

1 The Little Traverse Bay Bands of Odawa Indians
2 Tribal Council Meeting
3 Tribal Court Room
4 7500 Odawa Circle
5 Harbor Springs, MI 49740
6 January 22, 2012
7
8

9 Closed Session: yes

10 Call to Order: Meeting was called to order at: 9:00 a.m.

11 Opening Ceremony: Melvin L. Kiogima
12

13 Council Present: Legislative Leader Melvin L. Kiogima, Secretary Regina Gasco
14 Bentley, Treasurer John Bott, , Councilor John Keshick, Councilor Aaron Otto
15 Councilor Kevin Gasco, Councilor Bill A. Denemy
16

17 Absent: Councilor Belinda Bardwell, Councilor Winnay Wemigwase
18

19 Legislative Office Staff Present: Legislative Services Attorney Donna Budnick,
20 Legislative Office Manager Michele LaCount
21

22 Executive Officials and Staff Present: Tribal Chairman Dexter McNamara
23

24 Public: John Liebgot, Yvonne McShane, Chuck Schofield, Alan Proctor, Wesley
25 Andrews
26

27 Invited Guests: Bryan Gillette
28

29 9:05 a.m. Councilor Wemigwase arrived.
30

31 Motion made by Councilor Denemy and supported by Councilor Gasco to adopt
32 the agenda as amended for January 22, 2012 in honor of Orien Corbiere.

33 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Belinda Bardwell)

34 Motion carried.
35

36 Motion made by Councilor Keshick and supported by Treasurer Bott to approve
37 the minutes of January 8, 2012 as corrected.

38 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Belinda Bardwell)

39 Motion carried.
40

41 9:14 a.m. Councilor Bardwell arrived.
42

43 Motion made by Councilor Keshick and supported by Secretary Gasco Bentley to
44 ratify into the record the Phone Poll dated January 12, 2012. The reason for
45 Phone Poll: Motion to approve the issuance of a liquor license for sale of
46 alcoholic beverages solely for consumption on the premises at the Odawa Hotel,
47 which is located on land held in trust for the Tribe by the United States at 1444

1 US 131 S. Petoskey, MI 49770, until the date of approval of Waganakising
2 Odawak Statute 2009-019 Liquor and Tobacco Licensing Board Statute by the
3 Bureau of Indian Affairs and authorizes the Tribal Chairman to sign the license.

4 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 – Absent

5 Motion carried.

6
7 Motion made by Secretary Gasco Bentley and supported by Councilor Denemy
8 to ratify into the record the Phone Poll dated January 12, 2012. The reason for
9 Phone Poll: Motion to approve a liquor license for Biindigen for “off-premises”
10 license to sell alcohol at 2169 US 31 North, Petoskey, MI 49770 until the date of
11 approval of Waganakising Odawak Statute 2009-019 Liquor and Tobacco
12 Licensing Board Statute by the Bureau of Indian Affairs and authorizes the Tribal
13 Chairman to sign the license.

14 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 – Absent

15 Motion carried.

16
17 Motion made by Secretary Gasco Bentley and supported by Councilor Gasco to
18 ratify into the record the Phone Poll dated January 12, 2012. The reason for
19 Phone Poll: Motion to approve the issuance of a liquor license for sale of
20 alcoholic beverages for consumption on the premises at Odawa Casino Resort,
21 which is located on land held in trust for the Tribe by the United States at 1760
22 Lears Road, Petoskey, MI 49770, and an “off-premises” license for wine sales at
23 the Gourmet 2 Go gift shop and the Sage Restaurant at the same address, until
24 the date of approval of Waganakising Odawak Statute 2009-019 Liquor and
25 Tobacco Licensing Board Statute by the Bureau of Indian Affairs and authorizes
26 the Tribal Chairman to sign the license.

27 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

28 Motion carried.

29
30 Elder Comments: no comments.

31
32 Motion made by Councilor Denemy and supported by Councilor Wemigwase to
33 acknowledge the receipt of the Executive report for January 20, 2012.

34 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

35 Motion carried.

36
37 Motion made by Treasurer Bott and supported by Councilor Wemigwase to
38 approve Certified Motion: Request for Funding from the United States
39 Department of the Interior Bureau of Indian Affairs Great Lakes Restoration
40 Initiative (GLRI) Little Traverse Bay Bands of Odawa Indians, FY2012 Bureau of
41 Indian Affairs (BIA) GLRI Beaver Island Project

42 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

43 Motion carried.

44
45 Motion made by Councilor Gasco and supported by Treasurer Bott to approve
46 Certified Motion: Request for Funding from the United States Department of the
47 Interior, Bureau of Indian Affairs, Little Traverse Bay Bands of Odawa Indians,
48 FY2012 Invasive Species Project.

1 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent
2 Motion carried.

3
4 Motion made by Councilor Keshick and supported by Councilor Gasco to
5 approve Certified Motion: Request for Funding from the United States
6 Department of the Interior, Bureau of Indian Affairs, Little Traverse Bay Bands of
7 Odawa Indians, FY2012 Circle of Flight Project.
8 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent
9 Motion carried.

10
11 Motion made by Secretary Gasco Bentley and supported by Councilor Keshick to
12 approve Certified Motion: Approval of FY 2012 Tribal Transportation
13 Improvement Program.
14 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent
15 Motion carried.

16
17 Motion made by Councilor Gasco and supported by Councilor Wemigwase to
18 approve Certified Motion: Indian Reservation Roads Inventory Additions FY2012.
19 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent
20 Motion carried.

21
22 Motion made by Secretary Gasco Bentley and supported by Councilor Gasco to
23 approve Certified Motion: Long Range Transportation Plan FY2012.
24 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent
25 Motion carried.

26
27 Motion made by Secretary Gasco Bentley and supported by Councilor
28 Wemigwase to approve Certified Motion: Requesting Road Maintenance
29 Contract.
30 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent
31 Motion carried.

32
33 Motion made by Councilor Keshick and supported by Councilor Wemigwase to
34 accept enrollment List - C Voluntary Relinquishment date January 12, 2012 for a
35 total 1.
36 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent
37 Motion carried.

38
39 Motion made by Councilor Bott and supported by Councilor Denemy to authorize
40 Tribal Chairman to sign the Tribal Transportation Accord with State of Michigan.
41 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent
42 Motion carried.

43
44 10:05 a.m. recess called.
45 10:14 a.m. Meeting reconvened.

1 Motion made by Treasurer Bott and supported by to accept Councilor Gasco to
2 accept the verbal and written Legislative Leader report from Legislative Leader
3 Kiogima for report for January 22, 2012.

4 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

5 Motion carried.

6
7 Motion made by Councilor Wemigwase and supported by Councilor Keshick to
8 accept Treasurer Bott's verbal Treasurer Report January 22, 2012.

9 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

10 Motion carried.

11
12 Motion made by Councilor Keshick and supported by Councilor Otto to accept
13 Land and Reservation Committee Chairperson Kiogima's verbal report for
14 January 22, 2012.

15 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

16 Motion carried.

17
18 Motion made by Councilor Wemigwase and supported by Councilor Bardwell to
19 accept the Gaming Authority Committee report as presented by Chairperson
20 Kevin Gasco for January 22, 2012.

21 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

22 Motion carried.

23
24 11:46 a.m. Public Comment opened: Michele LaCount provide an FYI regarding
25 the canonization of Kateri Tekakwitha to Saint with later this year and the annual
26 on July 14th celebration mass at the St. Francis Solanus Indian Mission Church
27 on Lake St in Petoskey, MI.

28 11:59 a.m. Public Comment closed.

29
30 12:01 p.m. Lunch recess called.

31 1:30 p.m. Meeting reconvened.

32
33 1:36 p.m. Councilor Wemigwase arrived.

34
35 Motion made by Councilor Gasco and supported by Councilor Otto to accept
36 Councilor Wemigwase verbal travel report regarding Chippewa Ottawa Resource
37 Authority (CORA) training for January 22, 2012.

38 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

39 Motion carried.

40
41 Motion made by Councilor Denemy and supported by Councilor Otto to accept
42 the verbal and written report from Legislative Services Attorney Budnick for
43 January 22, 2012.

44 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

45 Motion carried.

1 Motion made by Councilor Wemigwase and supported by Treasurer Bott to
2 accept the Waganakising Odawa Development, Inc., 4th Quarter 2011 Report as
3 presented by Alan Proctor for January 22, 2012.

4 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

5 Motion carried.

6
7 2:01 p.m. Councilor Keshick excused himself from Tribal Council to participate in
8 the Odawa Fishery, Inc., 4th Quarter 2011 Report to Tribal Council.

9
10 Motion made by Councilor Bardwell and supported by Councilor Otto to accept
11 the Odawa Fishery, Inc., verbal and written 4th Quarter Report for 2011.

12 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Keshick)

13 Motion carried.

14
15 2:31 p.m. Councilor Keshick returned to Tribal Council.

16
17 Motion made by Treasurer Bott and supported by Councilor Denemy to accept
18 the Odawa Economic Development Management Inc., verbal and written 4th
19 Quarter Report for 2011.

20 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

21 Motion carried.

22
23 3:17 p.m. Public Comment opened: no comments.

24 3:17 p.m. Public Comment closed.

25
26 3:17 p.m. Recess called.

27 3:29 p.m. Meeting reconvened.

28
29 Motion made by Councilor Wemigwase and supported by Councilor Gasco to
30 appoint Wesley L. Andrews as the Michigan Anishnaabeg Cultural Preservation
31 and Repatriation Alliance (MACPRA) and Native American Graves Protection
32 and Repatriation Act (NAGPRA), Representative and approve the (MACPRA/
33 NAGPRA) Representative contract dated January 22, 2012, and authorize the
34 Tribal Chair to sign such contract.

35 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

36 Motion carried.

37
38 Motion made by Councilor Gasco and supported by Councilor Wemigwase to
39 authorize Tribal Council to retain legal counsel in the matter of C-120-0411 up to
40 the amount of \$5,000 to come from the Legislative budget.

41 Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

42 Motion carried.

43
44 Motion made by Treasurer Bott and supported by Councilor Gasco to approve
45 the Prosecutor Compensation Contract dated January 22, 2012 and authorize
46 the Legislative Leader to sign such Contract.

47 Vote: 8- Yes, 0 - No, 1 – Abstained (Councilor Keshick), 0 – Absent

48 Motion carried.

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4:14 p.m. Motion made by Treasurer Bott and supported by Councilor Gasco to enter into closed session for confidential business matters.

Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

5:12 p.m. Motion made by Treasurer Bott and supported by Councilor Denemy to return to open session.

Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

5:14 p.m. Motion made by Treasurer Bott and supported by Councilor Wemigwase to adjourn.

Vote: 9- Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

These Minutes have been read and approved as written (or) corrected: (delete either the word “written” or “corrected” as pertains to how the minutes were approved.)

Regina Gasco Bentley, Tribal Council Secretary

Date