

**THE MINNESOTA CHIPPEWA TRIBE  
TRIBAL EXECUTIVE COMMITTEE**

Regular Meeting  
July 27, 2012

A regular meeting of the Minnesota Chippewa Tribe Tribal Executive Committee was called to order by President Norman Deschampe at 8:38 a.m. at Fortune Bay Resort Casino, Vermilion, Minnesota.

Invocation: Gene Goodsky

Swearing in of new members: Norman Deschampe, Chairman, Grand Portage; Melanie Benjamin, Chief Executive, Mille Lacs; Erma Vizenor, Chairwoman, White Earth; Kevin Leecy, Chairman, Bois Forte; Carri Jones, Chairwoman, Leech Lake; by Dave Morrison.

Roll Call: Norman Deschampe, April McCormick, Kevin Leecy, Dave Morrison, Carri Jones, Donald Finn, Karen Diver, Ferdinand Martineau, Melanie Benjamin, Curtis Kalk, Erma Vizenor, Robert Durant.

Quorum Present:

Others Present: Gary Frazer, Executive Director, MCT; Andrew Small, Legal Counsel, Minnesota Chippewa Tribe; Diane Gibbs, Rep., Mille Lacs; Elaine Smith, Legal Counsel, Mille Lacs; Carolyn Shaw, Commissioner of Administration, Caryn Day, Director Tribal Operations, Mille Lacs; Eugene Whitebird, Rep., Leech Lake; Steve White, Rep., Leech Lake; Eli Hunt, Gloria Dudley, Eva Wilson, Lenny Fineday; Kenneth Bevins, Rep., White Earth; Terrance Tibbetts, Rep., White Earth; Patricia Olby, Superintendent, BIA-MN Agency; Roger Heger, OST, BIA-MN Agency; Sherry Erickson, BIA-MN Agency; Diane Baker, Supervisor Realty Specialist, BIA-Midwest Regional Office; Theresa Estes, Todd Kennedy ; Jolynn Shoptease, MIAC; MCT Staff and other interested parties.

Election of Officers:

Motion by Donald Finn to nominate Norman Deschampe for President. Seconded by Melanie Benjamin.

Motion by Dave Morrison to cease nominations. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Norman Deschampe President by acclamation.

Motion by Dave Morrison to nominate Karen Diver for Vice-President. Seconded by Robert Durant.

Motion by Norman Deschampe to cease nominations. Seconded by Dave Morrison. 11 For, 0 Against, 0 Silent. Carried.

Karen Diver, Vice-President by acclamation.

Motion by Norman Deschampe to nominate Donald Finn for Secretary. Seconded by Robert Durant.

Motion by Dave Morrison to cease nominations. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Dave Morrison, Secretary by acclamation.

Motion by Kevin Leecy to nominate Dave Morrison for Treasurer. Seconded by Melanie Benjamin.

Motion by Karen Diver to cease nominations. Seconded by Norman Dechampe. 11 For, 0 Against, 0 Silent. Carried.

Dave Morrison Sr., Treasurer by acclamation.

Motion by Karen Diver to approve the Agenda. Seconded by Melanie Benjamin. 11 For, 0 Against, 0 Silent. Carried.

Motion by Karen Diver to approve the minutes of May 23, 2012. Seconded by Kevin Leecy. 11 For, 0 Against, 0 Silent. Carried.

## **RESOLUTIONS:**

Motion by Erma Vizenor to approve Resolution 101-12 regarding opposition of HR 1505 border security. Seconded by April McCormick. 11 For, 0 Against, 0 Silent. Carried.

Motion by Karen Diver to approve Resolution 102-12 regarding accept and administer Otto Bremer Foundation Grant. Seconded by Curtis Kalk. 11 For, 0 Against, 0 Silent. Carried.

Motion by Melanie Benjamin to approve Resolution 103-12 regarding NARF request for donation. Seconded by Dave Morrison. 11 For, 0 Against, 0 Silent. Carried.

Motion by Erma Vizenor to approve Resolution 104-12 in support of the Infant and Toddler Quality Improvement Act of 2012. Seconded by April McCormick. 11 For, 0 Against, 0 Silent. Carried.

Motion by April McCormick to approve Resolution 105-12 regarding enrollment: Grand Portage Eligibles. Seconded by Karen Diver. 11 For, 0 Against, 0 Silent. Carried.

Motion by April McCormick to approve Resolution 106-12 regarding enrollment: Grand Portage Ineligibles. Seconded by Karen Diver. 11 For, 0 Against, 0 Silent. Carried.

Motion by Donald Finn to approve Resolution 107-12 regarding enrollment: Leech Lake Eligibles. Seconded by Carri Jones. 11 For, 0 Against, 0 Silent. Carried.

Motion by Donald Finn to approve Resolution 108-12 regarding enrollment: Leech Lake Ineligibles. Seconded by Carri Jones. 11 For, 0 Against, 0 Silent. Carried.

Motion by Donald Finn to approve Resolution 109-12 regarding enrollment: Leech Lake Relinquish to St. Croix. Seconded by Carri Jones. 11 For, 0 Against, 0 Silent. Carried.

Motion by Donald Finn to approve Resolution 110-12 regarding enrollment: Leech Lake Relinquish from Turtle Mountain. Seconded by Carri Jones. 11 For, 0 Against, 0 Silent. Carried.

Motion by Donald Finn to approve Resolution 111-12 regarding enrollment: Leech Lake Not on '41 Roll. Seconded by Carri Jones. 11 For, 0 Against, 0 Silent. Carried.

Motion by Karen Diver to approve Resolution 113-12 regarding enrollment: Fond du Lac Ineligibles. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Motion by Karen Diver to approve Resolution 114-12 regarding enrollment: Fond du Lac Eligibles. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Motion by Karen Diver to approve Resolution 115-12 regarding enrollment: Fond du Lac Not on '41 Roll. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Motion by Kevin Leecy to approve Resolution 116-12 regarding enrollment: Bois Forte Eligibles. Seconded by Dave Morrison. 11 For, 0 Against, 0 Silent. Carried.

Motion by Kevin Leecy to approve Resolution 117-12 regarding enrollment: Bois Forte Ineligibles. Seconded by Dave Morrison. 11 For, 0 Against, 0 Silent. Carried.

Motion by Kevin Leecy to approve Resolution 118-12 regarding enrollment: Bois Forte Not on '41 Roll. Seconded by Dave Morrison. 11 For, 0 Against, 0 Silent. Carried.

Motion by Erma Vizenor to approve Resolution 119-12 regarding enrollment: White Earth Eligibles. Seconded by Robert Durant. 11 For, 0 Against, 0 Silent. Carried.

Motion by Erma Vizenor to approve Resolution 120-12 regarding enrollment: White Earth Ineligibles. Seconded by Robert Durant. 11 For, 0 Against, 0 Silent. Carried.

Motion by Erma Vizenor to approve Resolution 121-12 regarding enrollment: White Earth Transfer to Leech Lake. Seconded by Robert Durant. 11 For, 0 Against, 0 Silent. Carried.

Motion by Erma Vizenor to approve Resolution 122-12 regarding enrollment: White Earth Transfer to Bois Forte. Seconded by Robert Durant. 11 For, 0 Against, 0 Silent. Carried.

Motion by Erma Vizenor to approve Resolution 123-12 regarding enrollment: White Earth Rescind Resolution 97-06. Seconded by Robert Durant. 11 For, 0 Against, 0 Silent. Carried

Motion by Erma Vizenor to approve Resolution 124-12 regarding enrollment: White Earth Not on '41 Roll. Seconded by Robert Durant. 11 For, 0 Against, 0 Silent. Carried.

Motion by Melanie Benjamin to approve Resolution 125-12 regarding enrollment: Mille Lacs Eligibles. Seconded by Curtis Kalk. 11 For, 0 Against, 0 Silent. Carried.

Motion by Melanie Benjamin to approve Resolution 126-12 regarding enrollment: Mille Lacs Ineligibles. Seconded by Curtis Kalk. 11 For, 0 Against, 0 Silent. Carried.

### **Quarterly Reports:**

Brian Brunelle presented the Administrative Quarterly Report.

Motion by Curt Kalk to approve the Administrative Report as presented. Seconded by Dave Morrison. 11 For, 0 Against, 0 Silent. Carried.

Rick Wuori presented the Finance Corporation Quarterly Report.

Motion by Kevin Leecy to approve the Finance Report as presented. Seconded by Karen Diver. 11 For, 0 Against, 0 Silent. Carried.

Courtney Gifford presented the Economic Development Quarterly Report.

Motion by Karen Diver to approve the Economic Development Report as presented. Seconded by Carrie Jones. 11 For, 0 Against, 0 Silent. Carried.

Billie Annette presented the Education Quarterly Report.

Motion by Melanie Benjamin to approve the Education Report as presented. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Linda Johnston presented the Human Services Quarterly Report. Kevin Leecy stated that a sign is needed on the building in Virginia, because no one knows we provide services there.

Motion by Melanie Benjamin to approve the Human Services Quarterly Report as presented. Seconded by Donald Finn. 11 For, 0 Against, 0 Silent. Carried.

**BIA-MN AGENCY:** Patty Olby

Handed out flash drive of presentation given at conference “Partners in Action”. The Bureau is looking for assistance with next year’s presentation in planning, coordination, etc.

Patty brought along Program Managers from the BIA for any questions. She then handed out the TAMMS report (confidential) ITI = Inventory (Land without interest). RSR = Fee or Tract land. Partnered law firm – wills. MCT – filing of wills.

Sherry Palmer – Administrative Officer – budget – self-governance coordinator – tribal directory.

Robert Lintelmann, Forester

Robert discussed timber sales – development – inventory – protection – fire protection. He stated that he would provide bands with a handout of information.

Gwen Johns, Probate

Gwen stated that they handle probate estates, Indian Land owners, trustland or money.

Mark asked why the Bureau doesn’t keep wills anymore, because it may affect MCT also.

Would need Fireproof cabinets and contact person if bands take this responsibility.

Anne Garrigan, Realty Officer

Anne informed the Committee that their office processes all leases contracts – suggest all tribes have TAMMS. They hold quarterly Realty meetings.

Roger Heger, Office of Special Trusty

Invest the 28 million – July 19 article. HR1272 passed house. Tribal authorization – conduct business for TEC. Each prospective band.

Web – pull up individual accounts.

**LEGAL:** Mark Anderson

Gary informed the Committee the amount for the Resolution – explained.

Bill allows bands and tribes to lease without approval of the Bureau. Must follow tribal regulations as approved by the Secretary of the Interior. 120 days to approve or disapprove.

Control over leasing land.

HR 205 – Curt asked can bands lease out MCT lands, Ordinance #3 control over MCT lands within reservations boundaries.

**Request:**

Robert Martineau, John Henry – candidate for chairman. Norman informed everyone that we can't debate personal issues. February 15, Court of Appeals upheld decision. Reservation and membership are a Constitutional issue.

Norman – 3<sup>rd</sup> person making allegations.

Peter Defoe stated that he should be able to appeal to the appellate court. Gary is appointed clerk– no authority. Mark stated only if the bands governing body opt in.

Kevin Dupuis referred to Article 13 – no notification to candidates of appellate court. How come no one was notified that the reservations opt out of appellate court.

Ferdinand Martineau checked with legal counsel – if Fond du Lac had used MCT appellate court – if we choose – has never been posted or used before.

Mark Anderson stated that Article 13 – petition for grievance to band was tabled.

**EXECUTIVE SESSION:**

Return 11:54

Norman informed everyone that no action would be taken here today – will provide some kind of answer – want to keep history of peoples enrollment – will be in touch with Pete Defoe.

Motion by Robert Durant to adjourn the meeting at 11:56 am. Seconded by Erma Vizenor. 11 For, 0 Against, 0 Silent. Carried.