

**LITTLE RIVER BAND OF OTTAWA INDIANS
TRIBAL COUNCIL
REGULAR MEETING
WEDNESDAY, OCTOBER 19, 2016
LITTLE RIVER BAND
GOVERNMENT CENTER**

**OPEN SESSION
MINUTES**

The Little River Band of Ottawa Indians held a meeting at the Little River Band Government Center on October 19, 2016. Following are the minutes of that meeting.

I. Opening Prayer

Boo Battice, Tribal #2644, offered the Opening Prayer.

Creator of all things, Alpha and Omega, please hear us today as we all stand together to try to understand the processes we're going through in life. And give us wisdom to move forward with great respect to our Mother Earth and to our future generations.

I pray for our children, our Elders, and I hope we can all, all of us people with strength can guide them.

Amen.

II. General Business

Speaker Johnson said before he goes into calling the meeting to order he knows that he apologize to the family in advance. Johnson said the flag is half-staff and there is a Tribal member that walked on but he doesn't know that person's name. Johnson said whoever that person may be keep that person in their prayers especially their family.

Recorder Riley said Diane Lonn looks confused.

Speaker Johnson said to Diane Lonn that he saw the flag at half-staff yesterday.

Diane Lonn said two people have passed away.

Speaker Johnson said anyway keep the families in their prayers.

A. Call to Order

The regularly scheduled Tribal Council meeting was called to order at 10:01 a.m.

B. Roll Call

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

Quorum established.

Others Present: Darleen Martin, Boo Battice, John Grocholski, Steve Parsons, Diane Lonn, Bill Willis, Jake Kequom, Jennifer Crampton, Archie Martell, Corey Wells, Ken La Haye, Shanaviah Canales, Jason Cross, Tom St. Dennis.

Others Present That Did Not Sign In: Grace Hendler, Drew Jewrick, Mary Thomas, Ogema Romanelli, Officer Umlauf, Caitlin Rollins, Shayne Machen.

C. Approval of Agenda

MOTION TO APPROVE THE AGENDA FOR OCTOBER 19TH WITH THE FOLLOWING ADD UNDER V, HEALTH COMMISSION REPORT, UNDER VI, LITTLE RIVER CASINO PREFERENCE REPORT AND REVISED UNDER NEW BUSINESS B, ADDING INLAND TO THE FISHING REGULATIONS BOOK; ALSO POSTPONING UNDER CLOSED C, 4 AND 5, ADD 6 IN CLOSED; by Di Piazza; supported by Lewis.

Speaker Johnson asked if anybody was going to abstain and that it was open for discussion.

Roll Call #1

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

Motion carried (9-0-0-0)

Recorder Riley noted the agenda is adopted.

D. Tribal Council Minutes None Submitted

Speaker Johnson noted that they do not have any minutes submitted for approval.

III. Continuing Business

A. Grants & Contracts

B. Budget Modifications

1. **Approval of Budget Modification MB-2016-__ ; Authorizing the modification of the Department of Justice-Office of Violence Against Women Budget, Program #4219 in the amount of \$48,816**

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

Bill Willis, Budget Coordinator, represented this agenda item. Willis said Shanaviah Canales is here in case Council has any specific questions. Willis said the Tribe had requested a modification to the Department of Justice-Office of Violence Against Women Grant to better allow them to utilize the funds that are remaining in the grant and so they approved that modification request and Council now needs to do likewise under Tribal Law. Willis said they are asking to move around a total of \$48,816.

MOVE TO APPROVE RESOLUTION #16-1019-312; APPROVAL OF BUDGET MODIFICATION MB-2016-60, AUTHORIZING THE MODIFICATION OF THE DEPARTMENT OF JUSTICE-OFFICE OF VIOLENCE AGAINST WOMEN BUDGET, PROGRAM #4219 IN THE AMOUNT OF \$48,816; by Burger; supported by Medacco.

Speaker Johnson asked if anybody was going to abstain and that it was open for discussion.

Roll Call #2

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

Motion carried (9-0-0-0)

Recorder Riley confirmed Resolution #16-1019-312 passes.

2. Approval of Budget Modification MB-2016-__ ; Authorizing the modification of the Bureau of Indian Affairs Government to Government Maintenance budget; Program #4085-743 in the amount of \$1,500

Approval of budget modification.

Bill Willis, Budget Coordinator, represented this agenda item. Willis said B.2 is an additional request from the Planning Department to move additional funds under the BIA Government to Government Maintenance Budget in the amount of \$1,500. Willis said the money is going to be moved into Travel to help support some training activities that the Maintenance Department Technicians are currently going through.

Speaker Johnson said it is open for discussion and/or a motion.

MOTION TO MOVE FOR THE APPROVAL OF RESOLUTION #16-1019-313; APPROVAL OF BUDGET MODIFICATION MB-2016-61, AUTHORIZING THE MODIFICATION OF THE BUREAU OF INDIAN AFFAIRS GOVERNMENT TO GOVERNMENT MAINTENANCE BUDGET, PROGRAM #4085-743 IN THE AMOUNT OF \$1,500; by Lewis; supported by Di Piazza.

Speaker Johnson asked if anybody was going to abstain and that it was open for discussion.

Roll Call #3

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

Motion carried (9-0-0-0)

Recorder Riley confirmed Resolution #16-1019-313 is passed.

C. Approval of Budgeted Expenditure

IV. Acceptance of Reports

A. Report of the Tribal Ogema

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

Speaker Johnson said in Section IV they do not have to do any action in this area because they have nothing submitted.

V. Acceptance of Commission Reports

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

Speaker Johnson said they have reports from the Enrollment, Gaming, Health and Natural Resource Commissions. Johnson asked the Recorder if there were any action items from those reports that they have to act on.

Recorder Riley replied no sir.

Speaker Johnson said it is so noted that they have been accepted and they are filed.

VI. Acceptance of Committee Minutes and Other Entities

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

Speaker Johnson said again they have the report from the Elders Committee and the Little River Casino Resort Preference Report then asked if there is any action required there.

Recorder Riley replied no sir.

VII. Old Business

- A. **Operations Report** **None Submitted**
- B. **Health Commission** **None Submitted**
- C. **Housing Commission** **August 2016**
- D. **Natural Resource Commission** **None Submitted**
- E. **Commerce Commission** **None Submitted**
- F. **LRBOI Tribal Government Preference Report** **None Submitted**

Speaker Johnson said they have the Housing Commission for August 2016 and asked is there any action required there sir.

Recorder Riley replied nope.

Speaker Johnson said it is so noted that they will all be filed.

VIII. New Business

- A. **Adoption of Natural Resource Commission By-Laws**
The Natural Resource Commission adopted their By-Laws at the October 10, 2016 Meeting. The By-Laws are being forwarded to Council for approval.

Speaker Johnson noted that the Chairperson is present should they have any questions on this item. Johnson said it is open for discussion and/or a motion.

Councilor Di Piazza said he wanted to mention on the By-Laws it was basically to change the address where the meetings are going to be held and moving some of the secretarial duties from the Vice-Chair to the Secretarial. Di Piazza said also adding texting to notify Commissioners of things going on with meetings.

Speaker Johnson asked if there was any other discussion on this item or a motion.

MOTION TO APPROVE RESOLUTION #16-1019-314; ADOPTION OF NATURAL RESOURCE COMMISSION BY-LAWS; by Di Piazza; supported by Lewis.

Speaker Johnson asked if anybody was going to abstain. Johnson said just that....he is glad that Boo Battice is here in regards to the By-Laws typically they are supposed to upgrade the By-Laws at the beginning of the year and this is already October so he is in very good shape to submit these By-Laws again in January to be compliant with the Commissions Ordinance. Johnson asked if there was any other discussion on this item.

Roll Call #4

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

Motion carried (9-0-0-0)

Recorder Riley confirmed Resolution #16-1019-314 is passed.

B. Authorization to post the Inland Fishing Regulations Book for 30 Day Public Comment Period

The Natural Resource Commission adopted the Fishing Regulation Book at the October 10, 2016 Meeting. The Regulations are being forwarded to Council for 30-day public comment period.

Speaker Johnson said this is open for discussion and/or a motion.

MOVE TO POST THE INLAND FISHING REGULATIONS HAND BOOK FOR PUBLIC COMMENT PERIOD; by Burger; supported by Di Piazza.

Speaker Johnson asked if anybody was going to abstain and that it was open for discussion.

Corey Wells said he isn't sure if this is the time now or after they vote on it. Wells said he kind of has a comment on the Fishing Regs again. Wells said he had a chance to briefly go over it but went through it in detail on the changes. Wells said he did note once again they are reducing Catch Limits and Harvest Limits and this seems to be a trend this year from the Natural Resource Commission dropping down Bag Limits and Harvest Limits. Wells said he knows in Walleye they cut the Limits, the Possession Limit and the Bag Limit....the daily Bag Limit in half again down from ten with two day Bag Limit of five with a ten Walleye Limit. Wells said it seems to him that he can't help but note that the commission consistently lowers the Bag Limits on both Hunting and Fishing and at the same increase Trapping which to him seems to be self-serving. Wells said he can't in good conscience state that he thinks the commission has the best interest of the Tribe or the Tribal members at heart. Wells said they went against the department's recommendations for both Hunting and Fishing along with going against Tribal member's opinions on Hunting and Fishing to lower

Bag Limits with the exception of Trapping which they constantly try to raise which again seems to be more self-serving than not. Wells said he guessed his Public Comment is that he is very disappointed in the Natural Resource Commission that they continue to reduce Bag Limit to the detriment of Tribal members trying to feed their families and practice subsistence harvest.

Speaker Johnson thanked Corey Wells and said that it is so noted. Johnson said he will say because they do have both of the Natural Resource Commission Liaisons here and one of the things they have to make sure is this is for public posting to ensure this is included this discussion in the public posting so the commission can see and hear these voices so they know what their membership is talking about. Johnson said with that said he sees Recorder Riley's hand is up.

Recorder Riley said yeah he was just going to ask that Grace Hendler please pull that comment out of the.....well not pull it out but copy it from the minutes and submit it with the other comments.

Speaker Johnson said he had the opportunity to briefly read some of these changes also and one of them that he is concerned about and he asked Councilor Di Piazza in regards to the turtles and reducing the size from 12 inches to 11 inches. Johnson said he doesn't know if that is going to be an issue with CORA because he doesn't know if CORA set the standard for the size of turtles. Johnson said if they had set it at 12 inches to reduce it that is a direct violation of the CORA Regulations and it allows a more lucrative catch. Johnson said they can be more restrictive but they can't be more lenient and this becomes more lenient. Johnson said he encourages the Natural Resource Commission and the Department to look into that to see if that is the case. Johnson said he has to agree with the statement about self-serving and he hates to say this because it is his family. Johnson said he is brutally honest. Johnson reiterated that he is brutally honest. Johnson said he is very cautious about these Bag Limits and so forth and how they are being set. Johnson said he wants to see the biological study done that allows them to go from a 12 inch turtle to an 11 inch turtle which is smaller and more immature. Johnson reiterated that he wanted to see that. Johnson asked if there was anything else. Johnson said by the way he is Turtle Clan. Johnson asked again if there was anything else on this item. Johnson said they have a motion on it for posting.

Recorder Riley replied yes.

Roll Call #5

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

Motion carried (9-0-0-0)

Recorder Riley noted the item is posted for public comment.

C. Approval of donation to Shop with a Cop Program

The Tribal Council recognizes the importance of the Shop With A Cop Program and the positive impact it has on the community.

Speaker Johnson asked Recorder Riley if he could give them a quick update what this is about.

Recorder Riley said actually Councilor Medacco is the one who brought this forward and he is not super familiar with the program but.....

Councilor Medacco said he can get to it. Medacco asked if it was the Shop with a Cop.

Recorder Riley said yeah.

Councilor Medacco said they have done this for the last, he doesn't know, four or five years, and they donate money. Medacco said it goes in for their Tribal Officers and also the Manistee Officers give the chance for children to actually go spend the day with a cop and be able to go out there and buy gifts and stuff with a cop. Medacco said that is why it is call Shop with a Cop Program and it is for the youth in the county. Medacco said if Officer Umlauf wanted to add to it he can.

Speaker Johnson said okay and it is open for discussion and/or a motion.

Councilor Medacco said he sees the amount was.....he thinks the amount is \$500 on this.

Recorder Riley said yes \$250 and \$250.

**MOTION TO APPROVE RESOLUTION #16-1019-315;
APPROVAL OF \$500 DONATION TO SHOP WITH A COP
PROGRAM; by Medacco; supported by Di Piazza.**

Speaker Johnson asked if anybody was going to abstain and that it was open for discussion.

Roll Call #6

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

Motion carried (9-0-0-0)

Recorder Riley confirmed Resolution #16-1019-315 is passed.

D. Approval to Post Proposed Amendments to the Gaming Enterprise Oversight Act, Ordinance #10-800-03 for 30 Day Public Comment Period

The Tribal Council has held work sessions to discuss proposed Amendments to the Gaming Enterprise Oversight Act. The Proposed Amendments need to be posted for 30 days prior to permanent adoption.

Speaker Johnson said this has been done or no this is for posting.

Recorder Riley said yes for 30 days.

Speaker Johnson said so it is only a motion and it is open for discussion and/or a motion at this point.

MOTION TO POST THE PROPOSED AMENDMENTS TO THE GAMING ENTERPRISE OVERSIGHT ACT, ORDINANCE #10-800-03 FOR 30 DAYS FOR PUBLIC COMMENT PERIOD; by Crampton; supported by Burger.

Speaker Johnson asked if anybody was going to abstain and that it was open for discussion.

Roll Call #7

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

Motion carried (9-0-0)

Recorder Riley noted the item is going to be posted.

E. Approval of Amending the Family Services Organizational Chart to comply with Valliant recommendations

The approved Organizational Chart requires an amendment in order to comply with a Tribal Council Resolution regarding Valliant.

Jason Cross, Director of the Family Services Department, represented this agenda item. Cross said first he would like to apologize for missing Agenda Review and he doesn't like to miss that but he had gotten busy and completely forgot he had something on the agenda so with that being said. Cross said this is a minor modification to the Organizational Chart that Council approved a few weeks ago. Cross said the reason for this is after discussions with the Human Resources Department to making a minor change to maintain Comp Ratio that was requested through the Valliant Study so this is just a small change in the structure to make sure that they are in compliance with that.

Speaker Johnson said it is open for discussion and/or a motion.

Councilor Crampton said he thought it was based on the Valliant Study but now he is saying the ____.

Jason Cross asked the what?

Councilor Crampton said he thought it was based on the recommendations of the Valliant Study but he just said Zionatz.

Jason Cross said he said Valliant Study.

Councilor Crampton apologized.

Jason Cross said yeah he doesn't know what Zionatz is.

**MOTION FOR THE APPROVAL OF RESOLUTION #16-1019-316;
APPROVAL OF AMENDING THE FAMILY SERVICES
ORGANIZATIONAL CHART TO COMPLY WITH THE
VALLIANT RECOMMENDATIONS;** by Lewis; supported by Di
Piazza.

Speaker Johnson asked if anybody was going to abstain and that it was open for discussion. Johnson said he sees Councilor Di Piazza's hand up.

Councilor Di Piazza asked what were the changes.

Jason Cross said they moved the Domestic Violence Coordinator up a level to maintain the like he said the Comp Ratio for salaries being paid so that they fall within the tenure limits on that HR person but that was how it was explained that they needed to maintain that.

Councilor Di Piazza said that is fine and thanked Jason Cross.

Speaker Johnson asked if there was any other discussion on this item.

Councilor Crampton said just one question. Crampton asked is the last WHEREAS in the resolution reads that "*in order to comply with the previous resolution of Tribal Council*" but it doesn't state the resolution.

Jason Cross said well HR told him that there was a resolution passed by Council to adopt the Valliant Study and he doesn't know the number of that ordinance but that is what the rationale was for it basically they wanted Council to know that they were not just making changes for no reason because he just brought it up. Cross said he had not intended to bring it up again so that is the reason why they

had to change it to make sure they complied with.....be consistent with what they have doing all along with that study.

Councilor Crampton said he agrees and he guessed what he is thinking and if he is wrong that once they pass this it basically goes into law. Crampton said in order to comply with a previous resolution of Tribal Council is pretty broad. Crampton said that is his only concern.

Jason Cross said Councilor Crampton may be correct. Cross said he is not familiar with writing this type of resolution but just wanted to let Council know that was the reason why they were doing it and it was an arbitrary nature. Cross said there was an actual reason why they wanted to do it but if that doesn't need to be in there then it doesn't need to be in there and he doesn't want to create another issue by.....

Councilor Crampton said he understands.

Jason Cross said he was always told that every solution creates 16 problems so he doesn't want to create another batch of issues.

Speaker Johnson said to suffice Councilor Crampton's request or understanding or his concern what they could do is they could and he is just talking to the motion makers to table this to the second open. Johnson said they can add to it what the last resolution number is so it would be fairly clear on how to move forward on this. Johnson said so there is no question about the broadness of the resolution or anything in the future. Johnson asked if that would work for the motion maker.

Councilor Lewis responded yes.

Speaker Johnson said so.....

Councilor Crampton said would that work for Jason Cross.

Jason Cross said he would just revise the resolution and submit it again. Cross asked what would he need to do.

Councilor Crampton said are they talking about picking it up in the second open or rescinding it.

Speaker Johnson said yes picking it up in second open. Johnson said all they need to do is.....he is talking about get the resolution of the last one that they are making reference to in the last WHEREAS.

Jason Cross said okay.

Speaker Johnson asked okay at this point then they are going to table this to the second open. Johnson asked if he can have a motion on that.

MOTION FOR RESOLUTION #16-1019-316 TO BE TABLED TO SECOND OPEN; by Lewis; supported by Di Piazza.

Speaker Johnson said it is open for discussion.

Recorder Riley said just a moment.....who was the support.

Speaker Johnson replied Councilor Di Piazza.

Roll Call #8

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

Motion carried (9-0-0-0)

Recorder Riley noted the item is tabled.

Speaker Johnson said they will work on getting that resolution number added to the last WHEREAS.

Councilor Medacco said he has the resolution number right here in front of him. Medacco said he just pulled it up. Medacco asked can they amend the motion to go back to it and address it now.

Speaker Johnson said certainly because they are still in session and they can still do that.

Councilor Medacco said to the motion maker that is Resolution #13-.....

Speaker Johnson said what they will have to do is because it has been passed somebody on here can say reconsider.

Recorder Riley said nobody voted no.

Speaker Johnson said so anybody can do it then.

Councilor Medacco said it passed and the majority.....they have to go with the majority to move it forward to reconsider.

Councilor Crampton said it is just waiting until second open so they can get the resolution in second open.

Speaker Johnson said they will take care of it in second open. Johnson said keep everything simple.

Jason Cross asked what does he need to do.

Speaker Johnson said nothing.

Jason Cross said that is perfect and thanked them.

Speaker Johnson said sorry for the confusion and thanked Councilor Medacco for bringing that up because it is going to make it a lot easier in second open for them.

IX. Concluding Business

A. Next Meeting Date(s) - Wednesday, October 26, 2016

B. Ogema Weekly Status and Business Update

Ogema Romanelli said next week they are hosting the United Tribes and he has noticed it.....before next week at the Resort. Romanelli said so the Tribes will be coming in and thinks it is Tuesday and Wednesday are the two days. Romanelli said they did hold their Auction out at Big Blue last week and he thinks it was Friday before last and everybody is expected to get their stuff they purchased out of there by this Friday. Romanelli said so if they see trucks going in and out of there that is what is happening so they will get a count down and believed they made about \$15,000 on the Auction. Romanelli said that Auction was put together by Tom St. Dennis and thanked him. Romanelli said what else do they have. Romanelli said he had the opportunity to meet with Congressman Dan Kildee last Saturday at his request and they just talked about the issues common to what he believes in and what the Tribe is looking for. Romanelli said they actually had lunch and it was a pretty good meeting. Romanelli said they did receive a letter from the Gaming Commission that stated they believed they should be having their Gaming Licenses and against what he previously said he suggested that he was going to wait to do his Gaming License and for all Elected Officials to do so but because of the letter he figured it mentioned the risk to the Tribe so he has his Temporary Gaming License now. Romanelli said the full Gaming License should be here within a month. Romanelli said that is it.

Speaker Johnson asked anything else in Business Update. Johnson said to the Ogema that it was his understanding that the meeting for the United Tribes on next Wednesday is starting at 8:00 a.m.

Ogema Romanelli replied yes.

Speaker Johnson said he is reaching out to the Warriors to make sure they have Color Guards to bring in at least the Eagle Staff, the American Flag, and Tribal Flag for that event.

Ogema Romanelli said correct, yes.

C. Legislative Affairs Update

Councilors Burger and Crampton said they didn't have anything.

Speaker Johnson said he does have a meeting with the Units of Government tomorrow and they are going to be talking about the Milarch Road. Johnson said he invited Steve Parsons to be there because he is also working on some other road issues. Johnson said one is the Kott Road and he wanted to make sure that he was there to discuss that and he briefly wanted to talk about the Dontz.....the corner of M-22 and 31 the development there and how they are moving forward on developing that area so they have an idea what they are doing here in the community. Johnson said that is all he has to report.

Councilor Di Piazza said he was just going to say that he got reinstated his Gaming License so the machine is down otherwise they would have printed him a PMO License.

Speaker Johnson asked if there is anything else on Legislative Affairs.

Councilor Wittenberg said yes on November 11th up in Harbor Springs they are having a Veteran's Pow Wow and that would certainly be nice if they had some representation up there for that being that it is a Veteran's. Wittenberg said he knows himself is planning on attending up there in those things to honor their Vets their Ogichidaag and it is what it is all about.

Speaker Johnson asked if there is anything else on Legislative Affairs.

Councilor Crampton said well he has his appointment to do his Gaming License today with Larry Gibson but he thinks for the benefit of the membership they should actually look at the Act because it only calls for two Council members to sit on the Board to be licensed and the Ogema. Crampton said nine members of Council it is two members of Council and the Ogema so he thinks they are at that limit now and they got more people applying so they are pretty comfortable.

Speaker Johnson asked if there is anything else on Legislative Affairs.

Ogema Romanelli said for the record he also believes that they have to nominate or appoint two members of Tribal Council then in the interim they are in this gray area where they have no Board of Directors and they do not have the Oversight Committee in place yet. Romanelli said in this interim period he thinks it is still risky not to have their Elected Officials Licensed as they are in that caretaker position right now so he guesses it is a difference of opinion there.

Councilor Crampton said he wanted to state for the record that it is not an opinion of Tribal Council they actually got their opinion from the Legal Department so it not just an opinion.

Ogema Romanelli said okay and thanked Councilor Crampton.

Speaker Johnson said he is seeing their Legal Department shaking her head.

Shayne Machen, Unified Legal Department Attorney, said she cannot comment.

Speaker Johnson said to Shayne Machen to please come forward.

Recorder Riley said she can't comment on it.

Councilor Crampton said she can't comment on it.

Speaker Johnson asked if there is anything else on Legislative Affairs.

D. Public Comment Period

Speaker Johnson said to Boo Battice to please come forward. Johnson said to Ken La Haye that he has him next

Boo Battice, Tribal #2644, said he guessed like he stated back in the thing they all have to understand the processes and different things because they are not all in agreement of different things. Battice said he is glad that people are.....and he invites them to show up every second Monday of every month. Battice said they are going to work on the dates for next year pretty soon. Battice said they didn't actually lower the overall but just all at one time but hopefully they can all work together.....the 30 day comment period. Battice said he would like to make this comment right here on the 30 day comment period that he wasn't, him personally, wasn't in agreement with.....he doesn't know if it was or if it is still out because he is so busy he doesn't have all the paperwork up to date but the Surrogate Hunting he is concerned about. Battice said he himself that he wanted to be.....he wanted to state the fact that there might have been gatherers out gathering things and that didn't give them the right to not eat. Battice said they could have been not the hunter type and could have been gathering....doing different.....building the houses or whatever he doesn't know because he didn't live back then but he is pretty sure there was some Natives that weren't hunters but still got to eat meat and that is really a concern of his and that is what he wanted to state.

Ken La Haye said he just wanted to voice his opinion. La Haye said it seems to be a lot of work to get the regulations not just fishing or hunting but all of the regulations to where they are at today. La Haye said it seems like they are going backwards from where they have worked forward to get to where they are. La

Haye said another.....on the Fishing Regulations that they are putting up for the 30 day public comment he had a chance to look at them just briefly. La Haye asked if they can put a copy on there with the stricken.....with the new wording in it with what has been stake out because the way they read it it's hard to follow without the original wording in there.

Councilor Di Piazza said it should have the redline when it goes online.

Ken La Haye repeated that it should have that?

Councilor Di Piazza said right now the copy he has are.....well the ones he has so.....the redlines still in the computer and it should be posted when they are done today.

Ken La Haye said he guessed that he just wanted to voice his opinion on that because he thought they were supposed to be moving forward on stuff and like.....he doesn't see any biological backing to some of these decisions that are being made. La Haye said any reports or anything and just seems like that they just want to change things on personal notes maybe or social interactions.

Speaker Johnson thanked Ken La Haye. Johnson said he would like to respond to that also.....normally.....the issue he had with.....on the Hunting Regs is about the Bag Limits and they wanted to increase the Bobcat to one he believed. Johnson said it is interesting that the Bobcat is a predator and a hunter. Johnson said they wanted to reduce the amount of take on squirrels and the Bobcat hunts squirrels. Johnson said here they have a situation in which they are going to increase the number of hunters.....reducing the number of hunters of squirrels and they are going to reduce the number of take on squirrels so they are going to wind up with squirrels flourishing because they harvested the hunters who are trying to police or maintain a balance in that take. Johnson said it is opposing what the principles are of Mother Nature. Johnson said that is what happened with the wolves out in.....at the.....Yellowstone. Johnson said they were taken out and the Elk just thrived and they wound up tearing up all the countryside. Johnson said when they reintroduced the Elk at a controlled rate it got everything back to normal again. Johnson said what he is trying to say is they are also going to take away the natural predator of a squirrel and decrease the Bag Limit so they are going to flourish like heck. Johnson said he looks at that reasoning and he agrees with Ken La Haye where is the science behind this and where is the real thought processes in this and that is what he is asking.

Councilor Di Piazza said that was some of his concern and he did air that concern. Di Piazza said when they raise the Bag Limit on certain things, they know, some of them did trap back in the 80's and 90's. Di Piazza said he put his in mothballs because he has a couple of hundred traps. Di Piazza said they used to eat the Muskrat, Koon, and everything because they were actually pretty good. Di Piazza said if they are going to raise the Bag Limit on some things they are still hanging

there collecting dust. Di Piazza said if he included his siblings, his kids, and everything utilize his traps they could have a real problem so.....

Ken La Haye said he guessed he has to state his Tribal I.D. as #2692.

Speaker Johnson called on Diane Lonn.

Diane Lonn, Tribal #0194, said she don't.....she doesn't hunt any more or fish like she used to but it seems to her maybe there should be a meeting with Natural Resources and the concerns that seem to be out there. Lonn said as they have two on Natural Resources why didn't they ask questions as well at that time when this was all being done. Lonn said it falls upon them to ask questions too to the Natural Resources on why they are doing what they are doing as well as there is an open meeting. Lonn said to them that they really should go and voice their opinion and be there and not just do it here. Lonn said that is her opinion. Lonn said the other problem that has come up over the last couple of weeks is the campground. Lonn said she understands that there has been a problem because people want to claim that nat.....they want to claim that as their physical address. Lonn explained in Enrollment they have to have a physical and a mailing address. Lonn said there is no physical address out there and it's been a lot of discussion on it. Lonn said they have no rules in place and that is the responsibility of the Natural Resources to make some kind of rules whether they want to call it or whether they don't. Lonn said she knows the Post Office will not allow them....it's a campground but again she has to have something to follow instead of people running to 50 different officials and asking questions so she would like to present to the Liaisons that she would like them to bring up to Natural Resources that they come up with some kind of rule or law that says they can either use that as a physical address or they can't. Lonn said so that she has something to stand by.

Councilor Crampton said actually they had a Tribal member come in and expressed that exact concern and he discussed with Recorder Riley to bring it forth in a resolution to make it so that indignant members of the Tribe can come to the office and show I.D. and pick up their checks. Crampton said once they discover a problem or a flaw they have to correct it and that probably would be the wisest way to correct it.

Speaker Johnson asked if there were any other public comments. Johnson said oh, they have in the audience here.....

Ogema Romanelli said go ahead they were first.

Corey Wells said he probably better state his Tribal I.D. #4839 before he gets yelled at as well. Wells said in response to Diane Lonn's comment about showing up to Natural Resource Commission Meetings he has shown up to them before as a Tribal member and not a member of the Natural Resource Department

but he does know the staff members from Natural Resources Department do show up and voice their opinions and knows both their opinions and opinions of the membership that have approached and voiced their concerns are generally not heeded. Wells said this is not a reflection upon Boo Battice because he can always talk to him and this isn't geared towards him but there are members on the commission that refuse to listen to, refuse to hear, and refuse to hear anything that they don't want to hear. Wells said he has been to commission meetings where it is utter chaos with name calling back and forth that feels like he is in high school or middle school. Wells said he thinks this is where a lot of this concern from their membership that approached and talked to them on this because he shouldn't have to come here and talk to them on his concerns on Bag Limits and whatnot however their concerns are not getting through. Wells said the ordinances or the resolutions or regulations are being passed with personal agenda items on there and things that he feels are not like Ken La Haye was saying they worked hard to get the Bag Limits that they have had. Wells said the Bag Limits that they have were in line with the Consent Decree and he doesn't know why they are reducing those down when the other Tribes are not and they have no biological evidence to support reducing them. Wells said trust him if they had biological evidence that suggested they needed to reduce Walleye Harvest that Walleye were endangered or they were becoming hard to find then he would be all for reducing their Bag Limit until those numbers came up but they have no such data. Wells said it is being done at the whim of whoever is writing these and again this is not a reflection on Boo Battice. Wells said he has a lot of respect for him.

Speaker Johnson asked if there was any other public comment and he had somebody else.

Ogema Romanelli said he just wanted to address Diane Lonn's concerns. Romanelli said he has more information that they can share and talk about within the next few days hopefully.

Speaker Johnson asked if there were any other public comments. Johnson said yes Boo Battice.

Boo Battice, Tribal #2644, thanked Corey Wells for the respect. Battice said he really deeply appreciates that. Battice said one of the things he would like to mention is there was a problem he believed with a specific incident that he is talking about that he had mentioned earlier between the formats and the computer. Battice said they actually noticed that some things were actually left out because of changing over formats and working. Battice said that was no intention of theirs that.....he is glad the processes is here and hopefully they can all work together.

Speaker Johnson asked if there was any other public comment.

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 END FIRST SESSION AT 10:42; by Lewis; supported by Di Piazza.

Roll Call #9

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

Motion carried (9-0-0-0)

The meeting was adjourned at 10:42 a.m.

XI. Open Session

The Council reconvened in Open Session at 11:46 a.m.

MOVE TO GO INTO SECOND OPEN AT 11:46; by Riley; supported by Medacco.

Roll Call #10

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

Motion carried (9-0-0-0)

Speaker Johnson asked do they have any items to move from closed to open.

A. Items moved from Closed to Open Session

MOTION TO MOVE CLOSED SESSION UNDER C, BIDS & CONTRACTS, THE RESOLUTION AND ROLL CALL FOR C.2 AND FOR C.6; by Riley; supported by Medacco.

Speaker Johnson asked if anybody was going to abstain and that it was open for discussion.

Roll Call #11

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

Motion carried (9-0-0-0)

Recorder Riley noted that the items are moved.

The following two items were moved from Closed Session to Open Session.

**MOTION TO APPROVE RESOLUTION # 16-1019-317,
APPROVAL TO ESTABLISH \$5,000,000 REVOLVING LINE OF
CREDIT WITH WELLS FARGO BANK;** by Medacco; supported by
Wabindato.

Speaker Johnson asked if anyone was going to abstain from the vote.

Roll Call #C-4

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

Motion carried (7-2-0-0)

**MOTION TO APPROVE RESOLUTION # 16-1019-319,
RATIFICATION OF PHYSICIAN EMPLOYMENT CONTRACT;**
by Burger; supported by Medacco.

Speaker Johnson asked if anyone was going to abstain from the vote.

Roll Call #C-6

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

Motion carried (9-0-0-0)

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

**B. Approval of Amending the Family Services Organizational Chart to
comply with Valliant recommendations**

The approved Organizational Chart requires an amendment in order to
comply with a Tribal Council Resolution regarding Valliant.

Speaker Johnson noted that they had an item in New Business in First Open that
they tabled and moved to Second Open. Johnson said that was E, Approval of
Amending the Family Services Organizational Chart. Johnson said they were
looking for a resolution to include in one of the WHEREAS.

**MOVE TO APPROVE RESOLUTION #16-1019-320; APPROVAL
OF AMENDMENT TO THE FAMILY SERVICES
ORGANIZATIONAL CHART TO COMPLY WITH THE**

**VALLIANT RECOMMENDATIONS AND TO INCLUDE
RESOLUTION REFERENCE NUMBER 13-1030-335; by Lewis;
supported by Di Piazza.**

Speaker Johnson asked if anybody was going to abstain and that it was open for discussion.

Roll Call #12

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

Motion carried (8-1-0-0)

Recorder Riley asked Councilor Burger what did she catch.

Councilor Crampton said he doesn't know but she caught something.

Councilor Burger said there is no recommendation in here from the Human Resource Department that demonstrates it is compliant with Valliant and there is also an impact to this Organizational Chart by moving that individual position up to the Budget and there is no evaluation for the Budget.

Councilor Medacco said Jason Cross said there will be an impact to the Budget with the compensation rate that will actually go up.

Councilor Burger said she understands that so this, in her opinion, could be a move to ensure that particular employee gets a raise if it is not consistent with the study itself which she sees no documentation attached from Human Resources that tells her it is.

Councilor Medacco said that employee is a contracted position under their grant.

Councilor Burger said she understands that.

Councilor Medacco said it pertains to the grant.....

Councilor Burger said now they have created a division within the department that has to be manned. Burger said that is her only comment.

XII. Adjourn

MOVE TO ADJOURN AT 11:49; by Riley; supported by Medacco.

Roll Call #13

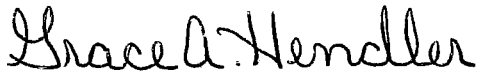
J. Riley - Yes	J. Burger- Yes	F. Medacco- Yes
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S. Crampton - Yes	G. DiPiazza- Yes	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Yes	S. Lewis - Yes

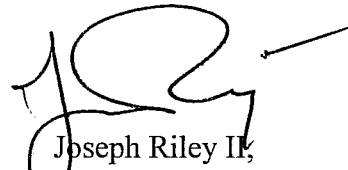
Motion carried (9-0-0-0)

The meeting was adjourned at 11:49 a.m.

Respectfully Submitted,



Grace A. Hendler
Transcribing Assistant



Joseph Riley II,
Tribal Council Recorder