

By-Laws for the Land Management Committee of the Prairie Band Potawatomi Nation

These By-Laws are enacted pursuant to the authority in Article II, Section 2 of the Constitution of the Prairie Band Potawatomi Nation which states:

ARTICLE II, SECTION 2 – THE TRIBAL COUNCIL SHALL ESTABLISH A STANDING COMMITTEE VESTED WITH THE RESPONSIBILITY OF PROTECTING AND PERSERVING OUR LAND RIGHTS IN ACCORDANCE WITH THE LAND POLICIES OF THE NATION ARE HEREBY DECLARED TO BE:

- a. The Potawatomi Indian reserves, under a treaty, have a right paramount and superior to any grant of land to states or others. Until our collective or individual title shall be fully extinguished in compliance with treaty law, the grants or assignments of our land to others by executive or legislative action, in whatever form, cannot operate. We, the Potawatomi, maintain our inherent and sovereign right to negotiate with the United States for just compensation for unlawful removal of our lands or property from the jurisdiction of the Potawatomi Nation without just compensation. We maintain our right to sue for lands of individual reserves under treaty law.*
- b. We hereby claim, by treaty law, all Potawatomi lands granted to religious orders or educational institutions, which parties failed as agreed to adequately educate Potawatomi members in exchange for the rights to occupy and possess such lands.*

Article I. Name of the committee

The name of the committee shall be the ***Land Management Committee (LMC)*** of the Prairie Band Potawatomi Nation.

Article II. Committee Members

- a. The Committee shall consist of the following members:
 - Chairman
 - Vice Chairman
 - Secretary
 - Member
 - Member
 - Member
 - Member

- b. The Chairman shall conduct all meetings of the Land Management Committee. The Chairman shall only vote in case of a tie. The Chairman shall also sign all letters, reports, and or meeting minutes as required.
- c. The Vice-Chair assumes the role of the Chairman in the absence of the Chairman.
- d. The Secretary shall maintain all official minutes of the committee. All approved minutes will be directed to the Tribal Council Secretary's office. The secretary will also keep and update any contact information for all Committee members. He/She will also be responsible for any correspondence from the committee.
- e. All members including officers shall be voted on by the committee with Tribal Council having final approval.
- f. One member shall be a Tribal Council person.
- g. At the first regularly scheduled meeting of the new year, the committee shall elect the officer positions by majority vote. Once the motions are approved, Tribal Council will approve the minutes in a regularly scheduled Tribal Council meeting.

Article III. Quorum

There must be four (4) members present to constitute a quorum.

Article IV. Voting Rights

- a. Each member shall have one vote in any motion that is brought to the table, with the exception of the Chairman.
- b. Chairman shall only vote if there is a tie.
- c. Any member can abstain from a vote.

Article V. Removal

Any member, including officers, may resign by giving a written resignation to the committee. Any member, including officers, may be removed from the committee for the following reasons:

- a. Failure to attend three (3) consecutive meetings without notice to any other member.
- b. Does not follow the approved by-laws.

Article VI. Vacancies

Vacancies will be filled and voted on in a regularly scheduled meeting of the committee. The minutes for that meeting will then go to Tribal Council for final approval. The new member will be required to attend the following meeting after Tribal Council's approval.

Article VII. Meetings

- a. Regular meetings shall be held on the second Wednesday of each month. Chairman shall make contact with all committee members if meeting needs to be rescheduled.
- b. Special meetings may be called by the Chairman.
- c. Committee meetings are open to the public.
- d. Any member and/or officer can call for Executive Session. This will consist of a closed door meeting with only members of the committee present.

Article VIII. Compensation

- a. All members of the committee shall be compensated at the rate of \$50.00 per meeting.
- b. Committee members that are not physically present at a meeting shall not receive a stipend.
- c. Tribal employees that are committee members shall receive their stipend from the payroll department. All other members shall receive a check in the mail.

Article IX. Responsibilities and Duties

- a. Advise Land Office on any and all land purchases before Tribal Councils' approval.
- b. Advise Land Department on any preservation, conservation and/or protection of land usage.

Article X. Authority

The committee's authority is given by Tribal Council pursuant to the Prairie Band Potawatomi Nation Constitution.