

LITTLE RIVER BAND OF OTTAWA INDIANS TRIBAL COUNCIL REGULAR MEETING WEDNESDAY, SEPTEMBER 30, 2020 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 September 30, 2020. Following are the minutes of that meeting.

Recorder Di Piazza said to Speaker Pete that the recorder is on.

Speaker Pete thanked Recorder Di Piazza. Pete said welcome to their Wednesday, September 30th the last day of September, 2020 at 10:00 a.m. Tribal Council Meeting via ZOOM. Pete asked Gary Di Piazza if he had anyone or would he like to say their Opening Prayer.

Recorder Di Piazza said he can do it.

Speaker Pete thanked Recorder Di Piazza.

I. Opening Prayer

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

Creator, look after us as we go through these days.

Let your loving hands and healing hands help whoever you may that asks for your help.

Look after our First Responders and also our front-line employees wherever they may be serving you.

Let everybody be safe as they are out taking precautions.

Wear your mask and don't forget your little spray things.

The Creator has given us these things to protect ourselves as we go through these days.

Miigwech. Miigwech. Miigwech.

Speaker Pete thanked Recorder Di Piazza. Pete said he is going to add a little something to the agenda right here. Pete said right after their prayer. Pete said he received a text from Nikki Nelson today and he has been reading about it over the last month. Pete said frankly, honestly he forgot to wear orange. Pete said he has one thing in his closet that is orange and he forgot to wear it today. Pete said today is International Day of Remembrance of Victims of Boarding Schools. Pete

said they wear orange to signify their remembrance. Pete said he would greatly appreciate it if they could have a moment of silence to remember and honor all the children that were victims of the horrific Boarding School practices. Pete said so he will like to say that he wants to have a moment of silence prayer to remember all of their victims of Boarding Schools. Pete thanked Nikki Nelson for reminding him.

II. General Business

A. Call to Order

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

Speaker Pete asked Recorder Di Piazza to do a roll call please.

B. Roll Call

T. Guenthardt -Present	C. Champagne	-Absent	D. Corey -	Present
S. Crampton - Present	G. DiPiazza -	Present	R. Pete -	Present
R. Wittenberg- Present	D. Lonn -	Absent	S. Lewis -	Present

Quorum established.

Councilor Crampton said he would like to say Cindy Champagne has a family emergency so she won't be here today.

Speaker Pete thanked Shannon Crampton. Pete said he, he, he did just hear about it today. Pete thanked Shannon Crampton again.

Recorder Di Piazza said seven are present and two are absent they have a quorum.

Speaker Pete thanked Recorder Di Piazza.

Others Present: Grace Hendler, Mary Thomas, Ogema Romanelli, Kathleen Bowers, Sandy Mezeske, Rebecca Liebing, Allison Smart, Valerie Chandler, Jessica Steinberg, Elise Mc Gowen-Cuellar, Brandy Martin, Bill Willis, Michelle Lucas, Lani Rozga, Laura Echelbarger, Rebecca Groh, Jamie Friedel, Frank Beaver, Shelly Memberto, Kelly Maser, Martha Howell, Connie Waitner, Andrew Gentile, Al Metzger, Dawn Mc Grady.

C. Approval of Agenda

MOTION TO APPROVE THE AGENDA FOR 9/30/2020; by Guenthardt; supported by Corey.

Speaker Pete asked is there any further discussion. Pete asked is anyone going to abstain.

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Councilor Crampton identified himself. Crampton asked can he get in the queue.

Speaker Pete said to Shannon Crampton to go ahead.

Councilor Crampton said why he knows they were.....had the work session....Agenda Review the other day but he was thinking about an issue. Crampton said that is the acceptance of the Little River Casino Budget. Crampton said it is on for Closed and he would like to maybe postpone that....hold that for a work session or maybe include it with the rest of the Budget because nothing, nothing impacts the member's distribution in the Per Capita as much as this.

Speaker Pete said well.....

Councilor Crampton said so he thinks.....

Speaker Pete said to Shannon Crampton to go ahead.

Councilor Crampton said members should be able.....the membership should be able to look at it before their Elected Representatives that represent them actually vote on it instead of after the fact so he would like to have that removed from the agenda and um, moving it to a work session before....to the members before....it hasn't even been um, Council didn't even have a work session on it alone it has only been introduced to Council. Crampton said then it went straight to the agenda.

Speaker Pete said didn't they have a work session last week on that agenda because.....

Councilor Crampton said no, they, they......

Speaker Pete continued with....it was on Closed last week and they never got to Closed but they did have a work session because he remembers being in that work session.

Councilor Crampton said no, no, no they had a presentation with the casino staff present. Crampton said they never had it with just....with just the, the Council ____ reviewing it.

Speaker Pete said before that it was done in private he never heard one question asked of all the Resort Staff that made the presentation....presented and no one ever asked any questions.

Councilor Crampton said that is his point, that's his point at a presentation when they sat in the room and they presented it to them. Crampton said there is another meeting with Council usually where it is just Council.

Speaker Pete said okay first of all..... Pete asked Tom Guenthardt does he want to.....does he want to amend his agenda.

Councilor Guenthardt said no.

Speaker Pete asked Dave Corey if he keeps supporting that.....Tom Guenthardt does not want to amend his agenda request.

Councilor Corey said yes, he still supports it.

Recorder Di Piazza was talking in the background. Di Piazza said he asked three times...

Speaker Pete asked is there any further discussion. Pete asked Recorder Di Piazza to do a roll call.

Roll Call

T. Guenthardt -	C. Champagne -	D. Corey -
S. Crampton - No	G. DiPiazza -	R. Pete -
R. Wittenberg- No	D. Lonn -	S. Lewis -

Motion carried (0-0-0-0)

Councilor Crampton identified himself. Crampton said he would have said no but he would ask the Speaker to really control the hillbilly please.

Recorder Di Piazza said excuse him.

Speaker Pete asked Shannon Crampton what is he talking about the hillbillies. Pete said he doesn't have anything going on in hillbillies he means really.

Councilor Crampton said would they knock it off everybody can hear the "F" word and the "F" bombs dropping and it is quiet its not quiet.....put them on mute. Crampton said if they can't control themselves put them on mute.

Councilor Guenthardt said to Shannon Crampton put him on mute.

Recorder Di Piazza said that would also include him.

Councilor Crampton said somebody just answered for him when he had.....when they ask for a vote. Crampton said somebody went nooooo. Crampton said that wasn't him now just control the mute.

Recorder Di Piazza said he doesn't know he is not looking at the screen. Di Piazza said he has got paperwork to do.

Councilor Crampton said he wasn't talking to him and he doesn't want to hear him complain about his job. Crampton said he is the only Recorder that whines about his job in the history of the Tribe.

Recorder Di Piazza said excuse him.

Speaker Pete said okay.

Councilor Crampton said hold on....be quiet....be quiet....please be quiet so he can repeat this because he keeps saying excuse him he must have a hearing problem so he is going to say this very clearly. Crampton said he is the only Recorder that whines about that position.

Recorder Di Piazza said he is not whining.

Speaker Pete said just a minute. Pete said they know what....

Recorder Di Piazza said to Shannon Crampton that he will send him all the information and then he can run this ZOOM Meeting from his home since he wants to work from home.

Councilor Crampton said resign...resign that position and he will.

Speaker Pete said okay wait a minute...just a minute.

Recorder Di Piazza said this is better than the debate last night. Di Piazza was yelling and screaming yay! yahoo! Di Piazza said oh, my god, move on.

Speaker Pete said okay. Pete said listen, listen wait a minute.....

Councilor Guenthardt said revote.

Speaker Pete said he is the Recorder he can control.....he is the Speaker he controls this meeting and enough of this is said. Pete said to Recorder Di Piazza to go on and continue with his roll call.

Councilor Crampton asked can he.....

Roll Call #1

T. Guenthardt -Yes	C. Champagne -Absent	D. Corey -	Yes
S. Crampton - No	G. DiPiazza - Yes	R. Pete -	Yes
R. Wittenberg- No	D. Lonn - Absent	S. Lewis -	No

Motion carried (4-3-0-2)

Recorder Di Piazza said the agenda for Wednesday, September 30, 2020 has been accepted.

D. Tribal Council Minutes ☐ None Submitted

Speaker Pete said none submitted.

III. Continuing Business

A. Grants & Contracts

Speaker Pete said there are none submitted.

B. Budget Modifications

1. Acceptance of contract funds from the U.S. Environmental Protection Agency-Performance Partnership Grant and approving a modification to the Operating Budget MB-2020—in the amount of \$323,767

The Tribe has received a modification of additional funding.

Speaker Pete asked would he be assuming right he didn't....he wasn't at the earlier meeting this week he was on vacation so. Pete asked Bill Willis if that was him.

Recorder Di Piazza said Allison Smart.

Speaker Pete said to Allison Smart that he is sorry. Pete said to go ahead.

Allison Smart, Natural Resources Department, represented this agenda item. Smart said good morning. Smart said this is a....the first budget addition from EPA for after fiscal year 2021 for the PPG. Smart said this covers 3. about three staff and it covers also their Brownfield, their water quality and their general assistance program from EPA which funds their capacity building and their environmental division.

Speaker Pete said okay.

Allison Smart said that is what this is.

Speaker Pete thanked Allison Smart. Pete asked is there any further discussion or questions of Allison Smart. Pete asked not hearing any further discussions. Pete recognized Tom Guenthardt.

Councilor Guenthardt said he will make a motion.

MOTION TO APPROVE RESOLUTION #20-0930-273; ACCEPTANCE OF CONTRACT FUNDS FROM THE U.S. ENVIRONMENTAL PROTECTION AGENCY-PERFORMANCE PARTNERSHIP GRANT AND APPROVING A MODIFICATION

TO THE OPERATING BUDGET MB-2020-71 IN THE AMOUNT OF \$323,767; by Guenthardt; supported by Corey.

Speaker Pete asked is there any further discussion. Pete asked is anyone going to abstain. Pete asked Recorder Di Piazza to do a roll call.

Roll Call #2

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

Motion carried (7-0-0-2)

Recorder Di Piazza said seven in favor and two absent Resolution #20-0930-273 is passed.

Speaker Pete thanked Recorder Di Piazza.

2. Acceptance of contract funds from the Department of Health and Human Services-Indian Health Services and approving a modification to the Operating Budget MB-2020-__ in the amount of \$4,952

Speaker Pete recognized Bill Willis.

Bill Willis, Budget Coordinator, represented this agenda item. Willis said yes, sir.

Speaker Pete thanked Bill Willis.

Bill Willis said this item represents Modification #8 to the 2020 Self-Governance Compact with the Indian Health Service. Willis said they just need to accept the money and amend the Operating Budget. Willis said this money is earmarked for equipment.

Speaker Pete thanked Bill Willis again. Pete asked is there any further questions of Bill Willis.

Councilor Guenthardt said he will make a motion.

Speaker Pete said to Tom Guenthardt that he has the floor.

MOTION TO APPROVE RESOLUTION #20-0930-274; ACCEPTANCE OF CONTRACT FUNDS FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES-INDIAN HEALTH SERVICES AND APPROVING A MODIFICATION TO THE OPERATING BUDGET MB-2020-72 IN THE AMOUNT OF \$4,952; by Guenthardt; supported by Lewis.

Speaker Pete said to Dave Corey that he is sorry but he thought he heard Sandy Lewis first. Pete asked is there any further discussion. Pete asked is anyone going to abstain. Pete asked Recorder Di Piazza to go ahead and do a roll call.

Roll Call #3

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

Motion carried (7-0-0-2)

Recorder Di Piazza said seven in favor and two absent Resolution #20-0930-274 is passed.

Speaker Pete thanked Recorder Di Piazza.

C. Approval of Budgeted Expenditure

Speaker Pete said there is none.

IV. Old Business

None

V. New Business

A. Approval of the Binojeeuk Commission By-Laws

The Binojeeuk Commission approved by resolution the Binojeeuk By-Laws reline, updating the regularly Scheduled Meetings.

Speaker Pete said he has Diane Lonn listed but Diane Lonn is not here.

Elise Mc Gowen-Cuellar, Unified Legal Department Attorney, represented this agenda item. Mc Gowen-Cuellar said to Speaker Pete that she can cover that for him.

Speaker Pete thanked Elise Mc Gowen-Cuellar.

Elise Mc Gowen-Cuellar said the Binojeeuk Commission updated their By-Laws so they are going to have their meetings on Tuesdays the first Tuesday and the third Tuesday of the month instead of Thursday. Mc Gowen-Cuellar said so they approved their By-Laws and they are sending it onto Tribal Council for approval.

Speaker Pete thanked Elise Mc Gowen-Cuellar again. Pete asked is there any further questions for Elise Mc Gowen-Cuellar. Pete asked can he get a motion.

Councilor Guenthardt said he will make the motion.

MOTION TO APPROVE RESOLUTION #20-0930-275; ADOPTING BINOJEEUK COMMISSION 2020 BY-LAWS; by Guenthardt; supported by Corey.

Speaker Pete asked is there any further discussion. Pete asked is anyone going to abstain. Pete asked Recorder Di Piazza to do a roll call.

Roll Call #4

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

Motion carried (7-0-0-2)

Recorder Di Piazza said seven in favor and two absent Resolution #20-0930-275 has been accepted.

Speaker Pete thanked Recorder Di Piazza.

B. Approval of Adoption to the Budget & Appropriations Regulation, Chapter 1-Purchasing and Procurement Regulation

Increase of required bid thresholds and authorization levels.

Speaker Pete asked who is representing this.

Councilor Guenthardt said Michelle Lucas.

Speaker Pete said Michelle Lucas.

Michelle Lucas, Purchasing Department, represented this agenda item. Lucas said good morning.

Speaker Pete thanked Michelle Lucas. Pete said please go ahead.

Michelle Lucas thanked Speaker Pete. Lucas said the proposed changes to the Purchasing Regulation would include increases of authorization levels and bidding levels. Lucas said under the proposed changes micro bidding levels thresholds would near Federal Bidding Levels that were changed back in June of 2018 due to inflation. Lucas said micro bidding requirements would go....would change for the Tribe from \$3,000 to \$10,000 which again, that would meet near Federal Bidding Levels. Lucas said simplified acquisitions threshold levels would remain under the Federal Government's requirements in the proposed change but it would increase from \$100,000 to \$150,000. Lucas said the changes to the Procurement Regulation also includes proposed authorization levels to be increased. Lucas said currently Program Directors have authorization to sign expenditures that up to \$2,500 the proposed change would increase that to \$5,000

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and it would increase authorization levels for Leads from \$12,000 to \$15,000. Lucas said in addition to that there is one section in the regulation that states when there are a simplified order where there is multiple items and a staff member is taking up the....picking up an order of multiple items rather than listing the cost of every item they can do a Purchase Order not to exceed \$250 the proposed change is to increase that to \$500.

Speaker Pete said okay.

Michelle Lucas said so again the proposed changes is more or less it includes authorization levels and bidding requirement levels.

Speaker Pete said to Michelle Lucas she said that this, if he caught this right, she said that this is along the line of the Federal Government's rules for 2018.

Michelle Lucas said correct. Lucas said the Federal Government hasn't actually increased the micro bidding requirement in 2018 they would near that requirement. Lucas said the simplified acquisition level which was changed at the same time by the Federal Government they had the increase to \$250,000 and she is recommending that they stay underneath that level and they go from \$100,000 to \$150,000 which mean that they would have to seek open competition for any requests not to exceed \$150,000.

Speaker Pete thanked Michelle Lucas. Pete asked is there any further questions for Michelle Lucas. Pete recognized Gary Di Piazza.

Recorder Di Piazza said so that is all that changed was the Executive side, the Prosecutor stays the same, the courts are the same, the Tribal Council......

Michelle Lucas said that is correct.

Recorder Di Piazza continued.....is \$0-2,500 requires authorization from the Speaker or Recorder actions of \$2,500.01 to \$25,000 requires authorization from Speaker and Recorder.

Michelle Lucas reiterated that is correct.

Recorder Di Piazza went on.....\$25,000.01 would the top Tribal Council resolution.

Michelle Lucas said that is correct, this change would alter the authorization levels underneath the Ogema Operations.

Recorder Di Piazza thanked Michelle Lucas.

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Speaker Pete thanked Michelle Lucas. Pete asked is there any further questions of Michelle Lucas.

Councilor Crampton identified himself.

Speaker Pete said to Shannon Crampton to go ahead.

Councilor Crampton said he thought that when they were in the...in Agenda Review the other day they mentioned something about gas cards.

Speaker Pete said that is not here right now that is.....

Councilor Guenthardt said that is number four.

Recorder Di Piazza asked Shannon Crampton didn't he get his agenda.

Speaker Pete said just a moment.

Recorder Di Piazza said that is in Closed.

Speaker Pete said that is in Closed.

Councilor Crampton said okay, okay.

Speaker Pete said to Shannon Crampton that is fuel vendor charge that isn't....that is Item #4 under Closed.

Councilor Crampton said he thought that was Michelle Lucas so that might have been....he thinks that is where he got confused because he thought it was her stuff.

Speaker Pete said okay.

Councilor Crampton said he is sorry.

Speaker Pete said all right that is no problem.

Councilor Guenthardt said he will make a resolution...or motion.

Speaker Pete said to Tom Guenthardt that he has got the floor.

MOTION TO APPROVE RESOLUTION #20-0930-276; APPROVING ADOPTION OF AMENDMENT TO THE BUDGET & APPROPRIATIONS REGULATION, CHAPTER 1-PURCHASING AND PROCUREMENT REGULATION; by Guenthardt; supported by Corey.

Speaker Pete asked is there any further discussion.

Jessica Steinberg identified herself to Speaker Pete. Steinberg said she does have a question if she may.

Speaker Pete said to Jessica Steinberg absolutely, go ahead.

Jessica Steinberg thanked Speaker Pete. Steinberg said with regard....she doesn't have....the threshold changed from \$10,000 to \$150,000 she guessed is necessary to help make business be easier to conduct but what are they doing in the purchase is there a.....something addressing the regulation about the inventory of purchases of that nature. Steinberg said in other words they had a situation several years ago about an inventory question and she know....she remembers Michelle Lucas had to put a lot of work into it and others so she is just wondering how the regulation addresses the need for the inventory of such large purchases obviously that would be either a pretty big asset or several smaller assets of the same kind so. Steinberg said she is just wondering how it addresses that. Steinberg said inventory question.

Speaker Pete said to Michelle Lucas if she wanted to answer Jessica Steinberg please.

Michelle Lucas replied she will try to answer that question although she is not sure if she is targeting or answering the correct way but the way the Tribe keeps track of assets is they code anything that exceeds \$5,000 to \$6,100 which is capital so that by using the Tribe's Accounting System they can report and they know where those assets are. Lucas said she is not sure if that is answering her question or if she....

Jessica Steinberg thanked Michelle Lucas. Steinberg said that...that does answer her question so anything over \$5,000 asset gets coded basically.

Michelle Lucas said correct.

Jessica Steinberg thanked them.

Michelle Lucas said she is quite welcome.

Speaker Pete thanked Jessica Steinberg.

Speaker Pete asked if there were any further questions. Pete said okay hearing no further questions. Pete asked Recorder Di Piazza to do a roll call.

Recorder Di Piazza said that should address that problem.

Speaker Pete said okay.

Roll Call #5

T. Guenthardt -Yes	C. Champagne -Absent	D. Corey -	Yes
S. Crampton - No	G. DiPiazza - Yes	R. Pete -	Yes
R. Wittenberg- No	D. Lonn - Absent	S. Lewis -	No

Motion carried (4-3-0-2)

Recorder Di Piazza said four in favor, three against and two absent Resolution #20-0930-276 is passed.

VI. Concluding Business

- A. Next Meeting Date(s) Wednesday, October 7, 2020
- B. Ogema Weekly Status and Business Update

Speaker Pete recognized Ogema Romanelli.

Ogema Romanelli thanked Speaker Pete. Romanelli said he really doesn't have much of an update other than they did have their first COVID Positive employee last week which in turn they did close down the offices for a couple of days for cleaning and for allowing a 72 hour period. Romanelli said they state that is in the best interest for safety so that is what they did. Romanelli said he thinks the crew did a pretty good job overall. Romanelli said they are going to reassess how they took care of the problem and what safety measures they took so he is pretty good with that. Romanelli said he appreciates everybody's hard work and they did try to keep things going as best as possible. Romanelli said they are now back to work and hopefully they are over, past that. Romanelli thanked them.

Speaker Pete thanked Ogema Romanelli. Pete said that moves them onto C.

Susan Thull said excuse her. Thull asked can she ask Larry Romanelli a question, please.

Speaker Pete said okay Susan Thull but he is going to try to save those things for Public Comment Period. Pete said go ahead.

Susan Thull thanked them. Thull said she was just wondering if they are hiring a new Prosecutor and if they....if this is replacing the current one.

Ogema Romanelli asked what was the second part of that question.

Susan Thull said if the new one....they are hiring someone to replace the....their Prosecutor that they have now.

Ogema Romanelli said the position has been posted, yes, and they hope to have someone hired before the Prosecutor leaves but that is unknown at this time.

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Susan Thull asked how long before that Prosecutor leaves.

Ogema Romanelli said he is not sure he is guessing like four weeks.

Susan Thull thanked Ogema Romanelli very much.

Ogema Romanelli said to Susan Thull that she was welcome.

Speaker Pete thanked Susan Thull.

Councilor Wittenberg said yeah, he would like to ask Larry Romanelli something concerning the COVID.

Ogema Romanelli said sure.

Speaker Pete said okay.

Councilor Wittenberg asked Larry Romanelli did....he knows they....there was a case here at their building and he was wondering.....different members asked him about this and wanting to know if everybody in the building got tested. Wittenberg said to his understanding that she got tested.....this person positive but she didn't have no symptoms and being in the building for a bit if other.....if the rest of the people in the building got tested for that.....just for ones.....let's say for safety's sake, they know.

Ogema Romanelli said right. Romanelli said no, what they did is they followed the safety measures that have been put in place and he believed this person was asymptomatic meaning they had no symptoms but tested positive. Romanelli said so from there they followed what safety measures are in place.

Councilor Wittenberg said okay.

Speaker Pete asked is there anything else because he is already going off track so. Pete repeated his question of is there anything else.

Ogema Romanelli said to Speaker Pete that he has one more question Ron Wittenberg reminded him. Romanelli said there was a question that he posed to Ron Wittenberg. Romanelli asked Ron Wittenberg there was a check that he refused to sign a couple of weeks ago, one of their vendors. Romanelli said one of their contracted employees and he sent him an e-mail asking why he would not sign that.

Councilor Wittenberg said he had to get it off.....yes go ahead.

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Ogema Romanelli said like he said he is just asking what was the reason for not signing the check.

Councilor Wittenberg said because he thought there wasn't enough information on it to be itemized. Wittenberg said he thought that was good enough. Wittenberg asked Ogema Romanelli does that answer his question probably not but.....that is okay.

Ogema Romanelli said no, not exactly.

Councilor Wittenberg said well that is okay too.

Ogema Romanelli said okay. Romanelli thanked Ron Wittenberg.

Councilor Wittenberg said um-hum, you bet'cha.

Speaker Pete said okay.

Recorder Di Piazza said he was court ordered to sign checks.

Speaker Pete said he is not going to get into this a whole lot further but they know what he thought to himself when he didn't answer him he thought it was a shame that someone didn't sign one of their checks because there was a court order for them to sign checks.

Councilor Crampton identified himself. Crampton repeated who he was. Crampton said he would like to get in the queue.

Speaker Pete said to Shannon Crampton that he was get in when it is his turn.

Councilor Crampton said he will let him get in the queue he is not letting him he is in the queue when he gets in the queue.

Councilor Guenthardt said put him on mute.

Speaker Pete said no, but he can't interrupt somebody else that is going in the queue.

Councilor Crampton said well he wants in the queue after he is done.

Speaker Pete said certainly, absolutely, but he didn't say that. Pete said to Shannon Crampton now he is done go ahead.

Councilor Crampton said um yeah, he just let Gary Di Piazza comment out of queue then stopped him and made him go in the queue. Crampton said he would appreciate it if the Ogema would quit putting personal business on...in the

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Ogema's Weekly Status & Business Update but good thing he got that on record. Crampton said now Mr.....there is nothing in there. Crampton said there is a.....don't give out false information to members. Crampton said there was a refusal to sign sheet that goes along with that order so no, they don't have to sign any ____ that comes from the ____ it is a false mis___. Crampton thanked them.

Speaker Pete thanked Shannon Crampton. Pete said they had somebody else sign it so no harm no foul. Pete said they had someone else sign it.

Councilor Crampton said that's, that's, that's.....

Ogema Romanelli asked Speaker Pete if he could put him in the queue.

Councilor Crampton said that's not business.....in the Ogema's Weekly Status & Business Update but them guys keep going and throwing it out there. Crampton thanked them.

Speaker Pete said yes, and thanked them very much. Pete said to Larry Romanelli to go ahead.

Ogema Romanelli said that is actually Tribal business.

Speaker Pete said okay.

Ogema Romanelli thanked them.

Speaker Pete said enough of this. Pete thanked them. Pete said so now they are moving onto Legislatives Affairs Update.

C. Approval Legislative Affairs Update

Councilor Crampton identified himself.

Speaker Pete said to Shannon Crampton to go ahead.

Councilor Crampton thanked Speaker Pete. Crampton said COVID-19 is coming back in all the European Countries where it had slowed down. Crampton said now they are going back. Crampton said nobody knows why it is filling up they are saying that maybe it is the Flu Season coming on but like he said before there is no data or studies how this virus is going to react. Crampton said how long they are going to stay immune, if they can get reinfected they know absolutely nothing about the virus. Crampton reiterated there is no data for it. Crampton said all the.....half the hospitality industries are laying off people right now. Crampton said this morning Disney announced its record lay-off at Disney World and Disneyland. Crampton said hospitality is being kicked to the heart. Crampton thanked them.

Speaker Pete thanked Shannon Crampton. Pete asked any further comments in Legislative Affairs....okay, Gary Di Piazza go ahead.

Recorder Di Piazza said just to make note that the forms have been coming in for the Corona 19 ah, package for the \$1,000. Di Piazza said they have been signing checks so they are getting them out as quick as they can but people they got to quit asking "I sent my form in where is my check" please. Di Piazza said please. Di Piazza said everybody here is working as hard and as fast as possible to get these out. Di Piazza said he doesn't even know what to say other than to they will get there they got until December 4th to actually get these forms in. Di Piazza said it's not something that....he understands people needs some assistance and some help....calling staff is just working them hard as possible so to continually ask and call.....please just be patient. Di Piazza said that's it.

Speaker Pete thanked Gary Di Piazza. Pete said just to add more to that they are signing checks just as fast as they come in. Pete said Tom Guenthardt went down and got maybe 100 more and they signed them this morning. Pete said they are getting them out to them as fast as they can get them out to them but in the meantime he believed at the same time Accounting is also getting out the Per Cap Payments at the same time so.

Recorder Di Piazza said the Per Cap go first.

Speaker Pete said okay so at any rate just a little bit of patience. Pete reiterated that as fast as they are getting the checks they are signing them as quickly as they can. Pete thanked everyone that is patient....as they can.....any other comments for Legislative Affairs Update.

Jessica Steinberg said hi Mr. Speaker.

Councilor Crampton identified himself. Crampton apologized.

Speaker Pete said okay he also heard Ms. Steinberg first so go ahead.

Jessica Steinberg thanked Speaker Pete. Steinberg said just a couple of things. Steinberg said one is yesterday there was a phone call about the Special Diabetes Program for Indians for Tribal Leaders and she was wondering.....the discussion on that phone call centered around Public Law 638 Contracting Compacting Tribes.....getting those funds directly into their Tribes and having Contract Support Costs attached to those awards. Steinberg said so she was wondering if there was participation on that call and then the other thing is the House is working and they have passed a Stimulus Bill. Steinberg said there is language in that Bill to send money back out to Indian Country and she was wondering if perhaps their Lobbyists might have given them a report about what might be included if it can pass the Senate. Steinberg thanked them.

Speaker Pete said on the first question that she asked....he is only answering on this personally that he took PTO yesterday so he wasn't aware of that call. Pete said then the second part is their Lobbyists he does know that there is language in the House he.....no....he is not sure of what he is reading on....reading on either the news or looking at the news but there is a whole lot of issue.....a whole lot of support for the Senate but he will try to get a hold of their Lobbyists today to see if they have any support for their....for that position in the Senate, okay. Pete said now Shannon Crampton. Pete said Shannon Crampton.

Councilor Crampton said oh, he is sorry. Crampton said yeah, well it goes to what Jessica Steinberg was talking about. Crampton said yeah, they are appropriating more money, in fact, that's the problem. Crampton said right now he has been following this too and discussing with Aaron Payment what's going on because right now there is a lot of things going on on paper but there is not a lot of actual delivery going on. Crampton said so some of the bigger packages that they are promising aren't coming forward they are just looking good on paper, right now, the determination of what's going to be going in that package is up in the air that there is full amounts being put forward by the Republicans. Crampton said he knows that there was some ah, ah, interests put forward by one of their Senators, he thinks it was a Republican, he thinks it was Bergman that was putting for.....from the Tribes up in this area. Crampton said he wanted to go back to maybe it would help a little bit better if their could quit calling them because there is a lot of people putting out misinformation about a lack of check signers when the real culprit he found out the other day was just the shut-down they had with the COVID. Crampton asked why make up lies. Crampton said why not just tell people that there was a delay and it is going to be held up because of the COVID exposure. Crampton thanked them.

Speaker Pete said he has no idea about that so he can't even answer that all he does is when the checks come up he is sitting here and he is signing them. Pete said he is signing as quickly as they can. Pete said he really can't comment on that. Pete asked is there any other comments on Legislative Affairs Update.

D. Public Comment Period

Speaker Pete said he is going to try and make a list when they give him their name as much as he can. Pete said okay so is there any.....

Sara Agosa identified herself.

Speaker Pete said to Sara Agosa just a moment. Pete said to Sara Agosa that she is up.

Sara Agosa said she would like to request um, and this is regarding the agenda 9/9/20 the two agenda items that are moved from Closed to Open. Agosa said the

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first one is D.1; the 2020 Cyber Security Risk Assessment Results by Raymond, the second C.2. the Little River Audit Report for the Election Board Compliance. Agosa thanked them.

Speaker Pete said to Sara Agosa, okay she may request it but them items are under consideration they were put on Closed for a reason and/but he once again they will consider it. Pete thanked Sara Agosa. Pete asked anybody else.

Councilor Crampton identified himself.

Speaker Pete said yes, Shannon Crampton.

Councilor Crampton said even if the information is in Closed members can file that information form and come in and review it. Crampton thanked them.

Speaker Pete thanked Shannon Crampton. Pete asked anyone else.

Jessica Steinberg said hi Mr. Speaker. Steinberg said she was just going to make a friendly suggestion about the COVID Funds. Steinberg said she thinks they earmarked them in a particular fund so maybe to speed up the process there could be an electronic signature to those checks only similar to the Per Cap checks and they all wouldn't have to spend a whole lot of time signing as long as the paperwork was verified then the check run could be....could be....could be put forward and them guys could have those electronic signatures affixed. Steinberg said if they needed to review it at that point maybe that would be the time to do it. Steinberg said she was just trying to figure out a way for them all to save some time. Steinberg thanked them.

Speaker Pete said yes, that would be very much appreciated with all the checks that they did. Pete said he thinks the pro....okay.....

Recorder Di Piazza asked Speaker Pete if he wanted him to answer the question.

Speaker Pete said okay, he is just going to be done and then he can answer the question. Pete said he thinks the program was already started so he doesn't know if that can go back and be on that. Pete said Gary Di Piazza has come on to answer it too. Pete said to Gary Di Piazza to go ahead.

Recorder Di Piazza said they are trying to separate them from the Per Capita as much as possible that is why there is not Direct Deposit. Di Piazza said so there is no question if they do have a dilemma with the Treasury Department and that is all laid out in that Treasury.....that's it. Di Piazza said yeah there is no taxes taken out so it is a total separate affair so. Di Piazza said he doesn't mind signing them so he don't care.

Speaker Pete thanked Jessica Steinberg for the comment. Pete asked is there any further comment in Public Comment.

Chelsea Densmore identified herself. Densmore asked if she could get in the queue please.

Speaker Pete said to Chelsea Densmore all right go ahead.

Chelsea Densmore thanked Speaker Pete. Densmore said she just had a question she had an e-mail a couple of days ago. Densmore said there was a Cultural Commission 30-Day Public Comment that closed and there hasn't been a work session scheduled after that. Densmore asked do they have any information on how the Cultural Committee is planning on moving forward or what that is expected to look like.

Speaker Pete thanked Chelsea Densmore. Pete said he has the Recorder here and he is raising his hand. Pete said to Gary Di Piazza to go ahead.

Recorder Di Piazza said well, he is been a little inconposed for about three weeks, four weeks so they can blame him if they want. Di Piazza said yeah, they will have a final work session on it and he doesn't know if there are any comments that were brought in on that or not but trying to get that on for next week. Di Piazza said he doesn't know what else to say other than if he has to drop and roll he might not be here. Di Piazza said he has things to do to settle up and get done so but he will do his best. Di Piazza thanked them.

Chelsea Densmore said she will keep an eye out hopefully see it next week. Densmore thanked them.

Speaker Pete thanked Chelsea Densmore. Pete asked is there any other comment for Open Session or Public Comment Period. Pete said not hearing any comments. Pete said to Tom Guenthardt that he has the floor.

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

Speaker Pete asked is there any further comment. Pete asked is anybody going to abstain. Pete asked Recorder Di Piazza to do a roll call.

Roll Call #6

T. Guenthardt -Yes	C. Champagne - Absent	D. Corey -	Yes
S. Crampton - Yes	G. DiPiazza - No	R. Pete -	Yes
R. Wittenberg- Yes	D. Lonn - Absent	S. Lewis -	Yes

Motion carried (6-1-0-2)

Recorder Di Piazza said six in favor, one against and two absent they are adjourned First Open at 10:43 a.m.

VIII. Open Session

Speaker Pete said Tom Guenthardt makes a motion and does he have support.

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

Speaker Pete asked if there was any further discussion. Pete asked is anyone going to abstain. Pete asked Recorder Di Piazza to do a roll call

Roll Call #7

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

Motion carried (7-0-0-2)

Recorder Di Piazza said they are in Second Open at 11:18 a.m.

Speaker Pete thanked Recorder Di Piazza.

A. Items moved from Closed to Open Session

Speaker Pete asked Recorder Di Piazza do they have any items that are ready to be moved.

Recorder Di Piazza said ah-oh.

Speaker Pete said okay.

MOTION TO MOVE ITEMS #20-0820-227, 229, 230, 231, 232, 233; RESOLUTION #20-0909-246, 247, 248; RESOLUTION #20-0917-251 AND 252; RESOLUTION #20-0930-277, 278, 280; MOTION, ROLL CALL AND RESOLUTION; ALSO RESOLUTION #20-0820-228, RESOLUTION #20-0909-249 AND 250; RESOLUTION #20-0930-279 AND 281, MOTION AND ROLL CALL ONLY; by Di Piazza; supported by Guenthardt.

Speaker Pete asked if there is any further discussion. Pete asked is anybody going to abstain. Pete asked Recorder Di Piazza to please do a roll call.

Roll Call #8

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

Motion carried (7-0-0-2)

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

The following Motions, Roll Calls and Resolutions were moved from Closed to Open Session.

MOTION TO APPROVE RESOLUTION # 20-0820-227, APPROVAL OF MASTER SERVICES AGREEMENT THIRD AMENDMENT WITH MACHIN ENGINEERING; by Guenthardt; supported by Lonn.

Roll Call #C-2

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

Motion carried (9-0-0-0)

MOTION TO APPROVE RESOLUTION # 20-0820-229, RATIFICATION OF REHMANN 401(K) AUDIT CONTRACT; by Guenthardt; supported by Lonn.

Roll Call #C-4

R. Wittenberg – No	S. Crampton - No	G. DiPiazza – Yes
D. Lonn - Yes	D. Corey – Yes	C. Champagne - Yes
T. Guenthardt - Yes	R. Pete - Yes	S. Lewis - Yes

Motion carried (7-2-0-0)

MOTION TO APPROVE RESOLUTION # 20-0820-230, ANNUAL GENERATOR PM MAINTENANCE – CUMMINS SALES & SERVICE; by Guenthardt; supported by Lonn.

Roll Call #C-5

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

Motion carried (9-0-0-0)

MOTION TO APPROVE RESOLUTION # 20-0820-231, ANNUAL CATHODIC PROTECTION FOR THE WATER TOWER - CORRPRO;

by Lonn; supported by Guenthardt.

Roll Call #C-6

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

Motion carried (9-0-0-0)

MOTION TO APPROVE RESOLUTION # 20-0820-232, PM MAINTENANCE LAB EQUIPMENT – DR. LAB SERVICES LLC; by Guenthardt; supported by Lonn.

Roll Call #C-7

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

Motion carried (8-0-0-1)

MOTION TO APPROVE RESOLUTION # 20-0820-233, APPROVAL OF EXECUTION OF SPECTRUM EXECUTIVE SERVICE ORDER FOR THE HOUSING DEPARTMENT MAINTENANCE BUILDING AT 2863 N. KAY GAY GAW BOWE, MANISTEE, MI 49660.; by Lonn; supported by DiPiazza.

Roll Call #C-8

R. Wittenberg	– No	S. Crampton	- No	G. DiPiazza –	Yes
D. Lonn -	Yes	D. Corey –	Yes	C. Champagne –	No
T. Guenthardt -	Yes	R. Pete -	Yes	S. Lewis -	No

Motion carried (5-4-0-0)

MOTION TO APPROVE RESOLUTION # 20-0909-246, RATIFICATION OF A MEMORANDUM OF UNDERSTANDING BETWEEN OPEN-MSU AND BE DA BIN BEHAVORIAL HEALTH; by Lonn; supported by Guenthardt.

Roll Call #C-3

R. Wittenberg – No	S. Crampton - No	G. DiPiazza – Yes
D. Lonn - Yes	D. Corey – Yes	C. Champagne – Yes
T. Guenthardt - Yes	R. Pete - Yes	S. Lewis - No

Motion carried (6-3-0-0)

MOTION TO APPROVE RESOLUTION # 20-0909-247, RATIFICATION OF JOHNSON CONTROL INC CONTRACT; by Lonn; supported by DiPiazza.

Roll Call #C-4

R. Wittenberg – Yes	S. Crampton - Yes	G. DiPiazza – Yes
D. Lonn - Yes	D. Corey – No	C. Champagne - Yes
T. Guenthardt - Yes	R. Pete - Yes	S. Lewis - Yes

Motion carried (8-1-0-0)

MOTION TO APPROVE RESOLUTION # 20-0909-248, RATIFICATION OF SERVPRO OF MANISTEE, CADILLC, LUDINGTON CONTRACT; by Lonn; supported by Guenthardt.

Roll Call #C-5

R. Wittenberg –	Yes	S. Crampton -	Yes	G. DiPiazza –	Yes
D. Lonn -	Yes	D. Corey –	No	C. Champagne -	Absent
T. Guenthardt -	Yes	R. Pete -	Yes	S. Lewis -	Yes

Motion carried (7-1-0-1)

MOTION TO APPROVE RESOLUTION # 20-0917-251, APPROVAL OF REIMBURSEMENT CONTRACT UNDER ENVIROMENTAL QUALITY INCENTIVE PROGRAM (EQIP) OF THE NATURAL RESOURCE CONSERVATION SERVICE (NRCS) USDA FOR CERTAIN IMPROVEMENTS TO THE PINE RIVER; by Lonn; supported by DiPiazza.

Roll Call #C-2

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

Motion carried (8-0-0-1)

MOTION TO APPROVE RESOLUTION # 20-0917-252, APPROVAL OF REIMBURSEMENT CONTRACT UNDER ENVIRONMENTAL QUALITY INCENTIVE PROGRAM (EQIP) OF THE NATURAL RESOURCE CONSERVATION SERVICE (NRCS) USDA FOR CERTAIN IMPROVEMENTS TO THE CUSTER-80 PARCEL; by Lonn; supported by DiPiazza..

Roll Call #C-3

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

Motion carried (8-0-0-1)

MOTION TO APPROVE RESOLUTION # 20-0930-277, RATIFICATION OF SERVICE MASTER OF KALAMAZOO CONTRACT; by Guenthardt; supported by DiPiazza.

Roll Call #C-3

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

Motion carried (7-0-0-2)

MOTION TO APPROVE RESOLUTION # 20-0930-278, APPROVAL OF ADDENDUM TO MASTER AGREEMENT WITH JACKPINE BUSINESS CENTER CONTRACT; by Guenthardt; supported by Corey.

Roll Call #C-4

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

Motion carried (7-0-0-2)

MOTION TO APPROVE RESOLUTION # 20-0930-280, ACCEPTANCE OF CHANGE TO STATE OF MICHIGAN FLEET CARD PROGRAM; by Guenthardt; supported by Corey.

Roll Call #C-6

R. Wittenberg -	- No	S. Crampton	- No	G. DiPiazza – Yes
D. Lonn -	Absent	D. Corey –	Yes	C. Champagne –Absent
T. Guenthardt -	Yes	R. Pete -	Yes	S. Lewis - No

Motion carried (4-3-0-2)

The following Motions and Roll Calls Only were moved from Closed to Open Session.

MOTION TO APPROVE RESOLUTION # 20-0820-228, REAPPROVAL OF THE MOA WITH EGLE FOR AIR QUALITY MONITORING COOPERATION SERVICES; by Lonn; supported by Guenthardt.

Roll Call #C-3

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

Motion carried (9-0-0-0)

MOTION TO APPROVE RESOLUTION # 20-0909-249, ACCEPTANCE OF THE LITTLE RIVER BAND OF OTTAWA INDIANS 2020 CYBER SECURITY ASSESSMENT BY REHMANN; by Guenthardt; supported by Lonn.

Roll Call #C-6

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

Motion carried (8-0-0-1)

MOTION TO APPROVE RESOLUTION # 20-0909-250, ACCEPTANCE & RATIFICATION OF THE LITTLE RIVER BAND OF OTTAWA INDIANS INTERNAL AUDIT REPORT – ELECTION BOARD COMPLIANCE AUDIT; by Guenthardt; supported by Lonn.

Roll Call #C-7

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

Motion carried (8-0-0-1)

MOTION TO APPROVE RESOLUTION # 20-0930-279, RATIFICATION OF SYNECTICS SOFTWARE MAINTENANCE AND REMOTE SUPPORT AGREEMENT; by Guenthardt; supported by Corey.

Roll Call #C-5

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

Motion carried (7-0-0-2)

MOTION TO APPROVE RESOLUTION # 20-0930-281, APPROVING THE FY 2021 RESORT OPERATING AND CAPITAL EXPENDITURE BUDGET; by Guenthardt; supported by Corey.

Roll Call #C-7

R. Wittenberg	R. Wittenberg – No		S. Crampton - No		Yes
D. Lonn -	Absent	D. Corey –	Yes	C. Champagne	-Absent
T. Guenthardt	- Yes	R. Pete -	Yes	S. Lewis -	No

Motion carried (4-3-0-2)

This concludes the items moved from Closed to Open Session.

IX. Adjourn

Speaker Pete asked can he get a motion to adjourn the Second Open.

MOTION TO ADJOURN SECOND OPEN; by Guenthardt; supported by Corey.

Speaker Pete asked if there is any further discussion. Pete asked Recorder Di Piazza to do a roll call.

Roll Call #9

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

Motion carried (7-0-0-2)

Recorder Di Piazza said seven in favor and two absent they have adjourned Second Open at 11:22 a.m.

Respectfully Submitted,

Grace A. Hendler Transcribing Assistant

race a. Hendler

Tribal Council Recorder