with Digital signatures. Staff from the purchasing office will utilize the platform to enhance social distancing while securely expediting signatures.

Acting Speaker Johnson said Michelle Lucas go ahead.

Michelle Lucas, Purchasing Manager, represented this agenda item. Lucas thanked them. Lucas said good morning. Lucas said DocuSign is a platform that allows digital signatures. Lucas said the Tribe began using DocuSign last year in 2021 to enhance social distancing for the use of purchasing, travel and mail documents. Lucas said um, since that time they have been approved to use the platform for Tribal Court and Housing. Lucas said because of the success of the platform she is requesting that they do an additional year with DocuSign um, in addition to that if approved, they have submitted paperwork for a portion of the expenses be taken out of Tribal Court, and a portion of the expenses be taken out of Accounting. Lucas said um, but within the resolution itself she is requesting that once um, the ARPA Funds have taken place funds that are able to be used for the purchase of the DocuSign Contract.

Acting Speaker Johnson asked is that it for her presentation.

Michelle Lucas said unless anybody has any questions that is pretty much it.

Acting Speaker Johnson asked any abstentions from Tribal Council, discussion by Council.

Councilor Guenthardt said he will make a motion.

Acting Speaker Johnson said okay.

**MOTION TO APPROVE RESOLUTION #22-0309-032;
RATIFICATION OF DOCUSIGN, INC. CONTRACT;** by Guenthardt;
supported by Di Piazza.

Acting Speaker Johnson asked any discussion on the motion from Council. Johnson asked any discussion from Council or membership. Johnson said roll call.

Roll Call #7

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

Motion carried (6-1-0-1)

Acting Recorder Di Piazza said six in favor, one against and one absent
Resolution #22-0309-032 is passed.

Acting Speaker Johnson thanked him.

B. Budget Modifications

C. Approval of Budgeted Expenditure

Acting Speaker Johnson said III B and C there is nothing under either one of those.

IV. Old Business

A. Payment of 2022 dues to the National Indian Gaming Association

Payment of 2022 dues- Postponed until budget is approved.

Acting Speaker Johnson asked Council do they want to have conversation on this.
Johnson asked Tom if he wanted to say something or she will go onto....

Councilor Guenthardt said he would like to say something.

Acting Recorder Di Piazza said turn his mic on there.

Councilor Guenthardt said he would just like to know why they haven't been approving these because they are working off the old Budget January and February. *The rest of his comment was not heard on the ZOOM recording due to interference in the background from another connection.*

Acting Speaker Johnson asked any other comments from Council. Johnson said Gary.

Acting Recorder Di Piazza said well, last week there is the Budget back on the agenda and in Second Open ah, that was passed and then they had an Emergency Open Meeting where the ah, Executive side vetoed and ____.

Acting Speaker Johnson said okay. Johnson asked any other comments from Council.

Acting Recorder Di Piazza said that was his presumption on it.

Acting Speaker Johnson said they will go to membership and first is Israel followed by the Ogema.

Israel Stone asked would they mind if he.....towards them because he doesn't like standing with his back to them.

Acting Recorder Di Piazza said then he doesn't line up.

Israel Stone said okay, it just feels.....feels awkward.....he is doing it anyway them guys can handle.....sorry.

Acting Speaker Johnson was laughing along with Israel Stone in the background on the ZOOM recording.

Acting Recorder Di Piazza said then he can't be a Rock Star no more.

Israel Stone said he will move it back before he sits down. Stone said ah, he is a little confused okay, ah, so under the ah,....the....the Constitution also 5.1 3b of the Budget & Appropriations Act which is established by Tribal Council Law. Stone said it says a couple of things in there. Stone said it deals with the veto of a Budget and if there is a failure to override that veto at which time ah, there is a continuing resolution for funding that....that.....that occurs. Stone said the continuing resolution for funding is a resolution that establishes that they just basically function. Stone said Council approved them to function off of last year's Budget and in doing so these fees were paid last year. Stone said so he is confused as to why ah, this is postponed until the approval of the Budget. Stone said if they go back to the December, he believed, second or third meeting of Tribal Council ah, and he is just trying to think through this as a citizen guys so please don't take this as an attack or anything it's not that. Stone said he is trying to get understanding based upon decisions that the Legislative Body makes should be founded in law. Stone said the two laws that govern this process are the Constitution and the Budget & Appropriations Act. Stone said the Constitution being the supreme law.....the Budget & Appropriations Act established by Tribal Council ah, vote. Stone said the two laws that govern this issue ah.....*Stone's comments were fading in and out at the podium and most of them could not be made out clearly or the point he was trying to make.....say very clearly that the Ogema presents a Budget and the Council votes on that Budget. The comment from Israel Stone here was too jumbled to be made out clearly on the ZOOM recording.* Stone said ah, then guys make substantive changes to the Budget and the Ogema vetoed that. Stone said if Council fails to override the veto after 14 days.....14 days it goes back to the Ogema's Office unamended as submitted becomes the Budget. Stone said there was a veto that occurred of that December 2nd-3rd Budget that was never considered for override because it was never overridden the Constitution in 5.13 B are very clear that it goes back to the Ogema and automatically becomes the Budget as submitted unamended. Stone said this is trying to get understanding, right, because he thinks a lot of times they

function off of so many different documents, right, there is Council resolutions, there is acts, there is the Constitution and he thinks what occurs is this gets lost somewhere in the translation. Stone said that is nobody's fault. Stone said them guys have to consider many different aspects when they are making these decisions but the Constitution is the supreme law of the land. Stone said he would argue that a Budget has been passed and that Budget was passed on December 2nd or 3rd when there was a failure to override the veto of the Tribal Ogema. Stone said so they continue to go back and forth and he wants to say this.....and he is saying this as a citizen by the way....he is here as a citizen today.....he is saying this he thinks sometimes they all get so wrapped up in the personal side of things um, that things that shouldn't be personal but very fact based become personal. Stone said before any of them are elected the ones that he knew anyway ah, before they were seated up there they were all acquaintances, got along, talked, it was great, right, that sense of community. Stone said he doesn't know what it is when after people get elected they think they have to draw a line in the sand. Stone said see there is not a side and they are losing that focus, there is not a side in any of this. Stone asked do they know what the side is....the one side there is. Stone answered it is the side of the Tribe as a whole. Stone said there are some of them because they have different views or opposing views that feel like they can't be acquaintances or friends because of the different functions or roles they have lost their way that need to sit down and have grown-up decisions.....as adults and come to an understanding that none of this is personal. Stone said see he liked all of them before they were sitting there. Stone said he still likes all of them. Stone asked do they have opposing views on some things, yeah, but that's okay. Stone said see part of doing what they do and being who they are is understanding that everybody that respect thing right. Stone said everybody is entitled to have their feelings on things but it doesn't have to become personal. Stone said he would hope that some day as he ages and get into his Elder years that ah, that he seeks wisdom first and then chooses to love everybody. Stone said what he sees happening in this Tribe right now is a lot of discontent. Stone said a lot of people choosing a side or...or...or creating this feeling of ah...of...of dislike its not necessary. Stone said see them guys have a position that is governed by law, the Constitution and by their own ordinances and acts. Stone said so if they follow that and what's written in both of those documents or all of those documents their responsibility becomes relatively easy because a lot of it is administerial function meaning it's a yes or no vote ah, vote it up or vote it down. Stone said the interesting thing to him is as...as...as a community right, um, he looks to people like Ron right, who found his way um, and has those traditions and those ____ and Gary and different folks, right. Stone said he looks to them guys for that guidance but if they remember ah, in those teachings there....there are cautions about Pipe Carriers and Traditional people becoming Elected Officials for a reason because it makes it hard to ah, balance those two, right. Stone said what he needs from his Elders that are sitting up there such as them guys and the Ogema is he needs that wisdom but he can't get that wisdom if they can't even come to a place where they are okay with agreeing to disagree. Stone said so his whole point goes back to this A: there is a lot healing that needs to happen in this community. Stone said

he is not innocent he is very opinionated and them guys know that. Stone said he doesn't sugar coat how he feels he just says it and that is where he is at. Stone said he can be better, everybody can be better. Stone said but they don't have to draw that line in the sand, they don't have to choose sides, they don't have to feel like they are on opposing ends. Stone said they are all here for the same purpose. Stone said they are all here for the betterment and sustaining the future of this Tribe for their next Generations to come. Stone said when they put themselves in that mindset this becomes really easy. Stone said what is the right thing to do and what is the best thing to do and how do they get there. Stone said um, they know, he too sat where them guys are sitting now but the difference was he was really ah, ah, a young man....he was 25 years old, right. Stone said he learned a lot of stuff ah, from that experience of being there but....*Stone cleared his throat here*the one thing that stands out to him to this day is ah, none of it is personal. Stone said he knows he has to wrap it up now. Stone said his questions goes to this A: is this Council....their Elected Officials willing to step forward and create that healing because that is what they need from leadership in this community is people who are going to lead that cause. Stone said the second thing is understanding on the Budget & Appropriations Act 5.13 B and the Constitution. Stone said there was a failure to override the Ogema's December 2nd-3rd submission, it should become law. Stone said the last thing he will say on this is all these court cases go away if they just do the right thing and follow the laws that are put out before them. Stone said they can stop the legal fees, they can stop the in-fighting, let's stop it. Stone said they have that control to just say "*You know what enough is enough, this is what the law says let's follow the letter of the law and be done with it.*" Stone said they can end it today and so that is an appeal to them guys to say let's stop this. Stone said let's stop this and get everybody back on the right side which is the side of the Tribe. Stone thanked them.

Acting Speaker Johnson thanked him. Johnson said so she is going to take a quick moment before she goes to the Ogema. Johnson said they have a guest um, waiting and she is going to see who they are and then they will go to him, then Susan Thull and then Lee. Johnson said okay. Johnson said number 231 329-1568 can they please identify themselves,

Shawnna Gonzalez said #4700.

Acting Speaker Johnson thanked her. Johnson said Ogema Romanelli he is next.

Ogema Romanelli thanked her. Romanelli said he won't take a whole lot of time for.....is he on.....can they hear him.

Acting Recorder Di Piazza said he has to push the button.

Ogema Romanelli said okay. Romanelli said there they go. Romanelli said he thought they saw Tommy shut it off. Romanelli said no, he won't take too long. Romanelli said what is going to say has already been said he thinks. Romanelli

said the question is they have a continuing resolution ah, to continue the Budget basically ah, to continue the 2021 Budget so he is still concerned as to why some of these are not being ah, approved. Romanelli said if they will look at the one they just did earlier it has to do with ARPA Funds and some of these do so. Romanelli said he is still confused about that he thinks there is some confusion along with continuing the Budget from last year means and ah, so he will leave it at that. Romanelli said all he is trying to do is follow the laws as he understands them and he thinks Israel said it pretty clear. Romanelli said there are two governing documents with this that being the Constitution and the other one being the Budget & Appropriations Act and that is all he is trying to do if they follow it. Romanelli said he is to be quite honest he is confused at where they are with the Budget right now he doesn't know what that is and he thinks maybe they all are at this point. Romanelli said he thinks there was an Emergency Meeting on the two of them last week um, so he will leave it to Council but that is all they are trying to do. Romanelli said he really believe as Israel does too and he sees they have audience members here that it is really a pretty simple process if they follow ah, the bouncing ball to where the laws are and what point was where they are at, follow them, he thinks it could really be resolved fairly easily. Romanelli said it is really hurting their Tribe and they all know that, the people sitting up here and himself, their employees know just how much this is hurting their Tribe. Romanelli said um, he is willing to ah, bend as much as he can but he still has to follow the laws so. Romanelli said he hopes they can come to some resolution and he knows they do too so. Romanelli said he will leave it at that. Romanelli thanked them.

Acting Speaker Johnson thanked him. Johnson said next up is Susan Thull.

Susan Thull thanked her. Thull said ah, she also believes in following the laws um, and she....she feel like ah, Israel and the Ogema have um, a run in this. Thull said Israel seems to think that they should go back to that ah, Budget that was passed in December she believed and um, he said that failed to be ah, veto ah, to be overridden but that is because he had gone to the court and she believed illegally ah, Judge Sherigan put a stay on that so they were stopped. Thull said they could not override that veto ah, she then thinks and believe that ah, they repealed that resolution. Thull said um, she is assuming that that was ah, done in Closed Session because there was a ah, meeting to ah, repeal the previous resolution and then ah, new Budget was presented and they didn't hear anything about that. Thull said she is assuming that that passed and that the um, Ogema vetoed that again. Thull said um, but that first resolution never came up for a vote as far as overriding the veto. Thull asked is she correct on that.

Acting Recorder Di Piazza said no, it did not.....it did come up for a vote at the Emergency Meeting on the 31st.

Susan Thull said that is when the judge issued a stay, did she not.

Acting Recorder Di Piazza said the meeting was called, it was an Emergency Meeting....

Susan Thull interrupted. Thull said right, but it was stopped because the judge ordered a stay.

Acting Recorder Di Piazza said that is what happened, yes.

Susan Thull said so....so it never came to a vote to override the veto. Thull said so saying that they can fix this by going back to that Budget.....that Budget was combined with the casino. Thull said in the meantime they split the casino and ah, the Government Budget and they approved the.....they overrode the veto for the casino one in Closed she is assuming that again because of the fact they did carry on to have the vote for the Government Budget, that one failed. Thull said she doesn't see this is an easy fix right now because they ah, she wouldn't think they could go back to that Budget in December that was the Budget that was combined and it never did come to a vote on overriding that veto. Thull said and if um, if they want to follow the laws in the Constitution and the ordinance the Budget Ordinance then that veto when it comes back to them should have an only....line by line um, objections to the written by the Ogema on where he objects. Thull said she would like to know what are the areas that the Ogema disagreed with. Thull said may be he is right and she can support him but if she doesn't know what those areas are she can't she wants to know if they know what those areas are that he objected to. Thull said if he did give them line by line um, objection and that is why he vetoed it. Thull said that way they could go back to the drawing table and maybe compromise but without that ah, those indications of where he was objecting to she doesn't know how they can do that. Thull said she doesn't think this is just as simple as some want to portray it and right now what Bod...Budget would they go back to. Thull said the first one was repealed, the second one she believed was probably combined, the third one they had split up ah, she thinks this is something that they really need to um, let the membership know more about. Thull thanked them. Thull said she is done.

Acting Recorder Di Piazza asked do they want him.....he can respond to some of that. Di Piazza said there is three.....there has been three Budgets that have been voted on so which....pick one. Di Piazza said he would like to hear from his other colleagues their presumption if there is a Budget in place or not from the transactions that have happened since December 3rd. Di Piazza said he knows his presumption on it quite well but he would like to hear from his other colleagues their presumption if there is a Budget in place.

Acting Speaker Johnson asked if he was responding to him or does he want to be in the queue.

Councilor Wittenberg said he will be in the queue.

Acting Speaker Johnson said okay.

Councilor Wittenberg continued to comment in the background on the ZOOM recording but they were not picked up clearly.

Acting Recorder Di Piazza said yeah.....he...he is okay.

Acting Speaker Johnson repeated that if he wants to respond to him or does he want to be in the queue.

Councilor Wittenberg said he will respond to him because he just asked other Councilors that has responded.

Acting Speaker Johnson said okay, she just wanted to make sure, go ahead.

Councilor Wittenberg said his response is to turnaround when one says 1st Budget, 2nd Budget and 3rd Budget and now they got _____. Wittenberg said now its up to one's thing own person, own.....do they have one or don't they have one because it got vetoed. Wittenberg asked how can they have something if it got vetoed. Wittenberg said it is simple. *Wittenberg made another comment here but his microphone wasn't turned on and it was hard to make it out clearly on the ZOOM recording.* Wittenberg said he can turnaround and put this out there if he wanted and did it get vetoed, no. Wittenberg said so that is it. Wittenberg said that is why they are going through court. Wittenberg said that is his opinion on it. Wittenberg thanked them. Wittenberg said Miigwech.

Acting Speaker Johnson said go ahead Tom.

Councilor Guenthardt said the 1st one was vetoed and they never overridden it so they have to go back to the original Budget. Guenthardt asked what about the old Budget.....it was never vetoed. Guenthardt said they never overridden the veto to the 1st Budget, right. Guenthardt asked is he correct. Guenthardt said the Budget was the 1st Budget vetoed. Guenthardt said oh, no they didn't.....

Councilor Guenthardt got into a debate with Councilor Wittenberg in the background on the ZOOM recording that began to get heated.

Acting Speaker Johnson said them two please stop.

Councilor Guenthardt said no, he is just asking him.

Councilor Lewis said this item is postponed according to the agenda and there really shouldn't be no discussion.

Acting Speaker Johnson asked is he responding to Tom or is he.....

Acting Recorder Di Piazza said either one.

Acting Speaker Johnson said is it a response.

Acting Recorder Di Piazza said yes, it is. Di Piazza said the 1st one that was done there was a veto and yes, it was not voted on. Di Piazza said the 2nd one it was....the Budget was brought forward voted on and it was vetoed and that veto stands on both them Budgets, casino and government. Di Piazza said the 3rd one was voted on and then it was vetoed again and the veto stands on the Government Budget but failed on the Casino Budget so how is there no Budget....because and then again the Budget & Appropriations Act of 2013 which is an ordinance lays it out quite well when, they know, 5.1 3E it lays it out right there but he doesn't know why.....he heard someone say they don't follow their Procedures Ordinance anyway so what is the deal. Di Piazza said well, that's an ordinance. Di Piazza said as far as he knows there is a Budget in play.

Councilor Champagne said Pam, Sandy is right this was postponed and she doesn't know why they are having this extending conversation on it. Champagne said they should be moving on.

There was a loud disturbing noise that sounded like a child coming off of Councilor Champagne's connection but it couldn't be made out clearly on the ZOOM recording.

Acting Recorder Di Piazza said there is a Budget in place per their own ordinances.

Acting Speaker Johnson said Lee she is up.

Lee Ivinson, Tribal #0099. Ivinson thanked her. Ivinson said this actually has been really good conversation.

Someone was talking in the background on the ZOOM recording but it couldn't be determined who it was or what they said.

Lee Ivinson repeated this has been really good conversation and ah, she appreciates Tribal Council and the Ogema to have opened up the Lodge for this meeting and to have attendees here in place, face to face. Ivinson said um, the face to face relationship and fellowship here um, goes a long way. Ivinson repeated goes a long way. Ivinson said she hears consensus here actually within the words that they have all spoken. Ivinson said um, she appreciates, they know, each giving time to each other to ah, decipher actually....exactly what has occurred with the Budget Process. Ivinson said um, she really believes they probably need a Legal Team to put all of this situation into some type of a Flow Chart so the membership understands what has occurred. Ivinson said um, they do have the laws that they do follow. Ivinson said in the midst of that they have an Administration that has changed. Ivinson said they have different mindsets that

come in interpretations of the law um, and practices. Ivinson said best practices, new practices um, but truly good conversation here. Ivinson said she knows that this item is a postponed item but she does have a conversation though. Ivinson said ah, in the 2021 Budget for the National Indian Gaming Association um, dues what month was that in 2021 that it was budgeted and approved. Ivinson asked was it the beginning of the year that this due would be....okay....so they have continuing resolution to work off the 2021 Budget in which this would have been a budgeted item. Ivinson said it has been an on-going, long standing due, that they have participated in and a very beneficial process that they participate in the Gaming Association because it gives their Tribal voice. Ivinson said it...it...it points out oh, these Tribes participate in these dues so what they have to say is relevant. Ivinson said so it really is.....granted it is just a due but it is important to the Tribe and they have a continuing resolution that allows for this type of expense. Ivinson said so she raises the question they also have medical benefits they have been paying medical benefits those were in their 2021 Budget they are being paid. Ivinson said their salaries are being paid or not theirs, she is sorry, the governments. Ivinson said supplies have been paid. Ivinson said um, other areas of the magazines that they subscribe to those obviously are still coming through as well. Ivinson said she views this as no different. Ivinson said so she would like to understand why this item is different from everything else that the continuing resolution of the 2021 Budget um, why this isn't included in it. Ivinson said so that is her comment. Ivinson said she guessed she does want an answer why this is so different than any other expense that has kept the doors open and the government operating off of that 2021 Budget extension.

Acting Speaker Johnson said she still doesn't have an answer for her yet so no comment right now.

Acting Recorder Di Piazza said no one likes his answers anyways.....

Lee Ivinson thanked them.

Acting Recorder Di Piazza said they follow the ordinances.

Acting Speaker Johnson said Ron he was up next. Johnson said no, not him, Ron Pete.

Ron Pete said okay, just a minute he had to take this cell phone off mute because he doesn't want anyone accusing him of saying something so he is extra cautious. Pete said so thanks for giving him an opportunity. Pete said first of all he 100% agrees with Lee Ivinson's assessment and he thinks they should be running off of that Budget and he believes they should.....he cannot wait and probably have this discussion for the April Meeting. Pete said he is going to be there beforehand.... the night before so he can go to the Ogema's Meet and Greet. Pete said he can't wait for them to be there and in terms of answering someone who brought up ah, um, Judge Sherigan.....Judge Sherigan can be he knows has a Doctorate of Laws

Degree, she is accepted on the Bar Association of the State of Michigan, she is one of the highest ranking Legal Attorneys in the State for Indian Law so therefore he would fully tend to agree with Judge Sherigan before he agrees with someone who is a non-law member of their Tribe. Pete said that is all he is going to say and thanked Judge Sherigan for her continued service to this Tribe. Pete thanked them.

Acting Speaker Johnson said okay, Laura she is next.

Laura Echelbarger thanked her. Echelbarger said she just wanted to say that she wanted to.....a lot of what Israel said she really appreciated it. Echelbarger said she thinks that they.....um, there is no need for everybody to be at odds and they are all essentially family so she would love to see them come together a little bit but also with some of what Susan Thull stated. Echelbarger said she would also like to see um, the membership having an opportunity to understand what the holdup is and what the Ogema's issues are and what Council's issues are because they are kind of left wondering and guessing. Echelbarger said there is a lot of rumor out there um, she would love to see them guys just come out with an open meeting and state these issues so they can fully understand that. Echelbarger said um, that is really it. Echelbarger thanked them.

Acting Speaker Johnson said Israel he is next. Johnson asked Acting Recorder Di Piazza if he had a comment.

Israel Stone, Tribal #1735.

Acting Recorder Di Piazza said no.

Israel Stone said so ah, the question came up on postponements ah, and he hates to do this ah, they follow Robert's Rules and putting their Meeting Procedures Ordinance actually specified in there and the reason why this item is open for discussion is because the Constitution says that all citizens have a right to ah, speak on any matter before Council for consideration. Stone said a postponementthey can postpone but postponed indefinitely ah, is to kill a motion that is the purpose of an indefinite postponement. Stone said if they don't want members to be able to speak on this item they either have to table it to a later date or remove it from their agenda. Stone said because it appears on their agenda and they say they postponed it it is not automatically postponed every week they would have to take a different action to accomplish that so that is why citizens have a right, Constitutional right, to stand here and comment on this today because again, following their own laws that they have written and....and approved and have to follow that is what a postponement is. Stone said every time it reappears on their agenda it is up for consideration again. Stone said so he wanted to make people aware of that. Stone said the other thing is um, in his unqualified opinion because he is not a lawyer either ah, he hears what people are saying but if everybody wants to know the truth as to what the hang-up here is he will tell them. Stone

said it's all.....its personal. Stone repeated it's personal guys. Stone said when they look at these things they are supposed to take that out of the decision, okay. Stone said now he only heard part of what other citizens were saying um, because he stepped out for a minute but he will say this it is that simple. Stone said in fact Council has a mandate to follow the laws that are on the books. Stone repeated they have a mandate. Stone said Tommy asked the question, "*does anybody know,*" or Gary, sorry, "*if they have a Budget.*" Stone said if they follow the mandate which is written in law the mandate is failure to override the veto it automatically goes back to the Ogema and becomes the Budget unamended as submitted. Stone said now one could agree by them not following that law or violating the law that they are being malfeasance in office or that is gross misconduct. Stone said nobody's made that argument he is not going to make that argument because he don't think it was intentional he thinks there is a misunderstanding here. Stone said it is important as Legislators of this Tribe that they understand the laws that are on the books before them. Stone said this goes back to the age old question should Elected Officials have an orientation when they come into office. Stone said should these laws be covered with them thoroughly so that they understand what they can and cannot do. Stone said his argument is yes because right now they are failing on the most basic principle. Stone said its in the Constitution and its in their own law and they are still not following it. Stone said that is not a criticism guys nobody gave them the tools that they need if they didn't get that when they came into office nobody gave them the tools they needed to succeed. Stone said he is trying to share those tools with them guys so that everybody understands that it is written in law. Stone said the fact that they have non-elected ah, employees of this Tribe pushing initiatives and guiding directed ah, strategies against ah, the Budget Process is wrong in his opinion that is treasonous. Stone repeated that is treasonous. Stone said them guys unfortunately are...are in a difficult position because they have employees on one side telling them one thing and they have Tribal citizens on the other side telling them another thing but he will tell them this at the end of the day the responsibility doesn't solely fall on them. Stone said at the end of the day the responsibility falls on the people that they elected to serve this Tribe and this community and that's them guys. Stone said so what happens if somebody goes to Public Safety and say Council is violating the law they are breaking the law..... their own law. Stone asked what happens then. Stone said see nobody wants to go to that extent. Stone said they are just trying to get on the same page. Stone said he goes back to the 3rd of December Tommy said it out loud and he would like him to say it again so everybody can hear it on record there was an attempt to override a veto that failed, correct. Stone asked is that correct Council.

Councilor Guenthardt said right in the background on the ZOOM recording.

Israel Stone said can he say it.....can he hear them acknowledge it so the people can hear it.

Councilor Guenthardt said yes.

Acting Speaker Johnson said correct.

Israel Stone asked again is that correct. Stone said so what is the Budget & Appropriations Act and what does the Constitution say if there is a failure to override a veto.

Acting Speaker Johnson said it goes back to the original.

Israel Stone asked can anybody tell him. Stone said he said it like ten times today.

Acting Recorder Di Piazza asked does he want him to say it but he....they need to hear it from other people.

Israel Stone said okay, no....

Acting Speaker Johnson said goes back to the original....

Acting Recorder Di Piazza said their Comptroller is in the room.

Israel Stone asked is their Legal in the room today.

Acting Recorder Di Piazza said they know....why would they need a legal for an ordinance when it is spelled out clearly.

Israel Stone said his point is.... Stone thanked him. Stone said sorry Gary for interrupting. Stone apologized. Stone said that was rude. Stone said sorry go ahead sir.

Acting Recorder Di Piazza said no, he is just saying its was quite clear in the ordinance how it plays out....

Israel Stone said so his....

Acting Recorder Di Piazza continued....but nobody wants to recognize that these things have happened. Di Piazza said this is the 3rd Budget that's been overridden or vetoed and one back on the 17th or wherever and the veto stands on both. Di Piazza said and so.....he doesn't know.....do they want to pull the trigger again do a 4th.

Israel Stone said his argument is two and three don't even matter when one has a clear process. Stone said so he will ask this question one time for the citizens because he believes it is simple. Stone said it is not difficult. Stone repeated it is simple. Stone said it is written in law. Stone asked how many Council members that are sitting here or on the phone right now calling in are willfully violating the laws of this Tribe. Stone said raise their hand if they are willfully violating the

laws of the Tribe. Stone said which means they are not adhering to what the laws say. Stone said can people tell him if they are or they aren't. Stone asked Tommy if he is willfully violating the laws of the Tribe.

Councilor Guenthardt said he hopes not.

Israel Stone repeated he hopes not. Stone said Miss Shirley is she willfully violating the laws of the Tribe.

Councilor Wever said no.

Israel Stone thanked her. Stone asked Mr. Wittenberg if he was willfully violating the laws of the Tribe.

Councilor Wittenberg said hopefully not.

Israel Stone repeated hopefully not. Stone asked Mr. Di Piazza.

Acting Recorder Di Piazza said absolutely not. Di Piazza said he knows exactly how the ordinance reads and the Constitution reads. Di Piazza said he has been arguing this since.....three months ago.

Israel Stone said okay. Stone said Miss Johnson.

Acting Recorder Di Piazza said nobody wants to hear it.

Israel Stone asked is she willfully violating the laws of the Tribe.

Acting Speaker Johnson said she hopes to God not.

Israel Stone said she hopes not. Stone asked Councilor....Miss Lewis is she willfully violating the laws of the Tribe.

Councilor Lewis said they know what.....she is going by the agenda today and the agenda says it is postponed. Lewis said she is not the Recorder so she is not in control of the agenda.

Israel Stone said okay. Stone said but as far as the Budget & Appropriations Act is she willfully violating the laws of the Tribe.

Councilor Lewis asked is she in court here right now.

Israel Stone said no, he is just asking a question as a citizen.....

Councilor Lewis said well okay she is just going to say that um, she is not going to answer him right now and she believed that um, their Honorable Judge Sherigan has the final say in this. Lewis thanked them.

Israel Stone said it is funny how some can consider her honorable and others talk trash about her. Stone said that is an interesting thing to him. Stone said ah, MissCouncilor Champagne as a citizen asking for accountability purposes is she willfully violating the trus.....the laws of the Tribe.

Councilor Champagne said no, Israel she is not going to answer him either. Champagne said they are not in court. Champagne said he is asking questions that he is trying to make himself look good in front of the membership.

Israel Stone interrupted. Stone said no.....

Councilor Champagne said they should move on with the agenda. Champagne said no, she is not answering him either.

Israel Stone thanked her for her non-answer. Stone said so his point to that is if they know what the law says and they are not following the law regardless of the answer they just gave that is a willful violation of the law. Stone said he is not trying to make himself look good or them look bad. Stone said he is stating the fact, right. Stone said so at the end of the day people are upset because he is asking a question for accountability purposes. Stone said the law says what the law says and they don't have the ability to rewrite that through opinion. Stone said this Council swore when they took their Oath of Office.....

There was the sound of a small dog barking in the background on the ZOOM recording and disrupting the comments made by Israel Stone.

Israel Stone continued.....the Constitution and the laws of the Tribe.....excuse him he has the floor. Stone said to uphold the Constitution and the laws of the Tribe he firmly believes that those of them sitting here want to carry out that responsibility but it simple to do so all they have to do is follow the laws of the Tribe. Stone said he doesn't think they are up here being neglectful. Stone said he thinks that somebody has been giving them bad guidance or leading the discussion in a bad way and not saying, "*hey guys wait a minute here our hands are tied because the law says this,*" but now that they know the law says that they have an obligation to act in accordance with that law. Stone thanked them for their honesty. Stone said he appreciates them guys. Stone said he is done, thanks.

Acting Speaker Johnson thanked him. Johnson said next up is um, Al Metzger.

Al Metzger said Boozhoo. Metzger said he just has one question. Metzger asked is that 1st Budget ah, currently in the court system because if it is then they have to

abide by court rulings. Metzger said so that is his question. Metzger said Miigwech.

There was a very loud disruption in the background on the ZOOM recording coming from Al Metzger's connection.

Acting Speaker Johnson said that would be a yes. Johnson said Susan Thull she is up next.

Al Metzger said so well.....excuse him.....so if it is in the court system why are they discussing this matter right now.

Councilor Wever said right.

Acting Recorder Di Piazza said the agenda. Di Piazza said it's on the agenda....

Acting Speaker Johnson said because it is still on the agenda and verses skipping it.....skipping over it because like um, she figured she would give the opportunity for because there has been times where their members have not been able to speak on it and figured it's been a few weeks they have the right to give their opinion at this point. Johnson asked anything else, Al.

Al Metzger asked what is the court opinion been so far. Metzger asked are they still on a stay.

Acting Speaker Johnson asked is that it.

Al Metzger said yes. Metzger thanked them.

Acting Speaker Johnson said Susan she is up.

Susan Thull thanked her. Thull said she was actually going to ask the same thing as um, Al Metzger did about whether the stay was still in force. Thull said um, so she doesn't know if they are coming to the point where the courts will decide their Budget and she is not saying against Judge Sherigan and her abilities. Thull said she is saying she thinks she ah, issued that stay um, prematurely um, incorrectly and they all are entitled to an opinion of a ruling. Thull said um, she does not feel that she should have ah, out.....put the court there um, and she should have let....allowed that process to go through. Thull said so ah, that is her opinion and she is not a lawyer but neither are the others that have spoken on this. Thull said um, and she thinks that this is something that actually should be reviewed maybe by the court Justices. Thull said so um, yeah, she just don't know how they could possibly go back to that 1st Budget and think that would be an approved Budget since there was a stay on it and Council didn't have a chance to veto it. Thull thanked them. Thull said that's all.....oh, excuse her also um, she does feel that this could be if anyone has an opinion on any of these items that have been

postponed they do.....they are postponed to a certain date. Thull said um, Israel said that ah, there was no date but it's....it's a date is when the Budget passes. Thull said so ah, she can see that, they know, they would just postpone those until a Budget passes but also if someone has something to say they could always say it in um, ah, public opinions so....or public comment. Thull thanked them. Thull said she is done.

Acting Speaker Johnson thanked her. Johnson said ah.....

Acting Recorder Di Piazza said here is something to ponder upon, okay. Di Piazza said if there is a stay on the Budget then okay, they rescinded that resolution for that 1st Budget and passed another Budget. Di Piazza said soooowas everybody contempt of court. Di Piazza said he has his 200 bucks in his pocket just in case but he doesn't believe so. Di Piazza said so now.....and that one was vetoed and the veto stands.....and.... Di Piazza said now they just did another one whaa.....last week and that was vetoed and the veto stands. Di Piazza said there is a Budget in place. Di Piazza said he doesn't know how people are not understanding the ordinance, the five.....they know.....it's laid out quite clear. Di Piazza said so with that being said he will make a motion.

Acting Speaker Johnson said comments....um, okay.

**MOTION TO APPROVE RESOLUTION #22-0309-034;
AUTHORIZATION OF EXPENDITURE TO PAY 2022 DUES FOR
MEMBERSHIP IN THE NATIONAL INDIAN GAMING
ASSOCIATION; by Di Piazza; supported by Guenthardt.**

Councilor Lewis said wait....so....excuse her.....she is very sorry.....so how does abstentions play into this because that wasn't asked in the beginning and then there was already discussion.

Acting Recorder Di Piazza said she can abstain if she wants it doesn't matter. Di Piazza said he doesn't know.

Acting Speaker Johnson asked is she asking to abstain Sandy.

Councilor Lewis said yes.

Acting Speaker Johnson said okay. Johnson asked any abstentions....any more.

Someone from the audience was talking in the background but they didn't step up to the podium and their comments were lost on the ZOOM recording.

Councilor Wever asked why, since when.

Acting Speaker Johnson asked Sandy if she would like to give a reason why.

Councilor Lewis said that is exactly what she was saying. Lewis asked why didn't she call for abstentions then there wouldn't be discussion.

Acting Recorder Di Piazza said well she did but.....

Acting Speaker Johnson said she thought she did too.

Councilor Lewis said okay, she didn't hear that.

Acting Speaker Johnson said her apologies.

Councilor Champagne said neither did she. Champagne said she doesn't think it was called for.

Acting Speaker Johnson asked what was that.

Councilor Lewis said there's.....

Councilor Champagne said she didn't hear it either and she doesn't think anyone called for it.

Councilor Lewis said therefore she just abstain and not state the reason why.

Acting Speaker Johnson said her apologies is that a little better.

Grace Hendler, Legislative Assistant, entered the Lodge Room at 11:22 to confer with the Acting Speaker and Acting Recorder.

Acting Recorder Di Piazza asked what did he say. Di Piazza said he didn't.....he did. Di Piazza said really....wow.

Acting Speaker Johnsons said shame on him.

Acting Recorder Di Piazza repeated wow. Di Piazza said okay, sorry.

Acting Speaker Johnson said it's his fault.

Acting Recorder Di Piazza said he needs to reiterate that.

Acting Speaker Johnson said okay. Johnson thanked Grace.

Acting Recorder Di Piazza said whoops. Di Piazza said anyways, and Grace is back. *Di Piazza started clapping in the background on the ZOOM recording.*

Acting Speaker Johnson said yes, she is and it is wonderful.

Acting Recorder Di Piazza said anyways um, evidentially he may recorrect that. Di Piazza said he thought he did but oh, well. Di Piazza said the Resolution #22-0309-033.

**MOTION TO APPROVE RESOLUTION #22-0309-033;
AUTHORIZATION OF EXPENDITURE TO PAY 2022 DUES FOR
MEMBERSHIP IN THE NATIONAL INDIAN GAMING
ASSOCIATION; by Di Piazza; supported by Guenthardt.**

Acting Speaker Johnson asked Tom if he still supports.

Councilor Guenthardt said yes.

Acting Recorder Di Piazza asked how did he do that.

Acting Speaker Johnson asked does she do another discussion.

Acting Recorder Di Piazza said well, that is up to her.

Acting Speaker Johnson said um, call.....roll call.

Roll Call #8

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

Motion carried (4-3-0-1)

Acting Recorder Di Piazza said four in favor, three against and one absent Resolution #22-0309-033 is passed.

**B. Approve ARPA fund use toward the completion of the Food
Distribution Center Construction Project**

Previously approved CARES funds cannot be used because the project will not be completed until later in 2022. ARPA funds are also eligible to be used on the project and can be used through 2024. Postponed until budget is approved.

Acting Speaker Johnson said Ogema Romanelli none of his gentlemen are here. Johnson asked would he like to say anything on this. Johnson said sorry. *Johnson was laughing in the background on the ZOOM recording.*

Ogema Romanelli said no problem. Romanelli said actually it was listed on the agenda as ah, being postponed so he doesn't think anybody was ready. Romanelli said it has been on the agenda for quite a while. Romanelli said as they know, the

Distribution Center has been delayed a little bit and they really need to get the building built. Romanelli said um, he thinks that this is something that they necessarily have to do obviously they have other funds are just Tribal Funds involved so. Romanelli said it would be in their best interests to get it moving.

Acting Speaker Johnson asked is that it.

Ogema Romanelli said that's it.

Acting Speaker Johnson said she just figured eh, as she mentioned in the last one to just give a little bit of reprieve on these just to hear ah, either their voice and her apologies for not letting them know because it is kind of last minute ah, decision. Johnson said it has been a while and it probably should be....just be relooked at um.....

Ogema Romanelli said sure.

Acting Speaker Johnson said she will leave it at that. Johnson said um, Tribal Council any comments. Johnson said she forgot. Johnson asked any abstentions in case she.....

Ogema Romanelli thanked them.

Acting Speaker Johnson continued....not necessarily going for a vote just conversation. Johnson said okay, any comments from.....Gary.

Acting Recorder Di Piazza said well he is going to say these....this is another crucial thing that needs to be done. Di Piazza said as anybody can see the building is not done.

Someone was making comments in the background on the ZOOM recording and they didn't speak loud enough for them to be made out clearly or who was talking.

Acting Recorder Di Piazza said yes, weather is causing this but also it needs to be completed um, something else happens then they are going to have an empty shell or half a shell sitting there. Di Piazza said again, and he will state it again. Di Piazza said he believes there is a Budget in place because they know, three times.....usually they strike out on the third time but as far as he is concerned if he reads the Budget & Appropriations ah, that act, Constitution. Di Piazza repeated there is a Budget in play and its there. Di Piazza said he doesn't know how.....he doesn't know if some wants to pull the trigger again and run for at fourth one. Di Piazza said he doesn't know but that is where he is at with it. Di Piazza said to keep postponing these things when there is a Budget in place is going to be detrimental to them or is that what some actually want.

Acting Speaker Johnson asked any other.....oops.

Acting Recorder Di Piazza continued.....he is sorry he is done.

Acting Speaker Johnson asked any other Council to make ah, comment. Johnson said Tom.

Councilor Guenthardt said he would like to make a motion.

**MOTION TO APPROVE RESOLUTION #22-0309-034; APPROVE
ARPA FUND USE FOR LAST MILE FUNDING OF THE FOOD
DISTRIBUTION CENTER CONSTRUCTION PROJECT BUDGET;**
by Guenthardt; supported by Di Piazza.

Acting Speaker Johnson asked any comments from Council before she moves to.....no. Johnson asked okay.

Acting Recorder Di Piazza said no, he is good he had his hand up but no.

Acting Speaker Johnson said no comments from Council. Johnson said she does have four people in the queue she will let them have their say. Johnson said first up is Susan, Israel, Ron Pete and then Al.

Susan Thull thank.....thanked them. Thull said when they were introducing um, this ah, Councilor Johnson she said that.....she read it as um, postponed until the Budget was approved and then she said um, the Budget has been approved so which and....and ah, Councilor Di Piazza was also saying that he thought that there was a Budget in place. Thull said so could they tell them which Budget they are referring to as being passed.

Acting Speaker Johnson said by their paperwork what is listed on the agenda. Johnson said she was reading off of what is on the agenda and she just wants to... because its been so long since its been um.....

Susan Thull said excuse her she understands that but she said the Budget has been approved.

Acting Recorder Di Piazza said he said that.

Susan Thull said no, no, no, um, when she read that so maybe she was just reiterating it she doesn't know. Thull said has.....are they looking at it as if the Budget has been approved now.

Acting Speaker Johnson said she is not she is actually looking.....

Susan Thull said oh, okay.

Acting Speaker Johnson continued.....at opening it up for conversation. Johnson said if she said that apparently it was misspoke. Johnson said she didn't actually mean to put it out there she was just reading off what it was um, it.....

Susan Thull said okay.

Acting Speaker Johnson continued.....just to have the conversation on it is her intent.

Susan Thull said okay so she does not believe the Budget has been approved.

Acting Speaker Johnson said personal opinion.....

Susan Thull said yes.

Acting Speaker Johnson continued.....um, she does but as a overall um, Council that is a complete Council decision. Johnson said she is just opening it up at this point for conversation.

Susan Thull asked which Budget does she think was approved then. Thull asked one, two or three.

Acting Recorder Di Piazza was talking in the background on the ZOOM recording but his comments were not picked up clearly. Tribal Council also were laughing in the background.

Susan Thull said maybe Councilor Di Piazza could.....because he said he thinks it has been approved. Thull asked which Budget is he saying has been approved one, two or three.

Acting Speaker Johnson said she is going to um.....*Johnson sighed at this point on the ZOOM recording.*

Acting Recorder Di Piazza said he can.....she doesn't need to.....

Acting Speaker Johnson said no, it, it, it.....

Acting Recorder Di Piazza continued.....because its....it's to put her on the spot.

Susan Thull raised her voice. Thull said no, no, no, she would really like to know which Budget they think has been approved.

Acting Speaker Johnson said honestly the one that she believed has taken over is Budget two.

Susan Thull repeated Budget two.

Acting Speaker Johnson said the one that was done on January 7th.

Susan Thull said okay, is that the one that has the.....that has the casino and the government combined so if they ov.....if that one is approved then they are approving that.....they are thinking that.....that casino and government one but yet in the third ah, approval they overrode the veto so she really does feel like this is a mess.....

Acting Speaker Johnson said it is a huge.....

Susan Thull continued.....and that they are going to need some um, ah, legal guidance on this because how can they go back....she means, they know, how can they go back and say this Budget is the one that is going to govern for this year when there has been a problem with every single one. Thull said they got two combined and then two combined and then they separated them.

Acting Speaker Johnson said yup.

Susan Thull said and they got that casino one from the 3rd that they overrode the veto that is passed now. Thull said so how can they go back to a Budget that was combined. Thull said she just.....she is not really trying to be argumentative she just don't understand how this is really working, what the thought process is she really thinks they need some legal guidance on this.

Acting Recorder Di Piazza said they...what.....does she want him to opine....

Acting Speaker Johnson said eh, ah, have at it.

Acting Recorder Di Piazza said the way the ordinance reads after them 14 days even though that one was never vote.....the vote was never taken on the veto. Di Piazza said the way the ordinance reads within 14 days if that doesn't transpire it falls back on the original Budget submitted with no su.....alterations.

Susan Thull interrupted. Thull said but they have got a judge.....

Acting Recorder Di Piazza said technically.....

Susan Thull continued.....that has imposed a stay so now they are telling them that the judge.....

Acting Recorder Di Piazza said hold on....

Susan Thull continued.....is the one that can make up these Budgets.

Acting Speaker Johnson said Susan stop.

Susan Thull said excuse her.

Acting Speaker Johnson asked will she stop please because she keeps interrupting let him finish then she can have....have her say when....

Susan Thull said she is sorry she thought they were having a discussion on that.

Acting Speaker Johnson said they are but she doesn't want anybody overriding because she has everybody and nobody can understand who is saying what and it gets.....even more of a bigger mess so please.

Councilor Champagne interrupted. Champagne said excuse her Pam.....

Acting Speaker Johnson continued.....*most of her comment was not heard clearly when someone else was speaking.....her thoughts.....*

Councilor Champagne continued.....but Sue was in the queue. Champagne repeated Susan was in the queue.

Susan Thull thanked Cindy.

Councilor Wittenberg left the Lodge Room at 11:34 a.m.

Acting Recorder Di Piazza said he didn't hear what she said. Di Piazza said what did she say Cindy. Di Piazza said louder so they can all hear please.

Councilor Champagne said oh, she was sure she was loud enough. Champagne said she said Susan was in queue and Pam told her to stop.

Acting Speaker Johnson sighed. Johnson said Councilor Di Piazza was also.....

Acting Recorder Di Piazza said he was talking....he is sorry he didn't mean to interrupt. Di Piazza said he was talking when she jumped in still so. Di Piazza said that's okay, they know what, he reads the ordinance quite well. Di Piazza said people need to read that ordinance, understand it, they don't need a Legal Review on this, it's in the Constitution, it's in the ordinance, they missed the window on the first one because they had 14 days. Di Piazza said it states they go back and, and the original one that was submitted is implemented then if they go to the 7th and that veto stands, guess what, they go back to the original Budget that was submitted. Di Piazza said so how many times are they going to.....are they going to pull the trigger on a Budget until next year. Di Piazza said these things can't just keep being postponed and going on because it is being detrimental. Di Piazza said they can't even hire anybody.

Councilor Guenthardt got up to speak with the Acting Speaker and Acting Recorder.

Acting Speaker Johnson whispered something in the background on the ZOOM recording but it could not be made out clearly.

Acting Recorder Di Piazza said he is going to have to wait. Di Piazza said he doesn't know.

Acting Speaker Johnson asked is he done.

Acting Recorder Di Piazza said all he knows is there is a Budget in place and it falls back on the February or the December 3rd that was submitted. Di Piazza said he doesn't know how people are not understanding that he doesn't know. Di Piazza said if they want to burn the place to the ground he guess it's okay too. Di Piazza he doesn't know that is all he can think.

Councilor Wittenberg re-entered the Lodge Room at 11:35 a.m.

Acting Speaker Johnson said Susan she can respond.

Councilor Guenthardt left the Lodge Room at 11:36 a.m.

Acting Recorder Di Piazza said he is done, he'll.....

Susan Thull said she doesn't believe ah, burning the place to the ground is an appropriate comment but um.....

Acting Recorder Di Piazza said oops.

Susan Thull continued....she still feels that this should ah, get a Legal Review and she doesn't think just by Mr. Di Piazza reading the Constitution and the ordinance that he can give a legal opinion just like any of them they don't have that logic and they do need to have a legal opinion on this. Thull thanked them. Thull said she is done.

Acting Speaker Johnson thanked her. Johnson said Israel then Ron Pete, Al, Lee and Staci just to give a quick update.

Israel Stone, Tribal #1735. Stone said he would like to say welcome back to the Lodge they shouldn't have stayed away so long because they have a lot of stuff to say now. Stone said um, humor. Stone said the thing he will say about this is that building's been a lot open....exposed to the elements all winter. Stone said Ron he worked in construction. Stone said ah, they all know the reason why they get a home weather tight before winter if it's stick built is for mold. Stone said they know if it is steel structure the reason they get it weather tight is because they have oxidation and rust and everything else that occurs. Stone said his question is how much more are they going to have to invest into that building now. Stone

asked does it need to be repainted, resealed, what needs to be happen..... happening there, what damage has been done by the elements over the course of the time that it has been sitting there including the steel siding and everything else. Stone said at some point the fight just doesn't make sense. Stone said they have a half finished building over there that serves ah, their citizens. Stone repeated that is there solely to serve their citizens. Stone said that is the sole purpose of that building is to serve the citizens of this Tribe. Stone said it's has been ___ exposed to the elements all winter long and now they have the question what other damage ah, has been done by doing that and is that really what they want to do is spend more money. Stone said the other thing is he doesn't know if anybody has paid attention to ah, gas prices or anything that is going on right now but the cost of ah, building materials and all that he guarantee the longer that building sits the more the cost to complete it is going to climb. Stone said they are not doing themselves any favors here. Stone said ah, Council he knows ah, this has been a back and forth day and he apologizes for causing some of that ah, not all of it but some of it. Stone said um, but Ron he knows as well as he does that building is being damaged by sitting there empty. Stone said ah, he knows and he understands that stuff is sealed now but it's been sitting all winter exposed to the elements and it's time to just wrap that thing up before it cost them more money in the long run. Stone said so that's all he will say on that one. Stone thanked them.

Acting Speaker Johnson thanked him. Johnson said ah, Ron.....Councilor Wittenberg has a response.

Councilor Wittenberg started speaking but no one could hear what he was saying in the background on the ZOOM recording because he didn't turn his microphone on.

Acting Speaker Johnson said Ron, microphone please.

Acting Recorder Di Piazza said he has got to turn it on.

Acting Speaker Johnson said turn it.....

Councilor Wittenberg said they got a building that's in Walkerville that started after this one and is completed. Wittenberg said are they investing in this wrong construction company because they can go down there in Walkerville and it's completed. Wittenberg said theirs is half finished and the construction company nothing to do with Council or anybody else wanted this not completed and they heard Steve Parsons when he came up here that's exactly what he said too, extended.

Councilor Wittenberg said something about extended but it wasn't picked up clearly on the ZOOM recording.

Councilor Guenthardt re-entered the Lodge Room at 11:39 a.m.

Someone was coughing loudly in the background on the ZOOM recording

Councilor Wittenberg said Council didn't extend it. Wittenberg said it was the construction company because of weather but in Walkerville they completed theirs and that building down there is a steel building with girders and everything. Wittenberg said it's the same as....they get down there and take a look at it. Wittenberg said it's completed. Wittenberg said he has been down there.....through there two different times and they were all good and weather working so that part he is in question about.

Israel Stone asked if he could respond.

Acting Speaker Johnson said sure.

Israel Stone started talking before he stepped up to the microphone and those comments were not heard clearly. Stone thanked Ron for saying that. Stone said it was his understanding that it wasn't necessarily a weather issue. Stone said his understanding was that because of the increased cost in building materials they had to come back and submit a Change Order to cover that increased cost because of the price spike. Stone said that's why he was told that that building is sitting there. Stone said if anybody knows something different and that is the case Ron and the construction company said, *"hey, because of weather we can't get it done."* Stone said he will.....this he never seen a steel structured building that can be sealed up weather tight and worked on the inside throughout the winter. Stone said he never seen a house that's weather tight and sealed up and not being able to work on the inside throughout the winter. Stone said so if it is that reason and the construction company said, *"hey, because of weather we can't finish it,"* but he can tell the building that sits there right now ah, and September.....August, September when the weather was still nice was to that point so he doesn't know how ah, weather would have played an impact. Stone asked so it.....because of weather or is it because there were Change Orders and the increased costs of materials. Stone said if that.....if they're....if what he is saying is true it's not in their control. Stone said but if the issue here is they have to approve the Change Order because of the price of materials going up which is typically negotiated into these Construction Contracts ah, and, and, and their ability to do so if that's the case and they held the money up then it falls on them. Stone said and so he just needs to clarify with Council to understand why is the building sitting like it is and it may be Lyle, correct. Stone said maybe Lyle can explain that to him because this is one of his projects or maybe Council can explain it. Stone said but he guessed as a citizen he needs to understand why is it sitting like that now because that building deteriorating before it's.....*the rest of his comment faded off because he hit the microphone at the podium.*

Acting Speaker Johnson said okay, Gary has a response. Johnson asked does he want.....okay he can go after.....Gary is first then him.

Acting Recorder Di Piazza said the cost of materials did go up tremendously and then to the contractor.....*there was microphone disturbance in the background on the ZOOM recording then a clear sound*....he said the cost of materials went up horrendously. Di Piazza said the cost of steel, it was postponed because they couldn't get steel so everything's been escalating and the price keeps going up. Di Piazza said and the more it goes the more it is going to cost them in the long run and like he said the cost did go up. Di Piazza said there was an added ____ and he doesn't even remember what but he knows the contractor knows that.....that their not getting paid because it's here and it been here for two months.

Israel Stone was talking from the audience and his comments were not picked up on the ZOOM recording clearly.

Acting Recorder Di Piazza said he believed it was both mostly the cost of materials so some of it was materials and the increase of the cost because they couldn't get materials so the prices went up like everything else.

Israel Stone was talking from the audience and his comments were not picked up on the ZOOM recording clearly.

Acting Recorder Di Piazza said twooooo.....two months.

Ron Pete said he is out of here.

Acting Recorder Di Piazza said okay.

Councilor Wever asked, "Who said that," in the background on the ZOOM recording.

Acting Recorder Di Piazza asked who is out of here.

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

Ron Pete said he is.

Acting Recorder Di Piazza asked who.

Acting Speaker Johnson said Sandy.

Ron Pete said no, he is sorry, this is Ron Pete. Pete said he has got to go so have a good day everybody.

Acting Recorder Di Piazza said okay.

Councilor Wever continued laughing in the background on the ZOOM recording. Wever said Ron Pete.

Acting Recorder Di Piazza said then go.

Ron Pete said he gets to leave now. Pete said he will just walk out.

Acting Speaker Johnson said have a good day, Ron.

Acting Recorder Di Piazza said too late he is gone. *Di Piazza started laughing at this point on the ZOOM recording.* Di Piazza said oh, yeah, he.....

Acting Speaker Johnson said she is sorry, Ron.

Councilor Wittenberg started making comments in the background on the ZOOM recording but he didn't turn on his microphone and they couldn't be made out clearly. Wittenberg said his question is still there that this building.....*there was a disturbance on his microphone that can be heard loudly.* Wittenberg continued.....until this one is completed.... Wittenberg said so this building afterwards is completed how come theirs ain't but they turnaround and come back because of the cost of materials and this and that then it is postponed to turnaround and because of weather also. Wittenberg said they just heard ah....Steve Parsons ah, share that with them. Wittenberg said ____ view the contract but the question and they can put it in their mind and in his mind that this building in Walkerville went up after theirs and it's completed. Wittenberg asked what happened to theirs and they worked through the winter because he seen them out there in the snow with the forklifts and everything else. Wittenberg said so.....*the rest of his comment could not be made out clearly on the ZOOM recording.*

Israel Stone continued talking from the audience and his comments were not picked up on the ZOOM recording clearly. Stone said but the question he had here.....his original question was how do they finish this project and he will just stop there. *Stone made another comment but it wasn't understood on the ZOOM recording.*

Acting Speaker Johnson thanked Israel Stone. Johnson said they are going to move onto Al Metzger.

Al Metzger said yeah, Boozhool Aanii. Metzger said ah, first question this was approved fully back in 2021. Metzger asked is he correct.

Acting Speaker Johnson said correct.

Al Metzger said all right. Metzger said he has seen that project.....well when was this approved.

Acting Recorder Di Piazza asked hum.

Al Metzger asked when was this originally approved.

Acting Speaker Johnson said she is not sure. Johnson said hold on, Lyle is going to answer him real quick. Johnson said roughly.

Lyle Dorr, Grants Department, said yeah, this is going to be roughly because they were not aware that this was going to be on for today but ah, yeah, the original.....

Acting Speaker Johnson said apologies.

Lyle Dorr continued.....project started in 2018 so they are now in 2022 but in relationship to some of the approvals was um, the ARPA Funding was approved in January 2021.....no, the CARES Funding for the project they know what happened to that at the end of this year. Dorr said most of them do so that was removed from it but um, that was for the completion of it. Dorr said in relationship to the questions of the um, what stalled it materials had a big piece to do with it because they didn't arrive until November then the cost of materials was increased and that was the initial \$30,000 Change Order.....

Acting Speaker Johnson left her seat at 11:46 a.m. in the Lodge Room.

Lyle Dorr continued.....and then there was an Electrical Change Order. Dorr said um, he just wanted....just to let people know they have an application which Council approved to go to USDA for the additional funding on the Change Orders. Dorr said they should hear back on that pretty soon they have been in discussions with them back and forth on....on what was described....they should actually know on that one pretty shortly. Dorr said but that still remains the 200.....actually.....*there was musical disturbance in the middle of his comments here and deleted part of his conversation....not accounted for yet.*

Acting Speaker Johnson returned to her seat at 11:47 a.m. It also sounded like someone was burping in the background on the ZOOM recording.

Acting Recorder Di Piazza asked who was that.

Al Metzger asked if he was still in the queue.

Acting Speaker Johnson said yeah, he still has it.

Al Metzger said all right and his other concern is that building sat idle ah, quite a few weeks at a time and he noticed that the material has been delivered so why hasn't it been installed. Metzger said the material is sitting there and it has been sitting there. Metzger asked so is this a contractor issue or is this a Budget issue because he believed this was approved and that building should have been completed last year.

Lyle Dorr said currently the reason it is sitting still is because they have winter charges to have them working on it and their Budget isn't going to allow for....

Al Metzger interrupted. Metzger said yeah, but there were beautiful days last fall where they could have completed that.

There was a person speaking in the background on the ZOOM recording but didn't identify themselves and it couldn't be determined who it was or what they said.

Al Metzger said that, that, that roof is 2/3's done.

Lyle Dorr said he needs to understand the materials did not arrive until November every....

Al Metzger said excuse him sir, ah, he is a proud member of 1510 Union Carpenter, he worked on many construction sites. Metzger said he worked in ah, very extreme cold weather constructing buildings of.....that is a small-scale building. Metzger said he worked 11 story buildings, sir, so he knows what he is talking about right now. Metzger said that building should have been completed last year. Metzger thanked them.

Acting Recorder Di Piazza said what.

Acting Speaker Johnson said ah.....

Lyle Dorr said he was just saying materials.....if the materials don't arrive until November then they are not working on anything in the fall. Dorr said he is just letting people know that. Dorr said he is just trying to answer some timelines here guys. Dorr said the reason it is currently not worked on is because of winter rates there is a premium for having them work on that. Dorr said he doesn't know about the other pieces of construction. Dorr said the only reason he knows is because he is on the funding side of it so he is just filling in some gaps there. Dorr said he is not in charge of the project he is just trying to answer some questions for people but anyway he appreciates their time. Dorr said if they have any more questions let him know.

Al Metzger thanked him.

Acting Speaker Johnson said Lee she is next.

Lee Iverson thanked her. Iverson said so looking at the item on the agenda it appears that CARES Funds cannot be used um, because the project isn't going to be completed later 2022. Iverson said ARPA Funds are available under their approved extension of the 2021 Budget are these ARPA Funds included in that. Iverson asked were these ARPA Funds approved in the 2021 Budget.....

Acting Recorder Di Piazza said where.

Lee Ivinson continued.....to utilize. Ivinson said it says they can utilize them up through 2024.

Acting Recorder Di Piazza said no, that is why it is on the agenda.

Lee Ivinson said um-hum.

Acting Recorder Di Piazza said they need to access the ARP Funding.

Lee Ivinson said but it talks about postponed until Budget is approved that's off the table right now they are going to be making a motion on.....

Acting Recorder Di Piazza said he already.....

Acting Speaker Johnson said the motion has already been made.

Lee Ivinson said okay.....okay, so the discussion again, have really unveiled a lot of timing issues um, a lot of experience working in the construction field ah, from Al, Ron and Israel um, she doesn't know this gentlemen's name.....

Acting Speaker Johnson said Lyle.

Lee Ivinson continued.....on the project management side ah, obviously there was probably discussions about those timelines ah, the membership truly do need to be informed because it's not just the few of them that drive by that building wondering why um, so they know communication to the membership on why it's not completed is very, very beneficial. Ivinson said again, being back in the Lodge they have unveiled a lot of unknowns to the members. Ivinson thanked them for that. Ivinson said she appreciates that um, and as for continuing this project.....the sun is shining hopefully they will have a good thaw, the contractors will be able to come together and get this project done um, before.....
At this point Lee Ivinson started laughing.....yes, before the end of summer so.
Ivinson thanked them.

Acting Speaker Johnson said Staci.....did she still want to ah, make a comment.

Staci Cheney said she does but she will wait until um, Public Comment.

Acting Speaker Johnson said okay.

Staci Cheney thanked them.

Acting Speaker Johnson said yup. Johnson said Councilor Cindy did she want to make a comment.

Councilor Champagne said she declines.

Acting Speaker Johnson said okay. Johnson said Al he is up.

Al Metzger said thanks again. Metzger said they know he ah, he just believes that this was fully approved under the CARE Acts and that this project should have been completed by the end of the year at least the outside. Metzger thanked them.

Acting Speaker Johnson thanked him. Johnson said ah....

Acting Recorder Di Piazza said with that.....

Acting Speaker Johnson asked does he have a comment.

Acting Recorder Di Piazza said nah, he will call the question. Di Piazza said take a vote.

Acting Speaker Johnson said take a vote, okay. Johnson said ah, roll call.

Roll Call #9

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

Motion carried (4-3-0-1)

Acting Recorder Di Piazza said four in favor, three against and one is absent
Resolution #22-0309-034 is passed.

Acting Recorder Di Piazza left the Lodge Room at 11:54 a.m.

- C. Authorizing the Ogema's Execution of the Tribe's Master Service Agreement with the Conservation Resource Alliance for Pere Marquette River Habitat Restoration and Protection**
Collaborative project between LRBOI Natural Resources and Conservation Resource Alliance to restore and protect Pere Marquette River habitat. Postponed until budget is approved.

Acting Speaker Johnson said um, like the other two she is going to, they know, let a conversation happen apparently some things that were not known before have, they know, from the last conversation has been um, open and some members now have some answers so they will continue with.....*sighed heavily at this point..... a*

very enlightening conversation she is sure. Johnson asked any abstentions just before they continue.

Acting Recorder Di Piazza re-entered the Lodge Room at 11:54 a.m.

Acting Speaker Johnson said okay, Ogema um, if he would like to give a....

Ogema Romanelli said here they go. Romanelli thanked them. Romanelli said again, his apologies, limited discussion here. Romanelli said but again for the same reason that they voted on the other two, other prior ones, just before this he would think that they would vote on this as well. Romanelli said again, timing is very critical in this situation they are talking about the habitat and anybody that knows this.....

Acting Recorder Di Piazza said hold it.

Ogema Romanelli said yeeesssss.

Acting Speaker Johnson said Archie is just getting on does he want him to take over.

Ogema Romanelli said yeah, he could, yes. Romanelli said he thinks that is what she said. Romanelli said he just wanted to say that timing on these are critical. Romanelli said he has been in the construction business for 50 years, 35 years or 35 approximate years as a Licensed Builder on construction and residential. Romanelli said timing plays a part, time of year plays a part, scheduling between the contractors and budgeting all play a part so the last one wasn't just one item it was multiple items. Romanelli said again, it was on the agenda for a couple of months on top of it. Romanelli said so he will leave it and let somebody else turn it over on this one.

Acting Speaker Johnson said all right. Johnson thanked him. Johnson said um, Archie she sees that he is on come join the conversation. Johnson said give them the ah, his ah, insight or anything he would like to say in regards to the Pere Marquette.

Archie Martell, Fisheries Division Manager, represented this agenda item. Martell said yeah, um, as they previously discussed this is a um, collaborative project with the Preservation Resource Alliance to implement some Habitat Improvement Projects on the Pere Marquette River. Martell said um, it is right next to a railroad grade that um, estimations that they make it um, fall in or derailment or something into the river. Martell said so they are trying to be proactive and try to address these issues so those things don't happen. Martell said also this is directly upstream from the um, Custer Property, they know several miles but they know it is upstream so anything that would happen in that area upstream would then affect that Custer Property and um, potentially affect the ability of Tribal members to

hunt, fish and gather on that property depending upon what.....what could happen. Martell said so it's grant funding through um, Great Lakes Restoration Initiative um, that they are hoping to um, utilize CRA's Process of their contracting and that to get the um, construction people out there to actually get this implemented. Martell said they also raised a considerable amount of money on their end to um, design, and do the engineering and um, also through um, for some of the um, implementation and construction costs.

Acting Speaker Johnson thanked him. Johnson asked is that it.

Archie Martell answered yes.

Acting Speaker Johnson said okay, ah, open it up to discussion to Council. Johnson said open it up for discussion to Council and membership.

Councilor Guenthardt said he will make a motion.

Acting Speaker Johnson said okay.

**MOTION TO APPROVE RESOLUTION #22-0309-035;
AUTHORIZING THE OGEMA'S EXECUTION OF THE TRIBE'S
MASTER SERVICE AGREEMENT WITH THE CONSERVATION
RESOURCE ALLIANCE FOR PERE MARQUETTE HABITAT
RESTORATION AND PROTECTION;** by Guenthardt; supported by
Wever.

Acting Recorder Di Piazza said no.

Acting Speaker Johnson asked any discussion. Johnson asked roll call please.

Roll Call #10

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

Motion carried (4-3-0-1)

Acting Recorder Di Piazza said four in favor, three against and one is absent Resolution #22-0309-035 is passed. Di Piazza asked what happened.

Acting Speaker Johnson said nothing it was ____'s turn. Johnson said okay, ah, moving onto part V, New Business.

V. New Business

Acting Speaker Johnson said there is none.

IX. Concluding Business

A. Next Meeting Date(s) - Wednesday, March 16, 2022

B. Ogema Weekly Status and Business Update

Ogema Romanelli thanked them very much. Romanelli said ah, he just wanted to say it's nice to be back in the room again and it's really nice to see Tribal members out in the audience. Romanelli said he thinks its great and he is glad they are back here it makes more sense to be in this large room and he really appreciates the interaction face to face. Romanelli thanked them so much for bringing it back into....into this room. Romanelli said ah, he doesn't want to say much more he just wanted to say "thank you" for taking the time because again, ah, anybody that is on the calls and he appreciates the ones on the calls, anybody that participates by phone or in person is taking up a couple of hours of their time and everybody did so except for Ron Pete who left about ten minutes ago.

Romanelli was laughing during this part. Romanelli said ah, no, he just appreciates everybody because he knows what an effort it is to continue on. Romanelli said these are people that are interested in the Tribe. Romanelli said he wants to thank the Council for reconsidering some of the issues here today. Romanelli said he knows they were all exhausted from some of the bantering going back and forth ah, on some of these issues. Romanelli said so he just hopes they move forward and it is a beautiful day. Romanelli said enjoy the rest of their day. Romanelli thanked them very much.

Acting Speaker Johnson thanked him. Johnson said okay, moving onto Legislative Affairs Update.

C. Legislative Affairs Update

Acting Speaker Johnson asked does any Councilors have any. Johnson said Mr. Di Piazza.

Acting Recorder Di Piazza said um, just a reminder that keep an eye open for the Hunting and Fishing Regulations for 1836. Di Piazza said they will be out sometime for a 30-Day comment, please look them over. Di Piazza said if they have any exciting hunting or fishing escapades and pictures they could forward them to Council or to him so they can let the membership know how exciting it is to hunt and fish. Di Piazza said take advantage of them Treaty Rights and if they are not taking advantage....excuse him.....that is their right to exercise that so. Di Piazza said he is good.

Acting Speaker Johnson said okay she does have one um, that she would like to share with them guys. Johnson said um, yesterday their Gaming Commission had a meeting with NIGA and graciously they let her sit in and listen to the onsite visit um, that they had. Johnson said so she appreciates that and she just wanted to give them guys um, a quick report of how that went.

Acting Recorder Di Piazza left the Lodge Room at 12:02 p.m.

Acting Speaker Johnson continued.....with that there were no findings or exceptions for Little River during 2022 Compliance Report on Licensing in accordance with 25 CFR, Parts 5.56 and 5.58. Johnson said out of the 14 Tribes Little River is the only one with no findings and/or late two part licensing submissions over the past year. Johnson said their Tribe's Gaming Commission is at a 100% on that so that is awesome to hear they are doing a fabulous job over there. Johnson said that they are getting everything done um, and in as need to be. Johnson said NIGA is finalizing a review of contracts in accordance with Indian Gaming Regulatory Act for that portion of the audit.....

Andrew Jeurink, IT Staff, entered the Lodge Room at 12:02 p.m.

Acting Speaker Johnson continued.....and no findings on the last FBI's Criminal Justice Information Service.....Services Compliance Audit. Johnson said um, the FBI finds themselves will begin conducting CJIS which is that Criminal Justice Information Services Audit starting in August of this year. Johnson said um, and NIGA commended Little River Gaming Commission for their job that they do and thanked them for making their job easy. Johnson said NIGA also commended the Gaming Commission on a couple responses ah, to questions um, during the audit and suggested that they will use Little River Gaming Commission for other audits.

There was a sound like an alarm going off in the background on the ZOOM recording.

Acting Speaker Johnson continued.....so she just wanted to put that out there for their Gaming Commission on their 100%. Johnson said um, Lee she sees that she has a.....

In the background on the ZOOM recording it sounded like someone talking or a tv was playing loudly.

Acting Speaker Johnson continued.....yes.....what did she say, oh. *Johnson started laughing at this point.* Johnson thanked her for correcting her on that she is sorry. Johnson said apparently she is reading it and just yeah.....

Acting Recorder Di Piazza re-entered the Lodge Room at 12:03 p.m.

Acting Speaker Johnson continued.....so she just wanted to put that out there to everybody that their Gaming Commission doing an awesome job and um, and ah, some of the things they use will be used on other....some of the stuff.....forget it. *Johnson continued laughing at this point.* Johnson said anyway she just wanted to put it out there that they are doing an awesome job and she just wanted to share that with them um, that they just had their site visit and that they did extremely

well so. Johnson said that is it so. Johnson said she see Al does he have a question.

Al Metzger said yeah, good afternoon again. Metzger said ah, he really hates to do this but he is going to ask again and he would like some dates on this. Metzger asked when was the first Budget issued, when it was vetoed, and the date that Judge Sherigan put a Stay on the Budget because he can....they know....this does concern Legislative Updates. Metzger asked can he please be informed on those dates.

Acting Recorder Di Piazza can be heard in the background saying, "um, no," on the ZOOM recording.

Someone was speaking from the audience but they didn't identify themselves and it couldn't be determined who they were or what they were saying. There was also background noise coming from a Participant's television at the same time as the person speaking.

Acting Recorder Di Piazza said he means he has them.....he has all the dates in his office that he cannot pull up on this screen, his screen on his laptop. Di Piazza said yes.

Acting Speaker Johnson said they have a ball park idea but if they can get back to him on that Al that would be appreciated. Johnson said off the top of their heads ah, no one has that handy.

Al Metzger said because he thinks that would be important of an issue to have at hand right now. Metzger thanked them.

Acting Speaker Johnson repeated they will get back to him on that Al right off hand none of them, even their Comptroller they had asked him um, off hand they don't have an answer for him.

Acting Recorder Di Piazza in the background on the ZOOM recording said, "I can't read that."

Al Metzger said all right. Metzger thanked them. Metzger said Miigwech.

Acting Speaker Johnson said she would honestly give him the exact dates he is asking for verses giving him.....because she can give him a ball park idea but she really doesn't want.....

Al Metzger said he would prefer the exact dates and he appreciates that. Metzger said so all right. Metzger said Miigwech.

Acting Speaker Johnson said it looks like they have Staci next.

Staci Cheney asked are they in Open Comment now or Public Comment.

Acting Speaker Johnson said they are still in Legislative um, Update.

Staci Cheney said okay, she will keep waiting. *Cheney started laughing at this point.*

Acting Speaker Johnsons said they will be there next, Staci, if no one else has a comment and it doesn't look like it. Johnson said they will be going into Public Comment. Johnson asked is that what she was looking for.

Staci Cheney said well, she just wanted to make sure that she talks at the right time. Cheney said she doesn't want to jump ahead.

Acting Speaker Johnson said okay. Johnson asked does anybody else have anything for Legislative.

D. Public Comment Period

Acting Speaker Johnson said go ahead, Staci, they are in Public Comment.

Staci Cheney said okay. Cheney thanked her. Cheney said okay, so she wanted to make sure that she understand this clearly. Cheney said she just heard them tell Al Metzger that they have a.....maybe she should actually clarify this they have a Budget they just don't know the date....the exact date at this point. Cheney asked is that correct.

Acting Speaker Johnson said no.....not exactly, he was asking when the 1st Budget was done late December and verses giving him not the exact days he was asking for they are going to wait until they get the exact dates and then they can put those out there.

Staci Cheney said she guessed her question is do they have a Budget, yes like, do they have Budget at this point for both the um, the government and the casino that has passed.

Both Acting Recorder and Speaker were conversing in the background on the ZOOM recording but their comments could not be heard clearly.

Acting Speaker Johnson said no comment at this time.

Staci Cheney said so there is not an ans....*started giggling at this point.*

Acting Recorder Di Piazza said he could answer but nobody likes his answers.

Staci Cheney said well, besides Gary.....

Acting Speaker Johnson interrupted. Johnson said they all have a different opinion not one solidified by the Council let's put it that way.

Staci Cheney said she really.....she really appreciates that answer because it seems like Councilor Di Piazza has.....has his opinion and then it seems like they don't have um, a decisive answer from anybody else in which is causing the confusion. Cheney said so maybe they can have an answer um, moving on this week or for sure next week hopefully. Cheney said so her next question was going to be since they have the Budget um, are they going to be starting the Enrollment Audit but she guessed she will hold onto that question since they don't even know if the Budget has passed. Cheney said so um, okay, um have a great week because she will just hold onto her questions.

Acting Recorder Di Piazza said he, he, he will.....

Acting Speaker Johnson said Gary and then Israel. Johnson said go ahead.

Acting Recorder Di Piazza said he can respond. Di Piazza said his is not an opinion mine is right from the Constitution and right from the ordinance. Di Piazza said he doesn't understand if.....unless nobody is reading these things he don't....he is confused of why they don't read it and understand that it doesn't take a Legal Opinion.....it doesn't take anything. Di Piazza said it is quite laid out in the ordinance and the Constitution he don't.....he just.....it baffles his mind. Di Piazza said unless nobody is reading that stuff he.....he doesn't know he reads everything.

Staci Cheney asked Pam if she can still be in the queue.

Acting Recorder Di Piazza said his apologies he reads everything. Di Piazza said he doesn't know. Di Piazza said nah....

Staci Cheney asked if she can still be in the queue.

Acting Speaker Johnson said yeah, she can um.... Johnson asked Acting Recorder Di Piazza if he was responding to her.

Acting Recorder Di Piazza said he did. Di Piazza said he is done.

Acting Speaker Johnson said go ahead.

Staci Cheney said she heard him she can repeat him.....what he said um, and she understands what he is saying Councilor Di Piazza. Cheney said the confusion for her is that for all of January and three weeks in February in every one of the meetings they have been attending they were told they can't talk about the

Budget.....they can't talk about the Budget it's tied up in court so that is what they have been told as citizens. Cheney said now nothing has changed in the court there is still a Stay and what is confusing to them is that there's been um, Closed Sessions where she knows there has been um....where both sides have been trying to um, negotiate and try to compromise on Budgets but it's confusing because there is several different Budgets and Budgets have been vetoed and all of it is Closed. Cheney said so as citizens they have no idea what is going on and they're just trying to get the accurate information from their Council. Cheney said when all of the Council isn't speaking the same language it makes it extra confusing. Cheney said so that is where they are having um, a problem understanding and she appreciates Councilor Di Piazza that he reads his Constitution and his ordinances but she doesn't think that the other Councilors aren't reading it it's just that there is a lot of information out there and that there is also a lot of legal opinions out there from the different um....from the different lawyers that are also giving advice. Cheney said so its just taking in all that information and trying to make sense of it. Cheney said she is just confused why for two months nobody could do anything with the Budget because there was a Stay and then now its like the Stay doesn't matter and they are just going to move on with the Budget. Cheney said that is a good question that she would like answered.

Acting Recorder Di Piazza said the..... Di Piazza asked Acting Speaker Johnson does she would like him to respond.

Staci Cheney said if he won't yell, yes.

Acting Recorder Di Piazza said okay. Di Piazza said okay, well here is something to ponder upon when that.....

Staci Cheney said okay.

Acting Recorder Di Piazza continued.....was issued um, back.....what is it, January 7th another Budget was brought forward and rescinded that previous Budget which was 317 was the number of that resolution. Di Piazza saidhe can't remember the rest of the numbers. Di Piazza said that Budget was rescinded that had a Stay on it and then voted on another one. Di Piazza said so tell him is that okay.....

There was a sound in the background on the ZOOM recording but no way to tell where it came from or who made the sound.

Acting Recorder Di Piazza continued.....so tell him is that okay.

Staci Cheney said she doesn't even know what the word rescinded means so she has got to look that up.

Acting Recorder Di Piazza said she doesn't need to.....she knows.....

Staci Cheney said oh, they took it back.

Acting Speaker Johnson said um-hum.

Acting Recorder Di Piazza said yes.

Staci Cheney said okay.

Acting Recorder Di Piazza said the 1st Budget was rescinded that resolution was rescinded. Di Piazza said a new Budget was voted on. Di Piazza said that one was vetoed and the veto stands on that one that happened on 1/13.

Staci Cheney said oh, okay.

Acting Recorder Di Piazza said which one is such a delimmna because the ordinance says 5.13 E says if....if it is brought back forward and the vet.....and within 14 days, he can't remember exactly, verbatium but if the veto stands it goes back to the origingal Budget submitted with no alterations. Di Piazza said that would put it back on December 3rd. Di Piazza said so it.....that is right in the ordinance. Di Piazza said he don't.....he just.....he doesn't know what to say. Di Piazza said he reads it quite well he don't.....

Staci Cheney said well.....*started to say something but then stopped on the ZOOM recording.*

Acting Recorder Di Piazza continued.....and he doesn't need someone to interpret it, he doesn't because it is quite clear. Di Piazza said he doesn't know.

Acting Recorder Di Piazza threw up his hands in a he didn't know gesture.

Staci Cheney was laughing in the background on the ZOOM recording.

Staci Cheney said she actually.....that is how she reads it as well but then she got confused with the um, with all of the vetos and stuff but it is.....she means that is what she read too so. Cheney thanked him for his comment. Cheney said she is all set. Cheney thanked them.

Acting Recorder Di Piazza said they can't just keep pulling the trigger on the same item. Di Piazza said bringing it back forward, and forward, and forward until people think they are going to get what they want or not want or something. Di Piazza said he, he, he.....it is kind of confusing, his apologies but the ordinance lays it out quite well and if people don't read the ordinance.....

Staci Cheney thanked him.

Acting Recorder Di Piazza continued....and if people don't read the ordinance then fix it or remove it. Di Piazza said he doesn't.....he doesn't know.

Acting Speaker Johnson said she has up next Israel and then Al he is next.

Israel Stone said yeah, he didn't even want to talk about the Budget at this point. Stone said couple of things he does want to talk about. Stone said one is as a citizen coming here to be active in these meetings and stuff like that it is hard to stand here um, and then have a personal attack from a Council member because he has an opinion on something. Stone said that isn't right and that isn't fair, they know, he could go to Florida and phone in insults if he wanted to but he is not going to do that. Stone said he would expect that somebody doesn't do that from Wisconsin or wherever else they are at. Stone said ah, that said um, he wants to move away from that it just was not appreciated and he wasn't attacking somebody in his comments he was just asking questions. Stone said get back to why they are here originally or why he was here was the subject that they discussed earlier which is investing some dollars into the Ceremonial Lodge at the Gathering Grounds and so he would like Council to take it under consideration. Stone said when that Lodge was first built ah, at one time he believed there was wood chips on the ground then it went to straw now it is bear dirt um, so in addition to ah, the dirt and the smoke they have all that other stuff ah, going on. Stone said um, the ah, ground temperature runs right through their body because there is no treatment there and he thinks there's a design or a layout they can do to alleviate some of that. Stone said he thinks the shroud needs to be extended down a little bit from the roof ah, to catch more of that smoke and help ventilate that. Stone said he knows Gary is working on replacing fans over there. Stone said he agrees with Ron the tarps would be a nice addition with an actual door on the Lodge so they can seal that up. Stone said um, it would be nice also to do something to let natural light into that Lodge so during those daylight hours um, they receive that light while they are in there he thinks that would be helpful. Stone said and so, it's a beautiful Lodge he thinks its...its ah, it needs some help though. Stone said so he would ask Council to ah.....

Brad Pringle approached the Speaker and Recorder to give them some paperwork in the background on the ZOOM recording.

Israel Stone continued....just ah, take the matter under consideration maybe schedule a work session. Stone said um, let's get together and plan ah, some upgrades and things they might be able to do ah, to help that Lodge along. Stone said um, and maybe a bigger wood storage unit would be good too because that is a common issue that they run out of is.....an issue they run into is running out of wood. Stone said um, ah, so they are constantly putting calls out to get wood delivered which is hard on the people that are doing that so maybe an extension to the ah, ah, wood shed that is over there. Stone said and so um, the ah, seating he thinks was being brought up. Stone said there is just things they can do um, and he thinks they have the money to do it and he thinks it is not going to be overly

expensive but he thinks if they ah, maybe ah, ah, ah \$5-10,000 investment into that it would last for 20-30 years um, and they really wouldn't have to do much with that at, at, after that if its taken care of. Stone said and so if Council would just consider ah, investing in that Lodge he thinks that is one of the most important things they do over there. Stone said the other thing is ah, he knows Cultural Preservation has been working hard um, to bring some teachings and stuff back which is great ah, he thinks they need more of that and so he just thanks them and thanks Council for hearing his concerns on the Ceremonial Lodge. Stone said have a great day. Stone said Miigwech.

Acting Recorder Di Piazza said yeah, he can. Di Piazza asked does he want him to respond sir. Di Piazza asked would he like to call the work session or have him do that.

Israel Stone said from the audience, "However you guys want to do it," on the ZOOM recording.

Acting Recorder Di Piazza said no, that's fine but he....they know....but nobody's been in there in two years. Di Piazza said last one.....nobody been.....that has not been open in two years. Di Piazza said actually to him it held up pretty stinking good.....

Israel Stone started making comments from the audience but they were not picked up clearly on the ZOOM recording to understand what he was saying.

Acting Recorder Di Piazza continued.....the biggest problem was people go out there and tear the boards off the walls because for whatever reasons and daylight they didn't like the enclosure he doesn't know but that needs to be put back together the way it was designed. Di Piazza said when someone tears all the boards out of the wall and they don't go back together right because it was really nice when that was completed so.

Israel Stone made more comments from the audience but they were not picked up clearly on the ZOOM recording to understand what he was saying.

Acting Recorder Di Piazza said oh, no.

Israel Stone kept talking from the audience and didn't step up to the podium and his comments could not be understood on the ZOOM recording.

Acting Recorder Di Piazza said that wasn't the situation. Di Piazza said the situation is that there is other criterias that happened like too much silt in the bottom that nobody cleans it before they start a new one so all it does is keep building up and all the ventilation that comes in to make it go up is choked.

Israel Stone continued to make comments from the audience that no one could understand on the ZOOM recording.

Acting Recorder Di Piazza said no, no it....

Israel Stone still held a conversation from the audience and those comments could not be understood on the ZOOM recording.

Acting Recorder Di Piazza said and leave the chipmunk alone. Di Piazza said he owns that place....he's been there for four years so when he comes out and yells at them just take it like a man. Di Piazza said give him a cookie and tell him to go on his way because he owns that he has been there a long time watching out for that place. Di Piazza said so when he comes in there and wanders in there.....

There was a strange noise in the background on the ZOOM recording that couldn't be made out clearly.

Acting Recorder Di Piazza continued....barks at them a few times it.....just agree with him because.....

Israel Stone made a comment but it was not heard clearly on the ZOOM recording.

Acting Recorder Di Piazza said he can't tell them what time it was but no he is a little fella.

Someone in the background on the ZOOM recording made a comment but it wasn't clear who it was or what they said.

Acting Speaker Johnson asked him if he was good.

Acting Recorder Di Piazza said yeah, he's good.

Acting Speaker Johnson said next up is Al.

Acting Recorder Di Piazza said it is.

Al Metzger said Boozhoo. Metzger said ah, that work session that they were just discussing is that concerning the Lodge.

Acting Speaker Johnson said yeah, that is concerning the Lodge.

Al Metzger said yeah, he would like to be informed on that.

Acting Recorder Di Piazza said he wants to be informed.....

Al Metzger said he will voice his concerns then.....during that work session. Metzger said ah, going back he....he really truly needs some clarification on the dates because from what he just heard and this concerns the Budget, they know, from what he just heard that the 1st Budget was rescinded. Metzger asked was that rescinded well, that was still in court and has the court issued a dismissal or a decision on that because if the Budget is in the hands of the Justice System and the Legal Department then where are they. Metzger said from what he heard today there three Budgets that were proposed and he doesn't know which one they are working on so he really truly appreciative of that information. Metzger thanked them.

Acting Recorder Di Piazza said, "hum?" in the background on the ZOOM recording.

Acting Recorder Di Piazza said she can read it off, he doesn't know.

Acting Speaker Johnson said um, so hopefully this clarifies and doesn't create more but um, the resolution to adopt the 1st one was ah, December 30th of 21 that was #21-1230-317. Johnson said um, that evening as well when the Stay was issued on that.

Staci Cheney asked Pam will she repeat that one more time, the resolution number.

Acting Recorder Di Piazza can be heard in the background saying, "That is not accurate," on the ZOOM recording. Di Piazza repeated, "That is not accurate."

Acting Speaker Johnson said okay. Johnson said him first.

Acting Recorder Di Piazza said that's.....

Acting Speaker Johnson said Al she is going to get back to him on those numbers there seems to be some question um, so she.....they will get back to him.

Al Metzger said she is exactly right Council Member Johnson there seems to be some questions and they know ah, this has been an on-going issue for the last two months. Metzger said if the 1st.....he means it is a simple question did.....was there a decision by the courts on the very 1st Budget that was vetoed. Metzger asked how could rescinding that Budget affect something that is still in the courts.

Acting Recorder Di Piazza threw up his hands in an "I don't know" gesture.

Acting Speaker Johnson said no comment on that one right now.

Acting Recorder Di Piazza said that would be a question for some of the other ones.

Al Metzger said and, excuse him but they know he means ah, Council Member Di Piazza keeps referring back to there is a working Budget. Metzger asked which Budget would that be.

Someone in the background on the ZOOM recording said, "working off the '21 Budget," but it wasn't known who said it or where it came from.

Acting Recorder Di Piazza said they.....does she want him to answer some of it. Di Piazza said the way.....the way the ordinance reads the Budget & Appropriations Ordinance of 2013, 5.13E it falls back on the original Budget submitted by the Executive side with no alterations. Di Piazza said technically it's the one that was probably submitted on December 3rd.

Al Metzger said so is that the Budget that was rescinded.....

Acting Recorder Di Piazza asked what about it.

Al Metzger said the one that had a Stay on it.

Acting Recorder Di Piazza said well, if there was and they are not all in Contempt of Court he can tell him that. Di Piazza said so evidently it wasn't that pressing to be honest because that one.....that 317 was rescinded. Di Piazza said that was.....

Al Metzger interrupted. Metzger asked during the Stay.....on or when. Metzger asked when it was still in court and if it is still in court why are they still in court over this matter.

Acting Recorder Di Piazza said because the same thing they have some voting yes there is a Budget and some voting no there is no Budget. Di Piazza said that is obvious in the votes that just happened on some items. Di Piazza said so he....he.....he reads it quite well there is a Budget in play and it goes back to pick.....

Al Metzger asked and the Stay.....excuse him but that's.....that was issued a Stay by the courts. Metzger asked is he correct on that.

Acting Recorder Di Piazza said yes it was. Di Piazza asked so how did.....

Al Metzger interrupted. Metzger asked so has there been a decision by the courts on that.

Acting Recorder Di Piazza said not that he is aware of but Council also missed the 14 day window. Di Piazza said there was a meeting called to override that Budget.....to override the veto. Di Piazza said well.....

Al Metzger interrupted. Metzger said well that.....excuse him but that is why he would like to know these dates.

Acting Recorder Di Piazza asked what's that.

Al Metzger said when the Budget was proposed, when it was vetoed and when was the Stay issued because if the Stay was issued after the 14 day window then they revert back to the very 1st Budget that was proposed. Metzger asked is he correct on that.

Acting Speaker Johnson said Al, they are going to go with no comment this is getting to be an ugly ah, twist without.....and she doesn't want to put any of their Council members into a position of saying something but trying to answer his question that they should not answer right now with it being tied.....with there being.....

Al Metzger said he doesn't mean to make it sound ugly, they know, these are questions that are going around in 4,000 Tribal member's heads.

Acting Speaker Johnson said she knows and she totally understands that until agreements come to some things they cannot answer fully and she thinks properly which is unfortunate.

There was a loud noise in the background on the ZOOM recording coming from a Participant's connection.

All Metzger said all right, Miigwech. Metzger said he is just as confused as earlier. Metzger thanked them.

Acting Speaker Johnson said Staci is next.

Acting Recorder Di Piazza can be heard whispering in the background on the ZOOM recording but his comments were not clear enough to understand.

Staci Cheney said okay, um, well Al and her are on the same page. Cheney said she just heard her answer um, so she knows she is not going to get dates, she knows she is not going to get clear answers um, she is going.....she is just going to request something and see if it is possible. Cheney said everything is so.....as far.....as far as she knows and she checked the court.....the Court Calendar and the Court Website every single day and she also checked the calendar for Tribal Council every day and she hasn't seen any updates. Cheney said as they know there are no updates as far as any decisions being made. Cheney said so um, she is curious as to how, like today, things can be voted on regarding Budget if.....if there's not a Tribal Council that is not united on what Budget they have that they are voting on. Cheney asked does that make sense.

Acting Speaker Johnson said to a degree, yes. Johnson asked um, Israel Stone if he has something.

Staci Cheney said she is asking.....she is not putting anybody on the spot she is truly trying to understand because um, she doesn't understand....she was told when she called the courts since there is a Stay that was granted on 12/31 that the Budget is....is....is in a standstill so they couldn't make any decisions on the 2022 Budget um, moving forward but then all of a sudden it seems like they been making de.....like there has been Closed Session Meetings um, trying to adopt a new Budget and that.....that's what is so confusing because if there's.....if it's tied up in court, it's tied up in court, if it's not it's not. Cheney said that.....that's the question.

Acting Recorder Di Piazza whispered in the background, "why don't she ask him," on the ZOOM recording.

Acting Speaker Johnson sighed heavily on the ZOOM recording.

Al Metzger said Miigwech.

Acting Speaker Johnson said that is a very good question but honestly she does not know how to answer that. Johnson said um.....

There was a muffled laughing in the background on the ZOOM recording that can't be determined where or who was doing it.

Acting Speaker Johnson said she is going to have to go with no comment but she sees Israel apparently wants to.....she doesn't know attempt to.....*started laughing at this point.*

Staci Cheney said Israel.....Israel might know an answer he um, he....he....he might know an answer she doesn't want to say anything else besides that.

Israel Stone said so Staci this.....and Al this is very confusing. Stone said and he gets.....

Staci Cheney said okay.

Israel Stone continued.....what people need is a timeline laid out so the.....

Staci Cheney made a comment in the background on the ZOOM recording but it wasn't picked up clearly to understand what she said.

Israel Stone continued.....the Ogema had a December 3rd, he believed, Budget submission that was never acted on. Stone said the Council met and developed their own Budget and that one was the Budget voted on. Stone said to his knowledge and Brad he can correct him if he is wrong the Ogema's original

submission was never even considered and never voted on that's the December 3rd timeline.

Staci Cheney said okay.

Israel Stone said what came after that is Council developed a Budget and they put that Budget forward for approval. Stone said ah, in that first attempt ah, to do that which was that late December action that was taken um, is when the challenges arose, the legal challenges arose to the process ah, Council ah, passed a Budget ah, the Ogema vetoed that Budget and the courts put a Stay on that Budget. Stone said then what happened was.....

Staci Cheney interrupted. Cheney asked was that the 31st, Israel.

Israel Stone answered yeah, yes.

Staci Cheney said okay.

Israel Stone said no, ah, that would be the 27th or 28th the date is not sticking.....it's one of those.....

Staci Cheney interrupted again. Cheney said sure around the end of that month.

Israel Stone said late December.....so now they have the Ogema's original submission that was never acted on.....

Staci Cheney said okay.

Israel Stone said they have the Budget that Council put together, took action on, the Ogema vetoed and the court Stayed then instead of ov.....doing the Constitutional action of attempting to override the veto the decision was made to just repeal that Budget, correct Brad, and then go back at it and re.....and the Council take a new Budget. Stone said again, the December 3rd submission by the Ogema wasn't considered it was another iteration of Budget that was done by the Tribal Council, that was voted on, and that was vetoed. Stone said the reason why.....not to speak for the Ogema.....the reason why the entire thing was vetoed was because the December 3rd Budget was never taken up for consideration.

Staci Cheney said ohhh.

Israel Stone continued. Stone said so then.....*laughing at this point*.....they just went back at it again last week.....

Staci Cheney said right.

Israel Stone continued.....attempted to pass another Budget that's not the Ogema's December 3rd Budget.....

Councilor Guenthardt left the Lodge Room at 12:33 p.m.

Israel Stone continued.....and passed a Budget which the Ogema vetoed because the December 3rd submission was never considered. Stone said so that's why this gets so confusing ah, the....the....according to the....the Budget & Appropriations Act the Ogema initiates the Budget Process.....

Staci Cheney said right.

Israel Stone continued.....not the Tribal Council.....so he's not the lawyer here he is just trying to clear up the confusion around this and why they are at where they are right now. Stone said the simple fixes considered the December 3rd submission by the Tribal Ogema put that before them and vote it up or vote it down.

Councilor Wever said then they go.

Israel Stone said then they go from there but because they did so many iterations of this its gets confusing. Stone said somebody asked earlier ah, does the actions violate he thinks it was AI.....do these actions violate the Stay he would argue and, and he is not trying, again he is not trying to influence anybody's thought process or he would argue that unless they are considering the Ogema's December 3rd submission it's all a violation because.....

Staci Cheney said that is what her question is.

Israel Stone said yeah, and so the Ogema initiates this process and Brad is agreeing with him the best that it works he thinks he said it a couple of times. Stone said it works and so um, that is where the confusion is, that's why they are at where they are right now so if they go back to the very simple language of the ah, the Constitution and the Budget & Appropriations Act their next step should be they consider the December 3rd Budget and they vote it up or they vote it down and that solves these issues. Stone said and that's....that's....that's truly where he thinks it's at. Stone said so he hopes that helps both her and AI and all the other citizens get an understanding of kind of how they got here but that's how they got here. Stone asked Brad if he wanted to.....

Brad Pringle, Comptroller General, replied from the audience and didn't step up to the podium so his comments were not picked up clearly on the ZOOM recording.

Both Acting Recorder and Speaker were talking in the background on the ZOOM recording but their comments were not heard clearly.

Israel Stone said right and he.....

Brad Pringle continued to speak from the audience and his comments were not clearly heard in the background on the ZOOM recording.

Israel Stone said right and he....he agrees with that but that's the other question was.....

Acting Recorder Di Piazza can be heard laughing in the background on the ZOOM recording.

Israel Stone continued.....the other question was ah, where does this happen. Stone asked does it happen should it happen in Open or should it happen in Closed and he would argue that Casino Marketing Strategies are probably, they know, very sensitive and he will just leave it at that.

Acting Recorder Di Piazza rose to leave the Lodge Room at 12:36 p.m. but was stopped by the Acting Speaker and he returned to his seat.

Israel Stone continued. Stone said so ah, but as far as the process went and the timeline that he laid out he believed Council can confirm and believed that Brad can confirm that's exactly how this process went which is why they are here. Stone said and so he doesn't think they need to be at odds, guys, he thinks that ah, they are all brilliant people and can come to a brilliant solution to resolve all these things. Stone thanked them.

Councilor Guenthardt re-entered the Lodge Room at 12:36 p.m.

Lee Ivinson made a comment from the audience but it wasn't clear what she said on the ZOOM recording.

Israel Stone said oh, yeah, so the reason why for....for....for those asking that why expenditures were allowed is that the Budget & Appropriations Act.....

Acting Recorder Di Piazza left the Lodge Room at 12:36 p.m.

Israel Stone continued.....also allows this process called the Continuing Funding Resolution.

Staci Cheney said okay. *Cheney was in the background on the ZOOM recording mumbling continuing funding... ..very low.*

Israel Stone continued. Stone said which if they failed to pass a Budget.....if Council fails to pass a Budget and it's not.....there's no action on the Ogema's part at that point because there's no Budget that's been passed the Budget & Appropriations Act allows them to do a Continuing Funding Resolution that

mirrors last year's numbers so whatever was budgeted last year it just continues to fund at the same level the following year under that Continuing Funding Resolution.

Acting Recorder Di Piazza re-entered the Lodge Room at 12:37 p.m.

Israel Stone said that said the problem with that is a Budget was passed and it was vetoed so in his opinion a Continuing Funding Resolution isn't even at play at this point or shouldn't be at play at this point because a Budget was passed. Stone said that is why they are all getting confused about this is there a Budget or isn't there a Budget. Stone said the reality of the situation is there was a Budget that was passed that was not the submission of the Ogema's Office it was a submission by the Tribal Council that was vetoed for those reasons and because that was vetoed Council has one option under the Constitution and the Budget & Appropriations Act which is to consider an override the veto, if they fail to override the veto within 14 days it automatically goes back to the Ogema's Office and it becomes a Budget without amendments. Stone said so that's the kind of this big matsaball that they are all dealing right.....with right now and it is very confusing and it is very frustrating. Stone said why.....

Staci Cheney said Israel.....

Acting Speaker Johnson asked her if she had a response.

Ogema Romanelli said he has an addition.....

Acting Speaker Johnson said to his.

Ogema Romanelli said to that, yes, if they don't mind. Romanelli said he didn't want to get into it but they are into this Budget ah, discussion. Romanelli said they are talking about the December 3rd submission that the Budget Coordinator submitted to the Tribal Council. Romanelli said what is being left out here is that that was in response to a November 10th ah, list of items that the Council wanted considered. Romanelli said there were about 25 changes within the Budget that the Council wanted changes. Romanelli said they looked at that they made some adjustments and they sent it back to the Council. Romanelli said that's when things seemed to go haywire. Romanelli said so the Council had an input in this and then they submitted it on December 3rd like they are supposed to do and that's what never was taken up technically and it was changed around and then the Council came up with some other ah, crazy Budget and that's what he vetoed. Romanelli said so ah, he thinks that is where they are at quite honestly if they are asking him he still thinks they go back to the December 3rd. Romanelli said he is looking at it here and ah, he thinks that is where they go back and straighten it out from there. Romanelli said just his opinion.

Acting Speaker Johnson said okay. Johnson thanked him. Johnson said ah, back to the.....

Israel Stone said he thinks Staci had a ques.....

Staci Cheney said she just has one quick question. Cheney said when he said that he was at the December 3rd and it was never vetoed and then now it is up to Tribal Council to consider it and veto it in fif....in 14 days. Cheney asked which one is that.....so.....

Israel Stone interrupted. Stone said the December 3rd was never considered, Staci, is the original submission from the Ogema.

Ogema Romanelli said that was the Ogema.....

Staci Cheney said okay.

Israel Stone said that was the Ogema's submission. Stone said that one was never taken up by Council. Stone said what was taken up by Council in late December was Council's iteration of that Budget.

Staci Cheney can be heard in the background on the ZOOM recording saying, "Ummm,"

Israel Stone continued. Stone said the problem is it's a chicken and egg thing. Stone said if they look at the Constitution or Budget & Appropriations Act the body that initiates the Budget Process is the Executive Branch and he thinks they all agree on that.

Staci Cheney said um-hum.

Israel Stone continued. Stone said because that one was never considered now it leaves them in this mess and it is a.....this isn't just a mess it is a messy, messy, mess because um, he can't say mess enough. Stone said because now process, vetos ah, Stays um, just ev.....rescinding all that stuff comes into play and he thinks the thing to do here um, he would encourage Council and the Ogema to sit down and go, *"hey, let's go back to the December 3rd and just move forward from there."* Stone said bingo problem solved it's over.

Staci Cheney said what about their Stay.

Israel Stone said at that point it would be and he hates to say this....he probably shouldn't say this but he will say this.....

Acting Speaker Johnson said don't say it.

Israel Stone continued....at this point the Stay is mooted because a mooted point would be hey they considered the Ogema's December 3rd and they passed that iteration so therefore none of this stuff matters anymore because they did what they were supposed to do.

Staci Cheney said okay. Cheney thanked him so much for his help..... Cheney thanked them for all the.... Cheney thanked everybody for the explanations.

Israel Stone said and he hopes that helps and he hopes that gives perspective as to why all the actions were taken that were taken.

Staci Cheney said so much....very much.

Israel Stone said that is all he has. Stone thanked them.

Acting Speaker Johnson said hey, next in the queue, Ron.

Councilor Wittenberg said yeah, he is just not on the Budget anyways but he will get back with him on their.....the Lodge.

Councilors Wever and Johnson were laughing.

Councilor Wittenberg said for those that took that journey the Ceremonial Lodge. Wittenberg said in his mind ah, and like he shared before these things should have happened ah...much.....a long time ago. Wittenberg said ain...so....

Acting Recorder Di Piazza interrupted. Di Piazza said Ron, turn his mic on, yeah, hit his button.

Councilor Wittenberg said it just sits so he is all for it. Wittenberg said how it will go this time he doesn't know but to him he talked to different people that ran ceremonies and build them who said it is such an easy fix that it.....that it.....and as far as taking the wood off he is absolutely right because any time this ah, this draft coming in there because they got cracks in there and that is what it going to take. Wittenberg said ah, and then if it's in the summertime because they have to understand that....that if it's in the summertime it's going to get hot. Wittenberg said yeah, so what are they going to do air condition it. Wittenberg said come on....they're going to redo it.....

Councilor Wever made a comment but it wasn't clear what she said in the background on the ZOOM recording.

Councilor Wittenberg continued.....because if they drop the tarps down now they got the air coming in to cool it off now they are stirring it up. Wittenberg said so now.....so they got that and he is looking at that because they can't have it both ways. Wittenberg said they can have some people its too hot in there and

some.....they know how that goes. Wittenberg said they got Mother Earth on there turned around putting Jack Frost on their toes. Wittenberg asked so are they going to build the floor up well they could put wood up there and be help it out even wood from Mother Earth is going to come up through there. Wittenberg said if they would have did it like they were....it was put in there. Wittenberg said he feels when they do it at the Community Center ah, or as Gun Lake does it they have an absolutely beautiful one where they hold it year round for the Elders when it is air conditioned its inside ah, they have a beautiful Lodge. Wittenberg said yeah, are they going to get to that point, no, simple fact for one, they can't pass the Budget two, where is the money coming from when it does then they are talking about this expense of if they are going to build one. Wittenberg asked right. Wittenberg said he even talked with Jay Sam where he has been in them to run a fire and they had a Lazy Boy and they just kicked on back to watch the fire. Wittenberg asked how extreme are they going to go. *Wittenberg laughing at this point.* Wittenberg said so when they have that and to him, goes back and forth ofand oh, yeah.....then on the Western Door because some people have that. Wittenberg said that Western Door has got to come down when it's time for it to go out the Western Door and Eastern Door to pay their respects. Wittenberg said when it's that time and it is over with that gasket that is sitting in there or goes out the Western Door. Wittenberg said it's those things in his mind that it's more broad to him he is all for working it and looking at it but then like in everything they can't please everybody. *Wittenberg laughing at this point in his comments,* Wittenberg said and so but he is all for it and ah, he is all for they need more wood and things like that but the big thing is is that smoke in there to him.

Israel Stone was making comments from the audience and they were not picked up on the ZOOM recording to be heard clearly.

Councilor Wittenberg said he will tell them that he is 73 years old and he isn't going in there.

Councilor Wever started laughing in the background.

Councilor Wittenberg continued. Wittenberg said he will leave it for the younger ones.

Israel Stone made more comments from the audience that couldn't be heard clearly on the ZOOM recording.

Councilor Wittenberg said women can go in there they just can't tend the fire.

Acting Speaker Johnson asked if he was good.

Councilor Wittenberg said yeah, he is good.

Acting Speaker Johnson said ah, Susan is next..... Johnson said just to do a quick thing they have Susan, Al and then Shirley.

Laura Echelbarger said Pam, she has had her hand up this entire time. Echelbarger asked can she get into the queue please.

Acting Speaker Johnson asked did she want.....she never seen her hand go down so she just thought she forgot to put her hand down. Johnson said her apologies.

Laura Echelbarger said no, it's been up the entire time. Echelbarger thanked them.

Susan Thull said Laura was before she.....before she put her hand up.

Acting Speaker Johnson said okay, Laura, go ahead.

Laura Echelbarger said she just wanted to ask if Council is planning on um, having a Meet and Greet at the Membership Meeting. Echelbarger said she is sure them guys have discussed it.

Acting Speaker Johnson said they have not actually discussed that yet.

Laura Echelbarger said well, its just a couple of weeks away um, Council has always had a Meet and Greet so she would hope them guys would um, give the membership the respect of having it.

Acting Speaker Johnson said she was just going to say the only Meet and Greet that she is aware of that has happened previously is the Ogema. Johnson said that is happening Friday night prior.

Laura Echelbarger said right. Echelbarger said Council has had them at least for the last.....she doesn't know three, four five years. Echelbarger asked Gary.

Councilor Wittenberg said um, yeah.

Laura Echelbarger said she has attended them every time she came into town at a Membership Meeting.

Acting Speaker Johnson said okay.

Councilor Wittenberg said that's when they moved them.....

Acting Speaker Johnson said she will make a note of it.

Laura Echelbarger said she is surprised that nobody has brought this up. Echelbarger said she is a little.....actually a little....pretty disappointed by it.

Echelbarger said feel free to laugh that's fine. Echelbarger said super disrespectful but she supposed that is okay for them.

Susan Thull said Laura is correct there has been a Council um, Meet and Greet before the Ogema's generally on Friday. Thull said it has been going on for she would say also three to four years.

Councilor Wittenberg can be heard saying, "longer than that," in the background on the ZOOM recording.

Laura Echelbarger thanked Susan Thull. Echelbarger said longer than that it's been going on since they closed Enrollment.

Acting Speaker Johnson said it has not been discussed. Johnson asked does he have a response, Ogema.

Ogema Romanelli said yeah, they have had three or four of them. Romanelli said some have been right here. Romanelli said the Ogema has had one for 15 years and has always had Council invited. Romanelli said everyone is welcome Tribal members and Council but they did have some that were separate from the Ogemas. Romanelli said he always invites the Council to attend.

Acting Speaker Johnson said okay. Johnson said Ron, is there a response.

Councilor Wittenberg said he is absolutely right, Larry.....is he still on.....

Acting Speaker Johnson said yeah.

Councilor Wittenberg said yeah, because they would have at one time at six and he at seven or at five but it was one right before the other. Wittenberg said he remembers that. Wittenberg said it did start over here at the.....if they want to call it the Lodge that call that one a Lodge over there so he doesn't know if this one is Lodge 1 and that Lodge 2. Wittenberg said anyways here in Council Chambers is what he will call it. Wittenberg said it did start over here and that's when it ah, when he got on Council and he thinks the first year and then it went into the second year and they turned around and started doing it at the....the ah, ____.

Councilor Lewis said there was discussion about the Meet and Greet but she thinks with everything going on it kind of went off to the side.

Acting Speaker Johnson said okay.

Councilor Wittenberg said that's it.

Acting Speaker Johnson said um, Susan did she have her comment. *Johnson said Staci is back in there in the background.*

Susan Thull said no.

Acting Speaker Johnson said okay.

Susan Thull said okay, she wanted to go back to this Budget. Thull said um, if they are talking the December 3rd she knows that she has got a um, copy of ah. the preliminary Budget from back in August and on that ah, the Ogema had projected um, \$24 million ah, coming over from the casino and that seems to her like that's been the amount for quite a few years now. Thull said um, with the Online Gaming ah, being added into that revenue um, it should probably be higher and that is what she is hoping that Council had corrected. Thull said she doesn't know this was the preliminary in August so she doesn't know if that projection had increased by the time that the Ogema turned in his Budget and um, they are saying December 3rd. Thull said um, so she thinks that and wondering if this was a contention and just so that the membership knows um, maybe letting them know exactly what um.....

Councilor Lewis asked if she could get back in the queue.

Susan Thull continued.....the amount was going to be coming.....how much was coming over from the casino um, the membership might be interested in knowing that number. Thull said ah, that's not really telling them nothing um, that should be confidential restricted um, just a total amount that the casino would be sending over for Year 2022. Thull said um, because there is a lot of questions um, on Social Media the membership doesn't seem to think that their getting any part of that Gaming.....Online Gaming Revenue and to her knowledge they are.....that is coming over to them just as the other revenues from the casino has always come over um, but their not.....their talking about not seeing an increase in their Per Capita and they don't seem to think that Gaming Revenue is coming over. Thull said so her concern though is if in this Budget that they are talking about that was submitted by the Ogema in the first place if that isn't significantly increase....that revenue coming over to the government um, considering this Gaming.....this Online Gaming um, then she would agree that should have been amended so that more was coming over to the government. Thull said um, so can they.....can they talk about that what the amount difference was just in the Gaming Revenue that would be coming over. Thull said that is her question.

Acting Speaker Johnson said offhand she doesn't have those numbers.....

Brad Pringle, Comptroller General, walked up to the Speaker and handed her some documents.

Acting Speaker Johnson asked so what numbers is she asking for just to be clear, Susan.

Susan Thull said the Gaming Revenue that is coming over to the government. Thull asked what is projected for 2022. Thull said in August the Ogema had projected she believed 24 million she has the report but um, she can't find it on her screen right at the moment.

Councilor Wittenberg said in the background on the ZOOM recording, "he thinks just the number."

Councilors Wever and Di Piazza were also talking in the background on the ZOOM recording.

Acting Speaker Johnson said um, according to the December 3rd what is being projected um, to come over would be \$27,307,084.

Susan Thull said okay, so that's only increased um, a little over \$3 million because they can look and see what...they know, on the online reports what ah, the Online Gaming is doing so she thinks that that um, helps a little bit. Thull said so she said it was \$27 million.

Acting Speaker Johnson said that is what was projected from the.....from.....

Susan Thull said December 3rd is what they would be telling the casino they needed to have.....

Acting Recorder Di Piazza made a comment in the background but it was too low for the ZOOM recording to pick it up.

Susan Thull continued.....because they tell the casino what they need to send over, correct.

Israel Stone was also making comments from the audience that were not picked up on the ZOOM recording.

Acting Speaker Johnson said hold on. Johnson said she is going to let the Ogema answer this question.

Ogema Romanelli said here is part of the problem it's based.....some of this stuff is based on speculation some of this is projections, they know. Romanelli said when they are trying to get down to the nitty gritty it is really dangerous to do so. Romanelli said they know, they just heard a report from her, Madame Speaker, the great job that they do that they don't have findings they do audits. Romanelli said they work their tail off.....

Acting Speaker Johnson said um-hum.

Ogema Romanelli continued.....and there are things that happen, they know, and again one of the things that he calls concerning is that they are trying to get an average based on the last two years. Romanelli said they can't do that they had COVID, they had shut-downs the fact that their putting forth the amount of money that they are is fantastic....it is absolutely fantastic. Romanelli said it has been a hard road for the last two years and to say well they didn't get an increase here and they have Online Gaming. Romanelli said there are others.....other parts to this whole Online Gaming that the Council knows about and they are just trying to do the best they can and he really cautions people from continually speculating and trying to average something that can't be averaged over a three-year period over the last three years. Romanelli said they had COVID come in, they have the ah, the he means the whole Roads Project. Romanelli said he means they are getting into the nitty gritty that he guess they allow the courts to make the decision on the Budget. Romanelli said he really doesn't want to get too far off because then just more questions come and he had people call him and get upset with him that he is not giving them the full answer. Romanelli said he can't give them the full answer and quite honestly he is not sure this body right now can give a full answer. Romanelli said he thinks they are doing the best they can and he appreciates everybody that's given it so. Romanelli said he hopes they understand is all he can say. Romanelli thanked them.

Acting Speaker Johnson asked Israel Stone if he has a response.

Israel Stone said from the audience that he needs to say something.....*the rest of his comment was gone because he spoke from the audience and not the podium and it wasn't picked up on the ZOOM recording.*

Acting Speaker Johnson said hold on. Johnson asked do they have a response or does she need to put them in the queue.

Israel Stone said he has a response.

Acting Speaker Johnson said okay.

Israel Stone said he needs to say something there because it is irresponsible that they forgot to say it. Stone said she gave out a Gaming Revenue Distribution number. Stone said what's not being talked about here is the Restricted Account that Tribal Council created for the rest of it. Stone said to say only \$3 million increase that is a huge increase when they are talking about going from 24 to 27 and these are numbers them guys gave out so he is not breaking confidentiality. Stone reiterated when they are talking about increasing distribution from 24 to 27 that is a huge increase. Stone said that is phenomenal but that is not even considering the Online Gaming....all the Online Gaming stuff. Stone said so it is not responsible for them to say it is \$27 million without talking about the rest of that money and he isn't going to speak on the rest of that money because he is not on Council and he did not create that account but they can confirm that that is not

all the dollars. Stone reiterated them guys can confirm that is not all the dollars so the membership needs to know that as well but to take a business year over year and do a....and....and....and come in with at \$3 million increase that's no small task especially when they are not considering all the revenue that's coming over to the Tribe. Stone said Andrew and Larry's first Meet and Greet that he did a couple of weeks ago told everybody how much cash distribution was out to the Tribe nearly 50%. Stone reiterated nearly 50% cash distribution. Stone said so Susan that is the question she needs to ask is how much money is really coming across the street and Andrew shared that number and he shared it in a January 19th Meeting so he is just reiterating that guys when they are talking they can't just talk bits and pieces they got to share the whole story because that's dangerous. Stone said he applauds any business that can increase ah, distribution by \$3 million that is phenomenal.

Susan Thull thanked Israel. Thull said um, and she um, she will say that she is very happy with Andrew as the GM and she is not saying that is a little amount but she is saying that ah, when they look at what Online Gaming is bringing in the total amount and she understands that there is tax that comes over and she understands how much that is. Thull said she, she watches all of this pretty closely. Thull said um, so she does understand that they have that tax in a Restricted Account and....but like she said the membership is asking a lot of questions about why the Per Capita hasn't increased ah, she is not asking she is telling them that the membership is that is something that the membership probably be informed of is how the money is generated and how it comes over and if she is understanding um, Israel he says how much she should be looking at what all the cash coming over um, the \$27 that is projected is from the casino she doesn't know if that includes the ah, tax on Online Gaming or not. Thull said she is assuming it doesn't but she is not sure. Thull asked is there additional cash coming over that's not included in that. Thull said she is asking him Israel since he said that she should be looking at all the cash coming over.

Israel Stone said he will respond by saying that Andrew gave out that number on the January 19th Meeting Council is aware of what the number is ah, that's coming over from the other sources of distribution. Stone said he is not going to divulge the number because unfortunately he is there as a citizen and is bound by confidentiality and if he does that he can get in trouble but there are people that know what that number is that are in the room that can share that with her. Stone said it...it....it's difficult because when they are gauging the health of a business what they are truly looking at is EBITDA if they have growth in their EBITDA margins ah, that sign of.....that signs of a healthy business. Stone said he would argue that a \$3 million increase is a very healthy growth and their EBITDA margins and so Susan go back to that January 19th he believed the Ogema posted it ah, on the webpage that number is in there. Stone said that number was shared um, he thinks that is the best place to get it is from that meeting but yeah, that is the best he can do for her today. Stone said he hopes that helps.

Susan Thull said she will review that. Thull thanked him. Thull said she is done.

Acting Speaker Johnson thanked her. Johnson said next in line is Al.

Al Metzger said ah, yeah, he forgot what he was going to talk about so he is going to pass. Metzger thanked them.

Acting Speaker Johnson said Shirley she is next.

Councilor Wever said well, on a happier note she would like to say that she caught the tail end of WZZM last night and they brought up them and that they were waiting patiently for the Governor to sign for their new casino. Wever said so hopefully she will sign pretty soon. Wever thanked them.

Acting Speaker Johnson said Mike he is next.

Michael Burmeister, Tribal #0945, thanked her. Burmeister said there has been a lot of discussion today and he got ah, he just wanted to say one thing. Burmeister said Pam she is new at Council, she is new in her position over there and he has got to tell her she's did one heck of a job today and he appreciates what she has done for the grief she has taken. Burmeister said she has done a heck of a job. Burmeister thanked them.

Someone in the background said, "support her," but it wasn't determined who said it or where it came from.

Acting Speaker Johnson thanked him. Johnson said she appreciates it. Johnson asked is that it Mike. Johnson said she is assuming....ah, Staci she is next. Johnson said she has two more.

Staci Cheney said okay, this is not about the Budget. Cheney said she just wanted to ask a simple question. Cheney said for the Spring Meeting um, she knows that Friday there is a Meet and Greet and then it's the presentation on Saturday and um, she has been checking the website and she hasn't seen anywhere where it said it would be livestreamed but she might have missed it. Cheney said so she was curious if it is going to be livestreamed.

Ogema Romanelli said okay, he is not good at this stuff. Romanelli said what will be done is it is going to be shown as the meeting is going on and it will be recorded. Romanelli asked if he got that right, Drew.

Andrew Jeurink said yeah, it will be in the Tribal member under the LRBOI just as before they just won't be able to log into ZOOM and interact.

Ogema Romanelli said right.

Andrew Jeurink said they only....*the rest of his comment was not heard because he was in the background and ZOOM didn't pick it up.*

Ogema Romanelli said okay. Romanelli said he hopes she got that. Romanelli said only viewing situation and then it will be recorded for those that can't ZOOM or be on while the meeting is going on.

Staci Cheney said she actually didn't catch it. Cheney asked did they say that so they don't log in on ZOOM but they can watch it while it is being done.

Acting Speaker Johnson said correct.

Staci Cheney said okay, then um, she doesn't know she never actually um, been to a meeting like that is it just a presentation or do they do Q & A's.

Acting Speaker Johnson said both.

Staci Cheney said so.....

Ogema Romanelli said they will announce Q & A but they won't be doing it over the internet they will be doing it in-house though.

Staci Cheney said okay. Cheney thanked them so much. Cheney said Pam she wanted to let her know she did a great job, too today, and she knows they asked a lot of questions and they were hard questions but um, Israel, Ogema Romanelli she means honestly she got a ton of information from this meeting today. Cheney thanked them very much.

Andrew Jeurink said on the Membership Meeting all they are going to have to do is have a registered account and be able to log into their website and it will be in the front page and they will be able to view it.

Staci Cheney said perfect. Cheney thanked him so much.

Acting Speaker Johnson said quick question real quick Ogema. Johnson asked will they be able to send him questions if they have some.

Ogema Romanelli said yes in the background. Romanelli said absolutely.

Acting Speaker Johnson said just make sure they email him and ah, their questions and he will answer them ah, on that Saturday. Johnson said um, next they have Gary and then Scott.

Acting Recorder Di Piazza said yeah, what happened. Di Piazza said what he was going to say is with even the Budget from the casino whatever that was budgeted they got to remember there is no Budget in play means nothing can be done

whether it is hiring people, whether it is contracts, whether they are being chosen....*his connection or microphone was not real good so most of comments could not be heard clearly on the ZOOM recording and are broken up also there was another sound like a television playing in the background as well.* Di Piazza said he hears people all the time too how come their Per Cap didn't go up....how come their Per Cap didn't go up. Di Piazza said they also remember the last they gave out \$7,397 odd to Tribal members during this Pandemic so what are they....spoiled. Di Piazza said possibility. Di Piazza asked did everybody enjoy it. Di Piazza said he certainly hopes so. Di Piazza said that was \$7,300 and some odd dollars so.

Staci Cheney asked did he hear somebody say *"thank you."*

Acting Recorder Di Piazza said he does now and again, yes.

Staci Cheney was laughing in the background.

Acting Recorder Di Piazza said but that's not usually what he hears its usually the other way around so....but he is okay with that he's been here a long time and has heard a long time.

Staci Cheney said well, *"thank you."*

Acting Speaker Johnson said Scott he is next and is the last one.

Scott Wahr, Tribal #4689, thanked her. Wahr said ah, he knows it was talked about a little bit um, with the Membership Meeting coming up ah, what Council members are planning on going. Wahr asked do they have to have a work session to talk about who is planning on attending or are.....is it just them guys show up if they want nobody really accountable for representing what their voted to do. Wahr asked um, who all that's on today is planning on being at the meeting.

Acting Speaker Johnson said it doesn't require a work session its' pretty much if they show up they show up. Johnson said she knows she will be there....or ____ at this point. Johnson said everybody else would have to speak for themselves.

Councilor Guenthardt said he will be there.

Acting Recorder Di Piazza said he can't make a determination yet that's too far out. Di Piazza said he might be someplace that have little umbrellies and things.

Someone was laughing in the background on the ZOOM recording.

Councilor Wittenberg said for him depending on his health as in everything he thinks in everybody. Wittenberg said he can say he will be there but his health isn't where its supposed to be where he can go then they can turnaround and he

doesn't want them to flip it and turnaround where they he said he was going to be there so from there he will see them. Wittenberg asked is he going to be there if he doesn't mind him asking.

Scott Wahr said they can guarantee he will be there regardless of health.

Councilor Wittenberg said well he doesn't know everybody is asking about everybody and taking inventory here so he thought well he should have asked. Wittenberg said Miigwech.

Scott Wahr said he appreciates that Ron, just a lot people find a way to weasel their way out of it.

Acting Recorder Di Piazza said if it's nice he will have a BBQ at the house Sunday.

Acting Speaker Johnson said okay, so....is that it Scott.

Scott Wahr said yes. Wahr thanked them very much.

Acting Speaker Johnson said to her they now will enter into Closed Session and read the following statement:

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.

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

Acting Recorder Di Piazza said hold on, he forgot he was doing that.

Tribal Council was laughing in the background on the ZOOM recording.

Acting Speaker Johnson asked discussion Councilors. Johnson said she sees nobody online. Johnson asked roll call please.

Roll Call #11

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

Motion carried (7-0-0-1)

The meeting was adjourned at 1:13 p.m. but it was not noted.

XI. Open Session

Acting Recorder Di Piazza said Miss Speaker the recording is on.

Acting Speaker Johnson said so they are back for Second Open and um.....

Councilor Guenthardt said he will make that motion.

MOTION TO GO INTO SECOND OPEN; by Guenthardt; supported by Wittenberg.

Councilor Wever asked shouldn't they look to see if anybody is out there or no.

Acting Speaker Johnson said if she wants to take a quick peek and she can just leave the door open....she can prop it open.

Councilor Wever said yeah, there is people out there.

Acting Speaker Johnson said what.

Acting Recorder Di Piazza said good, bring them in.

Acting Speaker Johnson asked did she just go back out. Johnson said okay, she is messing with her.

Councilor Wever said she is kidding. Wever said there they go.

Acting Recorder Di Piazza said she has to put the thingy....where is the.....

Acting Speaker Johnson said she knows that it is there it should stay.

Councilor Guenthardt said it can stay open. Guenthardt said it stays open.

Acting Speaker Johnson said here they go, no, she got it.

Councilor Wever said she thinks they have to put it back further.

Acting Recorder Di Piazza said okay, anyways.

Acting Speaker Johnson said roll call please.

Roll Call #12

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

Motion carried (6-1-0-1)

Acting Recorder Di Piazza asked who did he miss.

Councilor Wever said one is absent, one no.....

Acting Recorder Di Piazza said five in favor, one against and one absent they are in Second Open at 2:22. Di Piazza said okay, yes he did.

A. Items moved from Closed to Open Session

Acting Speaker Johnson introduced the item.

Acting Recorder Di Piazza said he would like to make a motion.

Councilor Wittenberg said support.

MOTION TO MOVE RESOLUTION #22-0309-037, MOTION AND ROLL CALL ONLY; #22-0303-027, #22-0309-036, AND #22-0309-038, RESOLUTION, MOTION AND ROLL CALL; by Di Piazza; supported by Wever.

Councilor Wever said wow, that is four today.

Acting Speaker Johnson asked discussion. Johnson said okay, roll call please.

Roll Call #13

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

Motion carried (7-0-0-1)

Acting Recorder Di Piazza said seven in favor and one absent them items have been moved.

The following motion and roll call only was moved from Closed to Open Session. The roll call number is not included because that is how it appears on the Roll Call Sheet.

**MOTION TO APPROVE RESOLUTION #22-0309-037;
RATIFICATION OF WEST MICHIGAN INSTRUMENTATION
CONTRACT FOR WELLHOUSE CONTROL PANEL AND
UPGRADE SCADA SOFTWARE USING ARPA FUNDING IN THE
AMOUNT OF \$21,297; by Guenthardt; supported by Wittenberg.**

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

Motion carried (6-1-0-1)

The following resolutions, motions and roll calls were moved from Closed to Open Session. The roll call numbers do not appear because that is how they appear on the Roll Call Sheets.

**MOTION TO APPROVE RESOLUTION #22-0303-027;
RECONSIDERATION FOR ADOPTING THE FISCAL YEAR 2022
RESORT OPERATING AND CAPITAL EXPENDITURE ANNUAL
BUDGET;** by Wittenberg; supported by Di Piazza.

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

Motion carried (6-2-0-0)

**MOTION TO APPROVE RESOLUTION #22-0309-036;
RATIFICATION OF GOSLING CZUBAK ENGINEERING
SCIENCES, INC. CONTRACT FOR DESIGN OF AN UNLOAD
AREA FOR VAC TRUCK USING ARPA FUNDS IN THE
AMOUNT OF \$15,000;** by Guenthardt; supported by Wever.

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

Motion carried (7-0-0-1)

**MOTION TO APPROVE RESOLUTION #22-0309-038;
RATIFICATION OF GOSLING CZUBAK ENGINEERING
SCIENCES, INC. CONTRACT FOR DESIGNING HEADWORKS
FOR WWTP OUSING ARPA FUNDS IN THE AMOUNT OF
\$36,365.00;** by Guenthardt; supported by Wittenberg.

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

Motion carried (7-0-0-1)

This concludes the items moved from Closed to Open Session.

XII. Adjourn

MOTION TO ADJOURN; by Wittenberg; supported by Guenthardt.

Acting Recorder Di Piazza said man.

Councilor Wever said they ought to go to Tennessee.

Councilor Wittenberg said yeah.

Acting Speaker Johnson asked discussion.

Councilor Wittenberg said yes.....no. Wittenberg said he is trying to get rolling here he is trying to get out of here but they are not getting it. Wittenberg said he seems ____.

Acting Speaker Johnson said roll call please.

Councilor Wittenberg was laughing in the background on the ZOOM recording.

Roll Call #14

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

Motion carried (6-1-0-1)

Acting Recorder Di Piazza said six in favor, one against and one absent they have adjourned Second Open at 2:24 p.m.

Respectfully Submitted,



Grace A. Hendler
Transcribing Assistant



Gary Di Piazza,
Acting Council Recorder