

**LITTLE RIVER BAND OF OTTAWA INDIANS
TRIBAL COUNCIL
REGULAR MEETING
WEDNESDAY, OCTOBER 26, 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 26, 2016. Following are the minutes of that meeting.

I. Opening Prayer

Darleen Martin, Tribal Elder, offered the Opening Prayer.

We thank the Lord for all of us being here today.
Let us have good minds.
Let us think before we speak and try to get along with everyone.
We need more love in this Tribe.
Miigwech. Thank you.

II. General Business

A. Call to Order

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

B. Roll Call

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

Quorum established.

Others Present: Diane Lonn, Rosemary Smith, Kathy Sam, Darleen Martin, Corey Jerome, Archie Martell, Steve Parsons, Shanaviah Canales, Tom St. Dennis, Jennifer Crampton, Jason Holguin, Kelly Maser, Bill Willis.

Others Present That Did Not Sign In: Grace Hendler, Andrew Jewrick, Mary Thomas, Ogema Romanelli, Officer Gilles, Caitlin Rollins.

Speaker Johnson said just a quick heads up Councilor Di Piazza is over at the United Tribes Meeting that they are hosting right now so he will not be here for today's meeting.

C. Approval of Agenda

MOTION TO APPROVE THE AGENDA WITH THE FOLLOWING CHANGES; IN CLOSED SESSION C, REMOVAL OF C.3, THE APPROVAL OF THE DELTA DENTAL CONTRACT AND THE ADD OF C.4, APPROVING AGREEMENT BETWEEN LRCR AND TRIBAL FIRST; by Medacco; supported by Riley.

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- Absent	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Yes	S. Lewis - Yes

Motion carried (8-0-0-1)

Recorder Riley noted the agenda is adopted.

D. Tribal Council Minutes 10/12/16 10/19/16

MOVE TO APPROVE THE TRIBAL COUNCIL MINUTES FOR 10/12 AND 10/19; by Riley; supported by Burger.

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- Absent	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Yes	S. Lewis - Yes

Motion carried (8-0-0-1)

Recorder Riley noted the minutes are accepted.

III. Continuing Business

A. Grants & Contracts

Speaker Johnson noted they do not have anything under Item A, Grants & Contracts.

B. Budget Modifications

1. Approval of Budget Modification MB-2016-__ ; Authorizing the modification of the Lake Sturgeon Rehabilitation Budget, Program #1050-151 in the amount of \$18,840

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 the Natural Resource Department has requested to modify the Lake Sturgeon Rehabilitation Budget, Program 1050-151 basically moving unspent salaries and fringes into Small Equipment, Supplies and Uniforms. Willis said so that is what this request is.

MOVE TO APPROVE RESOLUTION #16-1026-321; APPROVAL OF BUDGET MODIFICATION MB-2016-62; AUTHORIZING THE MODIFICATION OF THE LAKE STURGEON REHABILITATION BUDGET, PROGRAM #1050-151 IN THE AMOUNT OF \$18,840; by Burger; supported by Medacco.

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- Absent	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Yes	S. Lewis - Yes

Motion carried (8-0-0-1)

Recorder Riley confirmed Resolution #16-1026-321 is passed.

2. Acceptance of contract funds from the U.S Department of Agriculture-2017 Food Distribution Program and approving a modification to the Operating Budget MB-2016-__ in the amount of \$92,092

The Tribe has received the grant for the 2017 USDA Food Commodities.

Bill Willis, Budget Coordinator, represented this agenda item. Willis said this is the new Food Distribution Food Commodities Program Budget in the amount of \$92,092. Willis said there is a required match for this particular grant but that match was budgeted appropriately in the 2016 Budget so no money needs to be appropriated. Willis said it has already been authorized. Willis said so they just need to accept the money and amend the Operating Budget.

**MOVE TO APPROVE RESOLUTION #16-1026-322;
ACCEPTANCE OF CONTRACT FUNDS FROM THE U.S.
DEPARTMENT OF AGRICULTURE-2017 FOOD DISTRIBUTION
PROGRAM AND APPROVING A MODIFICATION TO THE
OPERATING BUDGET MB-2016-63 IN THE AMOUNT OF
\$92,092; by Riley; supported by Lewis.**

Speaker Johnson said to Councilor Medacco that he saw his hand up and asked if there was something to add.

Councilor Medacco said nope he just wanted to make a motion.

Speaker Johnson said it was open for discussion at this point.

Councilor Burger said she just wanted to point out that the Food Distribution Program Budget also includes \$17,926 in Indirect Costs. Burger said those Indirect Costs are the costs that support other functions in the government besides the administration of the program. Burger said so this is one of the rare programs that actually allows for Indirect Costs to come out of its Budget which is Direct Service type program. Burger said so there is Ancillary Service assistance along with the Direct Services.

Speaker 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- Absent	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Yes	S. Lewis - Yes

Motion carried (8-0-0-1)

Recorder Riley confirmed Resolution #16-1026-322 is passed.

Speaker Johnson said to Bill Willis if he could ask him a favor. Johnson said the podium there if he could quarter it a little bit this way.

Bill Willis said he wasn't sure if it was moved for today's meeting or.....

Speaker Johnson said Miigwech.

C. Approval of Budgeted Expenditure

- 1. Approval of Expenditure for Department of Justice-Office of Violence Against Women (OVW); for Purchase of 2016 Chevrolet Malibu in the amount of \$18,750**

The purchase of the vehicle is an approved expenditure under the OVW Budget; Program #4219.

Shanaviah Canales, Domestic Violence Coordinator, represented this agenda item. Canales said she is requesting to approve to purchase a 2016 Malibu. Canales said since Monday the price has changed and actually reduced to \$18,174.72 due to her overlooking another bid that she had forgotten about so they matched that.

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

Councilor Medacco asked what that amount was again.

Shanaviah Canales responded \$18,174.72. Canales said she fixed the resolution to state that so she has that done as well.

**MOTION TO APPROVE RESOLUTION #16-1026-323;
APPROVAL OF EXPENDITURE FOR DEPARTMENT OF
JUSTICE-OFFICE OF VIOLENCE AGAINST WOMEN (OVW),
PURCHASE OF 2016 CHEVROLET MALIBU IN THE AMOUNT
OF \$18,174.72; by Medacco; supported by Wabindato.**

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

Roll Call #5

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

Motion carried (8-0-0-1)

Recorder Riley confirmed Resolution #16-1026-323 is passed.

**2. Approval of Expenditure for Authorization of \$25,000 for
Payment of Membership Dues to the U.S. Chamber of
Commerce**

The Tribe met the qualifications to become a member and requests authorization for payment of Membership Dues.

**MOVE TO APPROVE RESOLUTION #16-1026-324;
AUTHORIZING PAYMENT OF \$25,000 FOR MEMBERSHIP
DUES TO THE U.S. CHAMBER OF COMMERCE; by Burger;
supported by Medacco.**

Councilor Burger said she wanted to make one change in the resolution if she may.

Speaker Johnson said yes.

Councilor Burger said "*THEREFORE it is resolved that*" they have Delegate Jessica Burger, Tribal Council and she would prefer that Delegate to be Joe Riley, Tribal Council Recorder and she will take the Alternate position. Burger said she would like it listed in that order.

Speaker Johnson said okay.

Councilor Burger said Joe Riley has attended more functions than she has and she thinks that would be appropriate.

Speaker Johnson asked Recorder Riley if he was okay with that.

Recorder Riley said he is fine and he does hold a seat on the Small Business Council for the U.S Chamber of Commerce.

Speaker Johnson said that would work out very nice.

Councilor Burger said for those designations in the resolution.

Johnson thanked Councilor Burger for that change and said it makes a lot of sense. Johnson asked if there was any other discussion on this item.

Councilor Medacco said he will support it.

Speaker Johnson thanked Councilor Medacco and said he was getting a little ahead of himself. Johnson asked again if there was any discussion on this item.

Roll Call #6

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

Motion carried (8-0-0-1)

Recorder Riley confirmed Resolution #16-1026-324 is passed.

IV. Old Business

- A. **Operations Report** None Submitted
- B. **Financial Report** None Submitted
- C. **Binojeeuk Commission** None Submitted
- D. **Health Commission** None Submitted

- E. **Housing Commission** **None Submitted**
- F. **Natural Resource Commission** **None Submitted**
- G. **Commerce Commission** **None Submitted**
- H. **LRBOI Tribal Government Preference Report** **None Submitted**

Speaker Johnson said they do not have anything to move forward or accept in Old Business.

V. New Business

A. Adoption of the Revised FY 2017-2020 Little River Band of Ottawa Indians Tribal Transportation Improvement Plan (TTIP)

The TTIP needs to be updated and submitted to the Bureau of Indian Affairs Roads Program to identify projects that are scheduled for Calendar Years 2017 through 2020.

Steve Parsons, Planning Department Coordinator, represented this agenda item. Parsons said this is an item that they do annually every year about this time in the fall. Parsons said the BIA Roads Program requires that they submit a Tribal Transportation Improvement Plan every year and it is due October 31st of that year. Parsons said so this one is due this week. Parsons said what it does require is authorization from the governing body of the Tribe which is the Tribal Council that they have seen the plan and approved it and that they can use that plan for the basis for their projects for.....particularly for next year 2017 but also going forward for the next three or four years. Parsons said having said that he will spare them because they went over in Agenda Review in quite a bit of detail. Parsons said hopefully they had a chance to look at it and he will just see if they have any questions.

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

MOVE TO APPROVE RESOLUTION #16-1026-325; ADOPTION OF THE FY 2017-2020 LITTLE RIVER BAND OF OTTAWA INDIANS TRIBAL TRANSPORTATION IMPROVEMENT PLAN (TTIP); by Burger; supported by Medacco.

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- Absent	M. Wabindato -Yes
R. Wittenberg-Yes	V. Johnson - Yes	S. Lewis - Yes

Motion carried (8-0-0-1)

Recorder Riley confirmed Resolution #16-1026-325 is passed.

B. Approval of Donation of \$500 to Manistee Pop Warner Football Program

Tribal Leadership recognizes the importance of the Manistee Pop Warner Football Program and the positive impact it has on this community and wishes to support that effort with \$250 each.

**MOTION TO APPROVE RESOLUTION #16-1026-326;
APPROVAL OF DONATION TO MANISTEE POP WARNER
FOOTBALL PROGRAM;** by Medacco; supported by Burger.

Speaker Johnson asked if anybody was going to abstain and that it was open for discussion. Johnson said Councilor Burger brought to their attention in their Agenda Review yesterday that Pop Warner himself.....what he was famous for and maybe they could share that with the public.

Councilor Burger said oh, sure. Burger said Pop Warner actually worked with the Carlisle Indian School years ago when they had their football team. Burger said that was one of the first Boarding Schools in the United States and Carlisle put together a football team to try to relieve the tension for the male Boarding School attendees. Burger said Pop Warner became involved with them and he was instrumental in the implementation of the forward pass that came out of the Carlisle Football Team history and that is now part of the NFL and every other football team in the United States. Burger said they use that invention to defeat Yale that year.

Speaker Johnson thanked Councilor Burger. Johnson said he really enjoyed that tidbit yesterday or on Monday. Johnson said they are never too old to learn.

Councilor Burger reiterated the invention of the forward pass.

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

Recorder Riley asked Speaker Johnson how is his team doing with their forward passing.

Speaker Johnson said they could do better.

Councilor Burger said so they know they can thank.....the NFL can thank Native America for the invention of the forward pass.

Speaker Johnson said yes and Ahaaw.

Roll Call #8

J. Riley - Yes	J. Burger- Yes	F. Medacco- Yes
S. Crampton - Yes	G. DiPiazza- Absent	M. Wabindato -Yes

R. Wittenberg-Yes	V. Johnson – Yes	S. Lewis – Yes
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Motion carried (8-0-0-1)

Recorder Riley confirmed Resolution #16-1026-326 is passed.

Speaker Johnson said he wanted to thank both Council and the Ogema for donating towards this because it is an important part of who they are. Johnson said he really appreciates that support.

C. Adoption of the Binojeeuk Commission By-Laws

The Binojeeuk Commission adopted their By-Laws at their regular October 20, 2016 Meeting. The By-Laws are being forwarded to Tribal Council for approval.

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

Councilor Medacco said they only really changed the By-Laws where the term of office went from two years to four years and there are some grammatical errors and typos that Caitlin Rollins, the Attorney for the Binojeeuk Commission, took care of.

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

MOTION TO APPROVE RESOLUTION #16-1026-327; ADOPTION OF BINOJEEUK COMMISSION BY-LAWS; by Medacco; supported by Wabindato.

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

Roll Call #9

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

Motion carried (8-0-0-1)

Recorder Riley confirmed Resolution #16-1026-327 is passed.

VI. Concluding Business

A. Next Meeting Date(s) - Saturday, November 5, 2016

B. Ogema Weekly Status and Business Update

Ogema Romanelli said he just wanted to note that November 5th is on a Saturday which is in cooperation with the Elders Conference, right.

Speaker Johnson said correct.

Ogema Romanelli asked if that was still at 10:00.

Speaker Johnson said yes.

Ogema Romanelli said okay good. Romanelli said he just has a few updates. Romanelli said they are currently hosting the United Tribes Meeting across the street. Romanelli said they held a dinner and a Speaker last night and today it resumed at 8:00 until 4:00 today. Romanelli said they had to re.....they had to elect a new President and Vice President this morning. Romanelli said Aaron Payment became the new President to fill in for Homer Mendoka who was not re-elected as Chair so they had to find a new President to fill out this last year. Romanelli reiterated that Aaron Payment became the new President and Jamie Stuck from Nottawaseppi became the Vice Chair for this remaining year as well because Aaron Payment was serving as Vice President so. Romanelli said that has been done. Romanelli said he understands that the flag poles are either up or going to be up by the end of this week out in front of the Government Center so that is done or getting done this week. Romanelli said they have two resignations, one resignation from the Election Board and one from Binojeeuk. Romanelli said that should do it.

Speaker Johnson asked if there were any additions to the Business Update or are there any questions.

Ogema Romanelli said he just wanted to thank those persons for serving for the length of time that they did and it is really appreciated. Romanelli said people have to understand how important some of these commissions are and the work that they do so he doesn't want to call anybody out but he does want to thank the individuals unless he does want to call somebody out..... Romanelli said no he wants to thank them for their time and also anybody that serves on a commission for a length of time knows the work that goes into it so and thanked them again.

Speaker Johnson said he just wanted to.....Councilor Medacco go ahead.

Councilor Medacco said to Ogema Romanelli that he just wanted to know if he had anybody that has put their name in for the Binojeeuk Commission at all.

Ogema Romanelli said he hasn't reviewed it with Mary Thomas and it just came through yesterday and he was in meetings all day so they will look forward to looking through them.

Councilor Medacco thanked the Ogema.

Recorder Riley asked the Ogema if he currently has anybody in mind to appoint to the seat of the Election Board.

Ogema Romanelli responded that he does not.

Recorder Riley said he means it is what six months left in the term so it does require an appointment.

Ogema Romanelli said okay.

Speaker Johnson said he just wanted to.....formally wanted to apologize to the Ogema and to the Tribe because the United Tribes was here yesterday and being one of the Liaisons for the United Tribes he was not present last night for the Meet and Greet. Johnson reiterated that he apologizes for that. Johnson said however he also wanted to recognize today that they had three Council members there besides himself, they had Councilor Wabindato, Councilor Wittenberg, and Councilor Di Piazza. Johnson said that Councilors Wittenberg and Di Piazza were on the drums so they could honor the colors coming in and he wanted to say Miiigwech for doing that. Johnson said they will be there tonight when they retire the colors.

Ogema Romanelli thanked them.

Speaker Johnson said that is all he has to say.

C. Legislative Affairs Update

Speaker Johnson asked do they have any Legislative Updates.

Councilor Burger said she was just reading this morning in Turtle Talk that usually has lots of topics or it is topics about Indian Law and Tribal Law. Burger said this morning the Mackinaw Tribe filed a.....or earlier this week the Mackinaw Tribe she thinks it was October 19th was the date on the Cert filed or questioned before the Supreme Court about their recognition. Burger said the Mackinaw Tribe is a Chippewa Ottawa Tribe here in Michigan and they are asking the Supreme Court to compel the Secretaries Office to hold a Constitutional Election to give their recognition under the Indian Reorganization Act. Burger said so that has moved through the lower courts and is now being asked to be heard at the Supreme Court level. Burger said whether or not the Secretary has the authority to deny those types of elections is interesting. Burger said she was just reading the Brief.

Speaker Johnson asked if there was anything else in Legislative Affairs Updates. Johnson said they met last week with the Units of Government here in Manistee. Johnson said he wanted to thank Steve Parsons for being there because they did talk about some of the road activities going on with Milarch Road, Kott Road and things of that nature for 2017. Johnson said they also had the opportunity to talk about the Daycare Center that is coming on board and also the work that Tom St.

Dennis has been championing in regards to the Bull/Dontz Corner or U.S 31 and M-22. Johnson said they are really looking forward to working with them in the future on that and he wanted to thank them that they had the opportunity to share some information there. Johnson asked if there was anything else on Legislative Affairs.

D. Public Comment Period

Speaker Johnson said he invites any Tribal member to come forward in Public Comments. Johnson said to give their name and Tribal I.D.

Councilor Burger said she has a Public Comment that she would be happy to share with the audience. Burger said on Sunday she was married to a gentleman from here, Chris Steinberg. Burger said she just wanted to let everybody know that. Burger said they talked it over and he said yeah she might as well tell everybody because everybody knows now. Burger said it was on Face Book so.

Councilor Medacco said it is Face Book official.

Councilor Burger said it is Face Book official.

Speaker Johnson said to Councilor Burger that okay she will have to forgive him, Steinberg.

Councilor Burger repeated Steinberg.

Speaker Johnson said they are having Freudian slips.

Councilor Burger said to Speaker Johnson that no it is fine until she gets it changed and Recorder Riley gets the paperwork.

Speaker Johnson said okay Miigwech. Johnson reiterated okay.

Councilor Medacco said congratulations.

Speaker Johnson said congratulations, yes. Johnson asked if there was anything else in Public Comments.

MOTION TO END FIRST OPEN AT 10:26; by Crampton; supported by Lewis.

Roll Call #10

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

Motion carried (8-0-0-1)

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

VIII. Open Session

The Council reconvened in Open Session at 11:47 a.m.

MOTION TO GO IN SECOND OPEN AT 11:47; by Lewis; supported by Wittenberg.

Roll Call #11

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

Motion carried (7-0-0-2)

A. Items moved from Closed to Open Session

Speaker Johnson asked if they had anything to move forward from closed.

Recorder Riley replied no.

There were no items to be moved from Closed Session to Open Session.

IX. Adjourn

MOTION TO END SECOND OPEN AT 11:47; by Lewis; supported by Wittenberg.

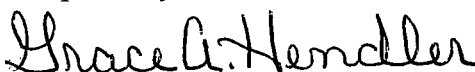
Roll Call #12

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

Motion carried (7-0-0-2)

The meeting was adjourned at 11:47 a.m.

Respectfully Submitted,


Grace A. Hendler
Transcribing Assistant


Joseph Riley II,
Tribal Council Recorder