

TRIBAL CODE
CHAPTER 16
MEETING PROCEDURES

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HISTORY NOTE:

Current Ordinance

Adopted by Tribal Council Resolution No. 292(89), August 28, 1989.

Amendments

Resolution No. 164-B(97), May 12, 1997. Section 16.104 heading renaming “Meetings” to “Minutes” and added Section 16.106 and 16.107.

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16.101 Meeting Place.

Any meeting of the Tribal Council, scheduled pursuant to Article III, Section 1 of the Tribe's Bylaws, shall be held in the conference room of the Lac du Flambeau Community Center.

16.102 Meeting Open to Members.

Any regular or special meeting of the Lac du Flambeau Tribal Council, noticed and scheduled pursuant to Article III, Section 1 of the Bylaws, shall be open to all members of the Lac du Flambeau Band.

16.103 Executive Sessions.

(1) Executive sessions of the Tribal Council shall be called during a regular or special meeting, through a motion adopted by a quorum of those members attending a meeting, for the purposes of discussion of confidential matters of the Tribe, and matters in litigation. Any action taken by the Council as a result of executive session shall be done in open session of the Council meeting; provided, that enrollment actions regarding applications for membership may be taken in executive session.

(2) No person may attend an executive session of the Tribal Council unless specifically invited to do so by the Council.

16.104 Recording of the Minutes.

(1) All meetings of the Tribal Council held pursuant to Article III, Section 1, of the Bylaws shall be recorded by the Tribe, through the use of audio tape.

(2) Any member of the Tribe may review the audio record of the Council meetings, upon making arrangements to do so with the Secretary of the Tribal Council.

(3) No other recording, either audio- or visual, may be made by any person of a meeting of the Lac du Flambeau Tribal Council.

16.105 Attendance by Non-Members.

Non-members of the Tribe may attend such portion of any Council meeting as may be permitted by the Tribal Council.

16.106 Methods of Voting.

Voting by the Tribal Council members may be conducted by either “Roll Call Vote” or “Secret Ballot.”

(1) Roll call vote is a vote that requires each member to vote “Aye” or “No” when his or her name is called by the President or presiding officer. If a member does not vote, he or she shall answer “Abstain” and shall state the reason for such abstention. The record of such votes and abstentions shall be kept in the official minutes. An official record of individual “Aye” votes is not required in the event of a unanimous vote.

(2) Secret Ballot is a vote taken upon a majority vote of the Tribal Council. In such event, ballots are distributed to each Tribal Council member who then records his or her vote, which are then collected and counted in secret with the President declaring only the final result. After such result is recorded, the ballots shall then be destroyed.

(3) Pursuant to Article I, Section 1 of the Tribe’s Bylaws, the President shall vote only in the case of a tie.

16.107 Confidentiality Presumed.

Any Tribal Council meeting, including Executive sessions, duly held, unless otherwise declared, shall be conducted with the presumption that all discussions and actions are deemed governmental deliberations and the record of such meetings are deemed tribal property. All records and deliberations are deemed privileged and confidential and not available to the general non-Tribal member public.