

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Court Room
7500 Odawa Circle Harbor Springs, MI 49740
April 11, 2010

Closed Session: yes

Call to Order: Meeting was called to order at: 9:22 a.m.

Opening Ceremony: Melvin L. Kiogima

Council Present: Secretary Regina Gasco Bentley, Councilor Gerald Chingwa, Councilor Aaron Otto, Councilor Marvin Mulholland, Councilor Melvin L. Kiogima

Absent: Legislative Leader Julie Shananaquet, Treasurer John Bott, Councilor Belinda Bardwell, Councilor Rita Shananaquet

Legislative Office Staff Present: Office Manager Michele LaCount

Executive Officials and Staff Present: Tribal Chairman Ken Harrington, Vice-Chairman Dexter McNamara

Guests: Bea Law, Marcia Sutton, Collin Sutton, James Nye

Motion made by Councilor Kiogima and supported by Councilor Chingwa to adopt the agenda for April 11, 2010 as amended.

Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott, Councilor R. Shananaquet)

Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Chingwa to approve the minutes of March 21, 2010 as corrected.

Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott, Councilor R. Shananaquet)

Motion carried.

Motion made by Councilor Kiogima and supported by Secretary Gasco Bentley to ratify into the record the phone poll dated March 26, 2010 "To approve the "Action Item" contained within confidential memo 032601-01 presented to Tribal Council from Donna L. Budnick, Legislative Services Attorney to meet an immediate deadline." The phone poll passed 5 - yes, 3 - no, 1 - abstained, 0 - absent.

Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott, Councilor R. Shananaquet)

Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Otto to ratify into the record the phone poll dated April 01, 2010 "To appoint Rehmann Groups the auditor for the Tribal Government, 401 (K) and Trust Fund audits beginning January 01, 2009 through December 31, 2009 and authorizes the Tribal Chair to sign all engagement agreements for such audits to meet an immediate deadline." The phone poll passed 8-yes, 0-no, 0-abstained, 1-absent.

Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott, Councilor R. Shananaquet)

Motion carried.

Motion made by Councilor Mulholland and supported by Councilor Kiogima to ratify into the record the phone poll dated April 01, 2010 "To approve the "Action Item" contained within the Confidential Memo 040110-01 for confidential business matters-Casino as presented to Tribal Council from Legislative Services Attorney Budnick, to meet an immediate deadline." The phone poll passed 4 - yes, 3 - no, 1 - abstained, 1 - absent.

Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott, Councilor R. Shananaquet)

Motion carried.

Motion made by Councilor Otto and supported by Councilor Kiogima to ratify into the record the phone poll dated April 01, 2010 "To approve the "Action Item" contained within the Confidential Memo 040110-02 for confidential business matters-Casino as presented to Tribal Council from Legislative Services Attorney Budnick, to meet an immediate deadline." The phone poll passed 6 - yes, 1 - no, 1 - abstained, 1 - absent.

Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott, Councilor R. Shananaquet)

Motion carried.

Tribal Elder Comments: Bea Law spoke regarding confidentiality of the casino bond issue, the hiring of the casino General Manager, and the most recent Tribal Chairman Odawa Trails letter.

Motion made by Councilor Kiogima and supported by Councilor Mulholland to accept Legislative Leader Shananaquet's written report for April 11, 2010.

Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott, Councilor R. Shananaquet)

Motion carried.

10:19 a.m. Councilor R. Shananaquet arrived.

Motion made by Councilor R. Shananaquet and supported by Councilor Mulholland to accept Appropriations and Finance Committee Secretary Melvin L. Kiogima's verbal and written report for April 11, 2010.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott)

Motion carried.

10:44 a.m. Recess called.

11:01 a.m. Meeting reconvened.

Motion made by Councilor Kiogima and supported by Councilor R. Shananaquet to accept Legislative Services Attorney Donna Budnick's written report for April 11, 2010.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott)

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Otto to acknowledge receipt of Citizenship List C – Voluntary Relinquishment dated April 9, 2010 for a total of 3.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott)

Motion carried.

Elder Comments: Bea Law spoke in support of budget restraints and asked when the Tribal Council would be reviewing the Tribal Court's evaluation from Bureau of Indian Affairs.

11:45 a.m. Public Comment opened: Michele LaCount spoke regarding the April 16, 2010 Casino Job Fair at the Tribal Governmental Center as well as at the Annual Membership Meeting. Michele also spoke regarding Contract Health allowance from Indian Health Service regarding to college students, and the Michigan Developmental Disabilities Council.

11:57 a.m. Public Comment closed.

11:58 a.m. Lunch recess called.

1:32 p.m. Meeting reconvened.

1:36 p.m. Councilor Melvin L. Kiogima

Motion made by Councilor R. Shananaquet and supported by Councilor Chingwa to go into closed session confidential business matters-casino.

Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott, Councilor Kiogima)

Motion carried.

2:33 p.m. Motion made by Councilor Mulholland and supported by Councilor R. Shananaquet to return to open session.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott)

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Otto to accept Tribal Chairman Harrington's verbal and written report for April 11, 2010 with confidential items contained therein.

Vote: 6 - Yes, 0 – No, 0 - Abstained, 3 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott)
Motion carried.

Motion made by Councilor Otto and supported by Councilor R. Shananaquet to approve the Special Meeting minutes of April 10, 2010 with corrections.
Vote: 6 - Yes, 0 – No, 0 - Abstained, 3 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott)
Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Otto to adopt Tribal Resolution Appropriation of Funds for the 2011 Operating Budgets and Restatement of Funding Allocation for the 2011 Fiscal Year.
Roll Call Vote: Councilor Bardwell-absent, Councilor Chingwa-yes, Councilor Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes, Councilor Otto-yes, Treasurer Bott-absent, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-absent
Motion carried.

3:00 p.m. Public Comment: no comments
3:01 p.m. Public Comment closed.

3:02 p.m. Motion made by Councilor R. Shananaquet and supported by Councilor Kiogima to adjourn.
Vote: 6 - Yes, 0 – No, 0 - Abstained, 3 - Absent (Councilor Bardwell, Legislative Leader Shananaquet, Treasurer Bott)
Motion carried.

These Minutes have been read and approved as written:

Regina Gasco Bentley, Tribal Council Secretary

Date