

**REGULAR MEETING
TRIBAL FORESTRY COMMITTEE
NOVEMBER 24, 2009 – 3:00 P.M.
TRIBAL OFFICE BOARDROOM**

1. Roll call and Call to order.

Chairman Randal Chevalier called the meeting to order at 3:00 p.m. Roll call was taken with a quorum present. MEMBERS PRESENT: Randal Chevalier, Myrna Warrington (late), Anthony Waupochick, Alfred Pyatskowitz, Walter Cox, David Grignon, Jeremy Pyatskowitz, and Susan Waukau. MEMBERS ABSENT: Rick Warrington. Also present: Christopher Caldwell, and Linda Peters, recorder.

2. Moment of Silence.

Chairman Randal Chevalier requested a moment of silence.

3. Approval of Minutes dated October 27, 2009.

There were no corrections necessary.

Motion made by to Anthony Waupochick to approve the October 27, 2009 meeting minutes. Second was by David Grignon. All those in favor of the motion signify by saying aye. Motion carried: 6 for, 0 opposed, 1 abstention (Waukau) and 2 absent (M. Warrington and R. Warrington).

Motion made by Anthony Waupochick to suspend the agenda so that item # 4 is moved down to Other Business. Second was by Alfred Pyatskowitz. All those in favor of the motion signify by saying aye. Motion carried: 7 for, 0 opposed, 0 abstentions and 2 absent (M. Warrington and R. Warrington).

5. Checklist Development: Discussion and Recommendations.

Christopher Caldwell informed the Committee that the checklist was approved by the Legislature, but it did not include anything on the tribal ordinances or a status report on where the Tribe stands on forest management/self determination. He informed the Committee that the status report will be listed as ongoing or on an "as needed basis".

He has been compiling a listing of active tribal ordinances for the Committee to review and recommend any further action to the Legislature that may be necessary. David Grignon would like the Cultural Resource Management Plan Ordinance listed.

Chairman Chevalier would like to start with the Constitution and then move forward to find out when the Tribe and/or MTE were no longer in compliance. Christopher Caldwell will update the checklist to indicate if the item is "in compliance" or not "in compliance"; along with the justification for his decision. He will submit the approved checklist version, the MTL motion and the updated draft for the next meeting.

6. Trust and Management Agreement: Annual Determination Report.

The Committee will review the compliance statement that will be sent to the Bureau of Indian Affairs annually.

Myrna Warrington entered the meeting at 3:37 p.m.

Susan Waukau left the meeting at 3:40 p.m. to attend another meeting.

7. Forest Management Plan Updates.

Susan Waukau re-entered the meeting at 3:57 p.m.

Myrna Warrington informed the Committee that MTE will not be meeting with the Legislature and no reason was given. This information was disconcerting, because the Forest Management Plan has a December 2010 Bureau of Indian Affairs extension deadline.

The Committee suggested that the Committee Chairman receive direction from the Legislature on how to proceed due to no effort from input from MTE.

Motion made by Anthony Waupochick to send the Tribal Forestry Committee Chairman and/or Legislator Myrna Warrington to attend the next MTE Board meeting to ask about the Forest Management Plan. Second was by David Grignon. All those in favor of the motion signify by saying aye. Motion carried: 7 for, 0 opposed, 0 abstentions, and 1 absent (R. Warrington).

8. Trust Resource's Director's Reports (October, 2009).

Christopher Caldwell updated the report to track the motions from the Legislature, Forest Management Plan, and the Trust and Management Agreement.

Motion made by Walter Cox to accept the Trust Resource's Director's Report for October, 2009. Second was by Anthony Waupochick. All those in favor of the motion signify by saying aye. Motion carried: 7 for, 0 opposed, 0 abstentions, and 1 absent (R. Warrington).

9. Draft Ordinance # ____ - Distribution of Forestry Profits: Discussion/Recommendations

See item # 10.

10. Draft Ordinance # ____ - Timber Severance Tax: Discussion/Recommendations

Chairman Chevalier will find out the status of the reviews of the draft ordinances.

Motion made by Alfred Pyatskowitz to table items number #9 and #10 until the Legal Department is ready. Second was by Anthony Waupochick. All those in favor of the motion signify by saying aye. Motion carried: 7 for, 0 opposed, 0 abstentions, and 1 absent (R. Warrington).

4. Silvicultural Prescription Process: PowerPoint Presentation

Christopher Caldwell narrated a PowerPoint presentation on the prescription process for informational purposes. The Committee would like it noted that MTE was granted an extension in 2004 due to the tornado blowdown that year.

Christopher Caldwell and Rick Warrington are researching the percentage amount that needs to remain in sustained yield. The Tribe continues to remove land out of sustained yield and it never seems to be replenished. The Tribe needs to confirm the acreage amount to insure compliance with the sustained yield percentage amounts. The Committee would like an update at next month's meeting.

11. Other Business

Legislature Warrington would like to nominate Leon Fowler Jr. to receive the InterTribal Timber Symposium grant as he has shown great interest in sustained yield management. Walter Cox agreed that he is a great candidate for a scholarship. Chris Caldwell informed the Committee that Leon Fowler Jr. needs recommendation/reference letters. Myrna Warrington along with Walter Cox will compose these letters on behalf of Mr. Fowler.

Motion made by Myrna Warrington to recommend Leon Fowler Jr. for the InterTribal Timber Council Scholarship. Second was by Walter Cox. All those in favor of the motion signify by saying aye. Motion carried: 7 for, 0 opposed, 0 abstentions, and 1 absent (R. Warrington).

Due to the holiday schedule, there will not be a Forestry Committee meeting. Committee members were requested to provide their comments and viewpoints to Chairman Chevalier so that he can incorporate these into the Annual General Council Tribal Forestry Committee Presentation.

12. Legal Needs for Next Meeting

Chairman Chevalier will find out the status of the two drafts and report back to the next meeting.

13. Adjournment

Motion made by Anthony Waupochick to adjourn the meeting. Second was by David Grignon. All those in favor of the motion signify by saying aye. Motion carried: 7 for, 0 opposed, 0 abstentions, and 1 absent (R. Warrington).

Meeting adjourned at 4:37 p.m.

Respectfully submitted by,

Linda Peters, Recorder/Transcriber
Recording Clerk – Chairman's Office