

1 The Little Traverse Bay Bands of Odawa Indians  
2 Tribal Council Meeting  
3 Tribal Council Chambers  
4 7500 Odawa Circle  
5 Harbor Springs, MI 49740  
6 May 19, 2013  
7  
8

9 Closed Session: None

10 Call to Order: Meeting was called to order at: 9:05 a.m.

11 Opening Ceremony: Melvin L. Kiogima

12  
13 Council Present: Legislative Leader Melvin L. Kiogima, Secretary Regina Gasco  
14 Bentley, Councilor Bill A. Denemy, Councilor John Keshick, Councilor Kevin  
15 Gasco, Councilor Aaron Otto.

16  
17 Absent: Treasurer John Bott, Councilor Belinda Bardwell, Councilor Winnay  
18 Wemigwase.

19  
20 Legislative Office Staff Present: Legislative Services Attorney Donna Budnick,  
21 Legislative Office Manager Michele LaCount, Treasury Director Michael Garrow,  
22 Administrative Assistant Yvonne McShane.

23  
24 Executive Officials and Staff Present: None.

25  
26 Public: Janice Shackelford, Edward Shenoskey, Virginia Lewis, Wes Andrews,  
27 Elli Andrews.

28  
29 Invited Guests: None

30  
31 9:12 a.m. Councilor Bardwell arrives.  
32

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33  
34 Motion made by Councilor Gasco and supported by Councilor Keshick to adopt  
35 the agenda for May 19, 2013 with changes.

36 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Treasurer Bott, Councilor  
37 Wemigwase)

38 Motion carried.  
39

40 Motion made by Councilor Gasco and supported by Councilor Otto to approve  
41 the minutes from May 5, 2013.

42 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Treasurer Bott, Councilor  
43 Wemigwase)

44 Motion carried.  
45

46 9:27 a.m. Elder comments: None at this time.

1  
2 Motion by Councilor Otto and supported by Councilor Gasco to acknowledge that  
3 Tribal Council has not received the constitutionally mandated Executive  
4 Oversight Report from the Tribal Chairman for the months of March 2013 and  
5 April 2013, and last report received was the February Report received on April  
6 21, 2013, in order to fulfill of the duties of the Chair, Article VIII. C. 6. Shall  
7 submit monthly written reports of his/her oversight responsibilities of Tribal  
8 operations to the Tribal Council, and make such available to the Tribal  
9 Citizenship.

10 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Bott, Councilor  
11 Wemigwase)

12 Motion carried.

13  
14 9:27 a.m. Elder Comment: Janice Shackleford spoke regarding rental living and  
15 how the land owner is responsible to take care of the entire property including  
16 lawn maintenance. Janice also mentioned the need for a property inspector.

17  
18 Motion by Councilor Otto and supported by Councilor Gasco to amend the  
19 agenda to include parcel #72.

20 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Bott, Councilor  
21 Wemigwase)

22 Motion carried.

23  
24 10:20 a.m. Elder Comment: Janice Shackleford mentioned that she lives next to  
25 the daycare and wondered how it handles 40 children compared to  
26 approximately 21 children it has now.

27  
28 Motion made by Councilor Gasco and supported by Councilor Bardwell to accept  
29 Legislative Leader Kiogima verbal report.

30 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Bott, Councilor  
31 Wemigwase)

32 Motion carried.

33  
34 10:22 a.m. Recess called.

35 10:51 a.m. Meeting reconvened.

36  
37 Secretary Gasco Bentley read into the minutes the Phone Poll dated 05/15/13: *to*  
38 *approve Tribal Resolution 051513-01: Refinancing of the Tribe's Notes and Other*  
39 *Economic Development Opportunities including the potential Mackinaw City*  
40 *Casino. The phone poll passed: 6-yes, 2-no (Secretary Gasco-Bentley,*  
41 *Councilor Wemigwase), 1-abstain (Treasurer Bott), 0-absent.*

42  
43 Motion made by Councilor Gasco and supported by Councilor Denemy to accept  
44 Secretary Gasco-Bentley verbal and report for May 19, 2013.

45 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Bott, Councilor  
46 Wemigwase)

47 Motion carried.

1  
2 Motion by Councilor Gasco and supported by Councilor Bardwell to accept the  
3 Appropriations and Finance Committee verbal report as presented by Councilor  
4 Denemy for May 19, 2013.

5 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Bott, Councilor  
6 Wemigwase)

7 Motion carried.

8  
9 Motion made by Councilor Otto and supported by Councilor Gasco-Bentley to  
10 accept Tribal Councilor Bardwell and Councilor Gasco's travel reports and  
11 Councilor Denemy's Tribal Council report for May 19, 2013.

12 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Bott, Councilor  
13 Wemigwase)

14 Motion carried.

15  
16 Motion made by Councilor Keshick and supported Councilor Denemy to accept  
17 the Gaming Authority Committee verbal report as presented by Councilor Gasco  
18 for May 19, 2013.

19 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Bott, Councilor  
20 Wemigwase)

21 Motion carried.

22  
23 Motion made by Councilor Gasco and supported by Councilor Bardwell to accept  
24 the Land and Reservation Committee verbal report from Legislative Leader as  
25 presented by for May 19, 2013.

26 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Bott, Councilor  
27 Wemigwase)

28 Motion carried.

29  
30 Motion made by Councilor Gasco and supported by Councilor Denemy to accept  
31 the Legal and Legislative Committee verbal report as presented by Secretary  
32 Gasco-Bentley for May 19, 2013.

33 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Bott, Councilor  
34 Wemigwase)

35 Motion carried.

36  
37 11:48 a.m. Public Comment opened: Janice Shackleford spoke to allocate for the  
38 development of an Elders Department.

39  
40 11:49 a.m. Public comment closed.

41  
42 11:49 a.m. Elders Comments: No comments at this time.

43  
44 Motion made by Councilor Gasco and supported by Councilor Bardwell to accept  
45 the Ethics Committee verbal report as presented by Councilor Otto for May 19,  
46 2013.

1 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Bott, Councilor  
2 Wemigwase)  
3 Motion carried.

4  
5 Motion made by Councilor Bardwell and supported by Councilor Gasco to accept  
6 the Agricultural Assessment Work Group verbal report from Councilor Keshick as  
7 presented for May 19, 2013.

8 Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Bott, Councilor  
9 Wemigwase)  
10 Motion carried.

11  
12 Junior Tribal Council Ad-hoc Committee report. No report.

13  
14 12:00 p.m. Lunch recess called.

15 1:34 p.m. Meeting reconvened. Councilor Bardwell left the meeting.

16  
17 1:45 p.m. Tribal Historic Preservation Officer (THPO) Interview with Wes  
18 Andrews.

19  
20 Motion by Councilor Gasco and supported by Councilor Otto to amend the  
21 agenda to include the appointment to the Tribe's Historical Preservation Office  
22 and posting of the Fair Treatment Statute.

23 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Bott, Councilor  
24 Wemigwase, Councilor Bardwell)  
25 Motion carried.

26  
27 Motion by Councilor Gasco and supported by Councilor Otto to appoint Wes  
28 Andrews as the Tribe's Historical Preservation Officer in accordance with the  
29 terms of the contract.

30 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Bott, Councilor  
31 Wemigwase, Councilor Bardwell)  
32 Motion carried.

33  
34 Motion made by Councilor Gasco and supported by Councilor Otto to approve  
35 the Memorandum of Agreement with Emmet County and Central Michigan  
36 University pursuant to the Native American Graves Protection Repatriation Act  
37 and the National Historical Preservation Act regarding Archaeological Activities  
38 2013 at the Headlands International Dark Sky Park, Emmet County, Michigan  
39 and authorize the Chair to sign the agreement.

40 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Bott, Councilor  
41 Wemigwase, Councilor Bardwell)  
42 Motion carried.

43  
44 Motion made by Councilor Keshick and supported by Councilor Otto to accept  
45 the Treasury Department Director Michael Garrow verbal and written report for  
46 May 19, 2013.

1 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Bott, Councilor  
2 Wemigwase)

3 Motion carried.

4  
5 Motion made by Councilor Gasco and supported by Councilor Otto to accept  
6 Legislative Services Attorney Budnick written and verbal report for May 19, 2013.

7 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Bott, Councilor  
8 Wemigwase, Councilor Bardwell)

9 Motion carried.

10  
11 Enjinaaknegeng: No report.

12  
13 2:47 p.m. Recess called.

14 3:04 p.m. Return to open session.

15  
16 3:05 p.m. Public Comment opened: No comments.

17 3:05 p.m. Public Comment Closed.

18  
19 Motion by Councilor Otto and supported by Councilor Gasco to post the  
20 Department of Kikaajik draft Statute to the Legislative Calendar.

21 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Bott, Councilor  
22 Wemigwase, Councilor Bardwell)

23 Motion carried.

24  
25 Motion by Councilor Gasco and supported Councilor Otto to table the Approve  
26 Negotiations draft Statute.

27 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Bott, Councilor  
28 Wemigwase, Councilor Bardwell)

29 Motion carried.

30  
31 Motion by Councilor Gasco and supported by Councilor Keshick to approve  
32 Citizenship List C – Relinquishment of Citizenship dated May 13, 2013 for a total  
33 of 1.

34 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Bott, Councilor  
35 Wemigwase, Councilor Bardwell)

36 Motion carried.

37  
38 Motion by Councilor Keshick and supported by Councilor Gasco to approve  
39 Certified Motion: Request for Funding from the U.S. Department of Justice  
40 Bureau of Justice Assistance and the U.S. Department of Health and Human  
41 Services Substance Abuse and Mental Health Services Administration Joint  
42 Adult Drug Court Solicitation to Enhance Services, Coordination and Treatment  
43 Little Traverse Bay Bands of Odawa Indians FY 2013 Waabshki-Miigwan Joint  
44 Drug Court Enhancement.

45 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Bott, Councilor  
46 Wemigwase, Councilor Bardwell)

47 Motion carried.

1  
2 Motion by Councilor Gasco and supported by Councilor Denemy to approve  
3 Certified Motion: Request for Funding from the United States Department of  
4 Health and Human Services Administration for Children and Families  
5 Administration for Native Americans, Native American Language Preservation  
6 and Maintenance.

7 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Treasurer Bott, Councilor  
8 Wemigwase, Councilor Bardwell)

9 Motion carried.

10  
11 Motion by Councilor Gasco and supported by Councilor Denemy to approve  
12 Certified Motion: Request for Funding from the United States Department of  
13 Justice, Office of Community Oriented Policing Services, Little Traverse Bay  
14 Bands of Odawa Indians FY 2013 COPS Hiring Program.

15 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Treasurer Bott, Councilor  
16 Wemigwase, Councilor Bardwell)

17 Motion carried.

18  
19 Motion by Councilor Gasco and supported by Councilor Denemy to approve  
20 Certified Motion: Request for funding from the United States Department of  
21 Health and Human Services Administration for Children and Families  
22 Administration from Native Americans Social and Economic Development  
23 Strategies (SEDS) FY 2013 Fish Hatchery-Herring Project.

24 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Treasurer Bott, Councilor  
25 Wemigwase, Councilor Bardwell)

26 Motion carried.

27  
28 Motion made by Councilor Gasco and supported by Councilor Denemy approve  
29 and authorize the payment to Drummond Woodsum for legal services rendered  
30 in the amount of \$5,357.79 to come from Enjinaaknegeng.

31 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Treasurer Bott, Councilor  
32 Wemigwase, Councilor Bardwell)

33 Motion carried.

34  
35 Motion made by Councilor Gasco and supported by Councilor Otto to post to the  
36 Legislative Calendar Appleyard Day Care draft Statute.

37 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Treasurer Bott, Councilor  
38 Wemigwase, Councilor Bardwell)

39 Motion carried.

40  
41 Motion made by Councilor Gasco and supported by Councilor Otto to post to the  
42 Legislative Calendar the Leasing of Trust Land draft Statute.

43 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent. (Treasurer Bott, Councilor  
44 Wemigwase, Councilor Bardwell)

45 Motion carried.

1 Motion made by Councilor Gasco and supported by Councilor Denemy to  
2 approve the action item contained within General Counsel Bransky's Confidential  
3 Memo dated April 4, 2013 regarding land parcel #72 and authorize the Chairman  
4 to sign.

5 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent. (Treasurer Bott, Councilor  
6 Wemigwase, Councilor Bardwell)

7 Motion carried.

8  
9 Motion by Councilor Otto and supported by Councilor Gasco to amend the  
10 agenda to acknowledge the receipt of the Executive Oversight Report for March  
11 2013.

12 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Treasurer Bott, Councilor  
13 Wemigwase, Councilor Bardwell)

14 Motion carried.

15  
16 Motion by Councilor Gasco and supported by Councilor Otto to acknowledge  
17 receipt of the Executive March 2013 Oversight Report as received today May 19,  
18 2013 at 1:28 p.m.

19 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Treasurer Bott, Councilor  
20 Wemigwase, Councilor Bardwell)

21 Motion carried.

22  
23 3:35 p.m. Motion by Secretary Gasco and supported by Councilor Otto to  
24 adjourn.

25 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Treasurer Bott, Councilor  
26 Wemigwase, Councilor Bardwell)

27 Motion carried.

28  
29 Next meeting: June 9, 2013.

30  
31 Please contact the Legislative Office at 231-242-1403, 231-242-1404 or 231-242-  
32 1406 for additional updates and clarifications of these minutes as presented.

33  
34 These Minutes have been read and approved as written:

35  
36 Regina Gasco Bentley  
37 Regina Gasco Bentley, Tribal Council Secretary

6-14-13

Date