

Citizen Band Potawatomi Tribe of Oklahoma
Business Committee Minutes January 17, 1985

Present: Chairman Leon Bruno, Secretary Kenneth Peltier, Committee Members Max Wano and Richard Whitecotton, attorneys Steve Parker and Bill Rice, Administrator John Barrett, Director Dr. Francis Levier, HowNiKan Editor Pat Sulcer.

Meeting called to order at 7 p.m.

Considerable discussion was held regarding Judge Luther Bohanon's order, issued January 10, 1985, concerning the Enterprise Management Consultants, Inc. lawsuit against the tribe.

Steve Parker requested that Bingo attendance head counts conducted by tribal police, written and verbal complaints against EMCI, and all other evidence of possible use in the Feb. 4 hearing be submitted to him within 24 hours. Parker also noted that CFR Court Judge Phil Lujan had postponed the hearing scheduled for his court on Jan. 21 - another date has not yet been set. According to Parker, "Lujan is not relinquishing jurisdiction; the January 21 court date is simply inconvenient for him."

Administrator John Barrett agreed to compile information on EMCI and deliver it to Parker on Friday, January 18. Parker will then prepare a brief to be filed in federal court by Monday, January 21, 1985.

Parker stated he intended to file a Motion To Reconsider with the federal court as well.

Parker also stated that he was considering filing a Motion To Substitute with the court. That motion would name R. Whitecotton and Kenneth Peltier as defendants as Business Committee Members and release Thelma Bateman and C.B. Hitt.

Max Wano moved to accept Pot. Resolution #85-130 stipulating CFR Court jurisdiction over the tribe in action brought against them by EMCI. Kenneth Peltier seconded; motion passed 4-0, Doyle Owens absent.

Max Wano moved that \$5.18 be paid to EMCI for the tribe's lease cost with interest. Kenneth Peltier seconded; motion passed 4-0, Doyle Owens absent.

Max Wano moved to accept Pot. Resolution #85-131 indemnifying members of the Business Committee and tribal employees for legal costs in the federal court action brought by EMCI against the tribe. Richard Whitecotton seconded; motion passed 4-0, Doyle Owens absent.

Bill Rice noted that the tribe still owed him \$3700. for defending them in two CFR Court actions and two federal court actions disputing the 1984 election.

Max Wano moved to accept Pot. Resolution #85-132 indemnifying Dr. Levier and John Barrett for legal fees occurred in a lawsuit brought against them and the tribe by Duane Hughes. Bill Rice defended the tribe in that CFR Court lawsuit and won. Levier has paid \$270 out-of-pocket legal fees in that matter. Richard Whitecotton seconded the motion to approve; motion passed 4-0, Doyle Owens absent.

Dr. Levier and John Barrett gave a report on a meeting with Finley and Cook Accounting Firm. Finley and Cook are preparing an estimate on how much it will cost to do the programming necessary for tribal rolls, the tribal mailing list and computerized financial statements for tribal operations. According to John Barrett, the purchase of an IBM 38-12 may be necessary for a hook-up between the tribal complex and the accountants' office.

Kenneth Peltier moved to accept Pot. Resolution #85-133, requesting grant funding of \$1800 from the Presbyterian Self-Development Grant fund for the purchase of a typesetter. Max Wano seconded; motion passed 4-0, Doyle Owens absent.

Max Wano moved to purchase computer equipment for the tribal museum for \$3300. The equipment is part of the optical character reader package for the archives approved by the 1984 General Council. Kenneth Peltier seconded; motion passed 4-0, Doyle Owens absent.

Parker noted that he thought the individual Committee Members and employees named in the EMCI lawsuit should hire Bill Rice as their individual attorney, due to the fact that Bohanon's order viewed Parker's representation of both the tribal entity and the officials as a conflict of interest.

Business Committeemen went into Executive Session at 11:05 p.m.

Meeting adjourned at 12:00 .m.

Leon Bruno
Leon Bruno, Chairman

Kenneth Peltier
Kenneth Peltier, Secretary

The seal of the Oklahoma Indian Affairs Commission is circular. It features a central shield with a sun rising over a river, flanked by two figures. The text "OKLAHOMA INDIAN AFFAIRS COMMISSION" is inscribed around the perimeter of the seal.