

**THE MINNESOTA CHIPPEWA TRIBE
TRIBAL EXECUTIVE COMMITTEE**

Regular Meeting
November 5, 2013

A regular meeting of the Minnesota Chippewa Tribe Tribal Executive Committee was called to order by President Norman Deschampe at 10:37 a.m. at Grand Portage Lodge & Casino, Grand Portage, Minnesota.

Invocation: Billy Blackwell

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; Mark Anderson, Legal Counsel, Minnesota Chippewa Tribe; Arvid Dahl, Rep., Grand Portage; Ray Toutloff, Rep., Bois Forte; Brandon Brenner, Rep., Bois Forte; Steve White, Rep., Leech Lake; Chris Haugen, Editor, Leech Lake; Lenny Fineday, Legal, Leech Lake; Eva Wilson, Leech Lake; Nissa Peltier, Leech Lake; Phil Brodeen, Legal, Grand Portage; Dana Logen, Grand Portage; Diane Gibbs, Rep., Mille Lacs; Brad Kalk, Commissioner of Natural Resources, Mille Lacs; Jamie Edward, Mille Lacs; Terry Janis, Constitutional Reform Manager, White Earth; Joe LeGarde, White Earth; Professor Tadd M. Johnson Esq., Director of Graduate Am Ind. Studies; UMD; Jill Doerfler, Asst. Prof, UMN; Roger Heger, OST, BIA MN-Agency; Linda Aitken, MNDOT; AnnaMarie Hill, MIAC; MCT Staff and other interested parties.

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 July 30, 2013 and September 18, 2013. Seconded by Melanie Benjamin. 11 For, 0 Against, 0 Silent. Carried.

RESOLUTIONS:

Motion by Melanie Benjamin to approve Resolution 01-14 regarding Attorney Contract. Seconded by Dave Morrison. 11 For, 0 Against, 0 Silent. Carried.

Motion by April McCormick to approve Resolution 02-14 regarding National Congress of American Indians. Seconded by Robert Durant. 11 For, 0 Against, 0 Silent. Carried.

Motion by Karen Diver to approve Resolution 03-14 regarding Cost of Living for MCT Employees. Seconded by Donald Finn. 11 For, 0 Against, 0 Silent. Carried.

Motion by Melanie Benjamin to approve Resolution 04-14 regarding application for continued funding of the MIAAA. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Motion by Melanie Benjamin to approve Resolution 05-14 regarding Title VI Needs Assessment. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Motion by Melanie Benjamin to approve Resolution 06-14 regarding Title VI Funding Application. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Motion by Melanie Benjamin to approve Resolution 07-14 regarding Food Shelf Support. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Motion by Kevin Leecy to approve Resolution 08-14 regarding enrollment: Bois Forte Eligibles. Seconded by Dave Morrison. 11 For, 0 Against, 0 Silent. Carried.

Motion by Kevin Leecy to approve Resolution 09-14 regarding enrollment: Bois Forte Ineligibles. Seconded by Dave Morrison. 11 For, 0 Against, 0 Silent. Carried.

Motion by Kevin Leecy to approve Resolution 10-14 regarding enrollment: Bois Forte "Not on 41' Roll". Seconded by Dave Morrison. 11 For, 0 Against, 0 Silent. Carried.

Motion by Kevin Leecy to approve Resolution 11-14 regarding enrollment: Bois Forte Removal Dual Enrolled. Seconded by Dave Morrison. 11 For, 0 Against, 0 Silent. Carried.

Motion by Karen Diver to approve Resolution 12-14 regarding enrollment: Fond du Lac Eligibles. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Motion by Karen Diver to approve Resolution 13-14 regarding enrollment: Fond du Lac Ineligibles. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Motion by Karen Diver to approve Resolution 14-14 regarding enrollment: Fond du Lac "Not on 41' Roll". Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Motion by Erma Vizenor to approve Resolution 15-14 regarding enrollment: White Earth Eligibles. Seconded by Robert Durant. 11 For, 0 Against, 0 Silent. Carried.

Motion by Erma Vizenor to approve Resolution 16-14 regarding enrollment: White Earth Ineligibles. Seconded by Robert Durant. 11 For, 0 Against, 0 Silent. Carried.

Motion by Erma Vizenor to approve Resolution 17-14 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 18-14 regarding enrollment: White Earth Transfer to Leech Lake Denied. Seconded by Robert Durant. 11 For, 0 Against, 0 Silent. Carried.

Motion by Erma Vizenor to approve Resolution 19-14 regarding enrollment: White Earth Relinquish to Red Lake. Seconded by Robert Durant. 11 For, 0 Against, 0 Silent. Carried.

Motion by Erma Vizenor to approve Resolution 20-14 regarding enrollment: White Earth "Not on 41' Roll". Seconded by Robert Durant. 11 For, 0 Against, 0 Silent. Carried.

Motion by April McCormick to approve Resolution 21-14 regarding enrollment: Grand Portage Eligibles. Seconded by Karen Diver. 11 For, 0 Against, 0 Silent. Carried.

Motion by April McCormick to approve Resolution 22-14 regarding enrollment: Grand Portage Ineligibles. Seconded by Karen Diver. 11 For, 0 Against, 0 Silent. Carried.

Motion by April McCormick to approve Resolution 23-14 regarding enrollment: Grand Portage Relinquish from Red Lake. Seconded by Karen Diver. 11 For, 0 Against, 0 Silent. Carried.

Motion by Melanie Benjamin to approve Resolution 24-14 regarding enrollment: Mille Lacs Eligibles. Seconded by Curt Kalk. 11 For, 0 Against, 0 Silent. Carried.

Motion by Melanie Benjamin to approve Resolution 25-14 regarding enrollment: Mille Lacs Ineligibles. Seconded by Curt Kalk. 11 For, 0 Against, 0 Silent. Carried.

Motion by Melanie Benjamin to approve Resolution 26-14 regarding enrollment: Mille Lacs "Not on '41 Roll". Seconded by Curt Kalk. 11 For, 0 Against, 0 Silent. Carried.

Motion by Carri Jones to approve Resolution 27-14 regarding enrollment: Leech Lake Eligibles. Seconded by Donald Finn. 11 For, 0 Against, 0 Silent. Carried.

Motion by Carri Jones to approve Resolution 28-14 regarding enrollment: Leech Lake Ineligibles. Seconded by Donald Finn. 11 For, 0 Against, 0 Silent. Carried.

Motion by Carri Jones to approve Resolution 29-14 regarding enrollment: Leech Lake Relinquish to Sisseton-Wahpeton. Seconded by Donald Finn. 11 For, 0 Against, 0 Silent. Carried.

Motion by Robert Durant to approve Resolution 30-14 regarding enrollment: White Earth request for disenrollment. Seconded by Erma Vizenor. 9 For, 0 Against, 2 Silent (Melanie Benjamin, Curt Kalk). Carried.

Motion by Kevin Leecy to approve Resolution 31-14 regarding Mille Lacs Reservation boundaries. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Motion by Karen Diver to approve Resolution 32-14 supporting Lex Porter, Code Talker. Seconded by Dave Morrison. 11 For, 0 Against, 0 Silent. Carried.

Motion by Melanie Benjamin to approve Resolution 33-14 Resolution regarding Elders Education Events. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Kevin Leecy informed the Committee that the Minnesota Chippewa Tribe should have someone at NCAI to represent our vote.

There will be a ceremony held November 20th - Medal of Honor for Les Porter, code talker.

Billy Blackwell commented that Les Porter, World War II Code Talker, couldn't talk about his experience, both reservations are sending families out to ceremony honoring someone who had ties to all the reservations.

QUARTERLY REPORTS:

Norman stated that there was no need to present quarterly reports; any questions can be directed to directors.

Motion by Karen Diver to accept quarterly reports. Seconded by Melanie Benjamin. 11 For, 0 Against, 0 Silent. Carried.

BIA-MN AGENCY: Roger Heger, OST

Roger Heger handed out information to each reservation on the Nelson Act monies that had not been disbursed. The time limit of one year is up and the unclaimed monies would need to be sent back to the Bureau according to the Act. White Earth would like to hold off another year before returning the money to the account giving people more time to update their addresses.

Mark Anderson stated that it's a requirement of the Act but who is going to enforce it. The Stature states that all unclaimed money goes into one account and is to be divided by the six reservations.

Mark suggested follow the stature; return monies according to Act and hold for 1 year to pay individuals. After 1 year divide 1/6th to each reservation. Every reservation would need to pass Resolution to pay out individuals (MCT Resolution with names listed).

Motion by Karen Diver to approve Resolution 34-14 in regard to PL 112-179 provides that one year after the funds for per capita payments were made available to the Bands, all unclaimed per capita payments shall be returned to the Secretary; the Tribal Executive Committee finds that it is reasonable to extend by one year the withdrawal of the per capita funds from the Minnesota Chippewa Tribal account in order to give some Bands additional time to locate eligible per capita payees. Seconded by Robert Durant. 11 For, 0 Against, 0 Silent. Carried.

Roger informed the Committee that the Nelson Act monies received interest and should each tribe keep interest or invest it, a decision is needed today.

Roger discussed the potential pay out for the Cobell Funds; schedule is to pay out to individuals before Christmas, within the first few days of December.

Roger also informed the Committee of the T Accounts – Tribal accounts in TAAMS need to identify tribal lands.

LEGAL: Mark Anderson

Mark reminded the Committee of changes made in the Election Ordinance, including the filing fees.

Ferdinand Martineau asked who appointed appeals board, the reservation or Minnesota Chippewa Tribe.

Motion by Curt Kalk to approve the Election Ordinance #10 with amendments. Seconded by Ferdinand Martineau. 11 For, 0 Against, 0 Silent. Carried.

Motion by Karen Diver to approve the Election Calendar 2013/2014 with changes. Seconded by Donald Finn. 11 For, 0 Against, 0 Silent. Carried.

LIQUOR LICENSE:

Motion by Erma Vizenor to approve Liquor License for King Corner. Seconded by Kevin Leecy. 11 For, 0 Against, 0 Silent. Carried.

Motion by Karen Diver to adjourn the meeting at 11:35 a.m. Seconded by Melanie Benjamin. 11 For, 0 Against, 0 Silent. Carried.