

The Little Traverse Bay Bands of Odawa Indians
Tribal Council
February 16, 2003
Tribal Court Room 7500 Odawa Circle
Smudging 9:15 a.m.
9:30 a.m.

Executive Session: yes

Call to Order: Meeting was called to order at 9:39 a.m.

Council Present: Chairman Gerald V. Chingwa, Vice-Chairman George Anthony, Secretary Beatrice A. Law, Treasurer Alice Yellowbank, Councilor Fred Harrington, Jr.

Council Absent: Councilor Janet Shomin, Councilor Rita Shananaquet

Staff Present: See Attached list

Guests: See attached list

9:40 p.m. Councilor Rita Shananaquet arrives.

9:47 a.m. Councilor Janet Shomin arrives.

Motion made by Vice-Chairman George Anthony and supported by Councilor Fred Harrington, Jr., to adopt the agenda as amended.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Vice-Chairman George Anthony and supported by Councilor Fred Harrington, Jr., that we approve the minutes of February 2, 2003 as corrected.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

10:00 a.m. Motion made by Vice-Chairman George Anthony and supported by Councilor Rita Shananaquet, to go into closed executive session for personnel.

Vote: 6 Yes, 1 No (Councilor Fred Harrington, Jr.), 0 Absent, 0 Abstained

Motion carried

Motion made by Councilor Fred Harrington, Jr., to go out of closed session.

Motion failed due to lack of support.

10:15 a.m. Motion made by Councilor Rita Shananaquet and supported by Councilor Fred Harrington, Jr., to go out of closed session.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

10:53 a.m. recess called

11:07 a.m. reconvened

Motion made by Councilor Janet Shomin and supported by Treasurer Alice Yellowbank, to accept the Tribal Administrator's report as presented.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Secretary Beatrice A. Law and supported by Councilor Fred Harrington, Jr., to approve the letter of support from the Tribal Council for Mental Health Therapist Angie Woodin to attend the Project Making Medicine Program and Maureen Kilpatrick to attend the Project Medicine Program and authorize the Tribal Chairman or his designee to sign.

Vote: 6 Yes, 1 No (Councilor Rita Shananaquet), 0 Absent, 0 Abstained

Motion carried

Motion made by Treasurer Alice Yellowbank and supported by Secretary Beatrice A. Law, to approve approved budgets increases for indirect programs – Tribal Chairman \$90,506; Administration \$24,260, Human Resource Department \$2,475, M.I.S. \$80,861, and BIA Housing \$219,591, NAHASDA 2003 \$2,704, Elders Program \$8,832, Economic Development Department \$151,441, as presented February 15, 2003.

Vote: 5 Yes, 2 No (Councilor Janet Shomin Councilor Rita Shananaquet), 0 Absent, 0 Abstained

Motion carried

Motion made by Treasurer Alice Yellowbank and supported by Secretary Beatrice A. Law, to approve budget decreases for NAHASDA 2002 \$15,885 and Economic Development Commission \$159,500 as presented on February 15, 2003.

Vote: 5 Yes, 2 No (Councilor Janet Shomin, Councilor Rita Shananaquet), 0 Absent, 0 Abstained

Motion carried

Motion made by Councilor Janet Shomin and supported by Councilor Rita Shananaquet, to freeze hiring and unnecessary spending as determined by the Tribal Administrator for the next 3 months.

Vote: 2 Yes, 5 No (Councilor Fred Harrington, Jr., Vice-Chairman George Anthony, Chairman Gerald V. Chingwa, Treasurer Alice Yellowbank, Secretary Beatrice A. Law), 0 Absent, 0 Abstained

Motion failed

Motion made by Councilor Fred Harrington, Jr., and supported by Vice-Chairman George Anthony, to accept the Tribal Chairman's verbal and written report for February 16, 2003.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

12:25 p.m. public comment: Ken Harrington

12:30 p.m. public comment closed

12:31 p.m. Lunch recess called until 2:00 p.m.

2:15 p.m. Meeting reconvened

Motion made by Councilor Fred Harrington, Jr., and supported by Councilor Janet Shomin, to direct the Gaming Administration and the Tribal Administrator to conduct the gaming enterprise and governments operations in a safe and sanitary manor until Tribal Council adopts Tribal statutes governing safety and sanitation and further to direct the interim Zoning Administrator to enforce this directive.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Secretary Beatrice A. Law and supported by Treasurer Alice Yellowbank, to move the Gaming Administration financial report to the Tribal Council Administrative Meeting scheduled for March 2, 2003.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Councilor Fred Harrington, Jr., and supported by Treasurer Alice Yellowbank, to approve enrollment list A - Eligible for membership dated January 27, 2003.

Vote: 5 Yes, 2 No (Councilor Rita Shananaquet, Chairman Gerald V. Chingwa), 0 Absent, 0 Abstained

Motion carried

Motion made by Councilor Fred Harrington, Jr., and supported by Vice-Chairman George Anthony, to re-appoint Doris Adams to Appellate Tribal Court.

Vote: 1 Yes, 6 No (Councilor Janet Shomin, Councilor Rita Shananaquet Vice-Chairman George Anthony, Chairman Gerald V. Chingwa, Treasurer Alice Yellowbank, Secretary Beatrice A. Law), 0 Absent, 0 Abstained

Motion failed

Motion made by Treasurer Alice Yellowbank and supported by Secretary Beatrice A. Law, that we advertise for the Tribal appellate Court vacancy, which expires in May 2003.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Councilor Janet Shomin and supported by Vice-Chairman George Anthony, to prove LTBB signing on to amicus brief in the case of Inyo County –v- Paiute Shoshone Indians of Bishop Community of Bishop Colony along with National Congress of American Indians.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Secretary Beatrice A. Law and supported by Vice-Chairman George Anthony, to approve \$500 to send to National Congress of American Indians to support the amicus brief for payment for services, to come from Government operations, other line item.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Councilor Fred Harrington, Jr., and supported by Vice-Chairman George Anthony, to implement a \$500 per year per capita/distribution plan beginning this year.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

3:37 p.m. public comment: Andrew Stich

3:38 p.m. public comment closed

3:39 p.m. Motion made by Vice-Chairman George Anthony and supported by Councilor Fred Harrington, Jr., to adjourn.
Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained
Motion carried

These Minutes have been read and approved as written:
Approved:

Beatrice A. Law, Tribal Secretary

Date