

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Council Chambers
7500 Odawa Circle
Harbor Springs, MI 49740
July 9, 2015

Closed Session:

Call to Order: 9:10 a.m.

Opening Ceremony: Michael Naganashe

Council Present: Secretary Julia Shananaquet, Treasurer Marcella Reyes,
Councilor Bill A. Denemy, Councilor Beatrice A. Law, Councilor Naganashe,
Councilor Aaron Otto, Councilor Winnay Wemigwase

Absent: Councilor John Keshick

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick,
Sr. Financial Analyst Stella Kay, Legislative Office Manager Michele LaCount,
General Counsel James Bransky

Executive Officials and Staff Present: Chairperson Regina Gasco Bentley

Public:

Invited Guests:

Motion made by Councilor Wemigwase and supported by Councilor Law to adopt
the agenda of July 9, 2015 as amended .

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried

Motion made by Secretary Shananaquet and supported by Councilor Law to
approve the minutes of the Regular Meeting held on June 18, 2015, as corrected.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried.

Executive Updates

Motion made by Councilor Law and supported by Secretary Shananaquet to
acknowledge the verbal report as presented by Chairperson Regina Gasco
Bentley on July 9, 2015.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried.

Legislative Leader Report - Position is currently vacant.

1
2 **Secretary Report:**

3 The following Tribal Council adopted/approved documents were delivered/signed
4 by the Executive:

- 5
6 • Tribal Resolution #060415-01; To Establish A Michigan Tribal Sex
7 Offender Registration and Notification Act (Sorna) Coalition
8 Delivered to the Executive department on 06-08-15
9 Signed by the Executive on 06-17-15.
- 10
11 • Tribal Resolution #061815-01: to Appropriate to the Odawa Casino Resort
12 to implement the Five Year Strategic Plan in the Amount of \$3,320,000.00
13 to come from the Restricted General Fund Balance Funds, Economic
14 Development Reserve and allow for OCR to Reserve Profits
15 Delivered to the Executive Department on 06-18-15
16 Signed by the Executive on 06-18-15.
- 17
18 • Tribal Resolution #061815-02: Odawa Casino Resort Five Year Strategic
19 Plan Delegation of Authority
20 Delivered to the Executive Department on 06-18-15
21 Signed by the Executive on 06-18-15.
- 22
23 • Waganakising Odawak Statute Donated Land Acceptance
24 Delivered to the Executive on 06-24-15
25 Signed by the Executive on 06-26-15.

26
27 **Vetoed:** None

28
29 **Phone Polls:** None

30
31 Motion made by Councilor Naganashe and supported by Councilor Wemigwase
32 to accept Secretary Shananaquet's verbal and written report as presented on
33 July 9, 2015.

34 Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

35 Motion carried

36
37 **Treasurer Report:** FYI Next AFC meeting to be held 07/13/15

38
39 **Tribal Council Travel Reports:** None to report

40
41 **Tribal Council Reports:**

42 Motion made by Councilor Law and supported by Treasurer Reyes to
43 acknowledge the verbal request to address the Treasury Department Statute as
44 presented by Councilor Otto on July 9, 2015

45 Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

46 Motion carried

1
2 **Tribal Council Committee Reports:**

3
4 **Agriculture Assessment Work Group – No report**

5
6 10:22 a.m. Break

7 10:36 a.m. Resume

8
9 **Land and Reservation Committee – No report**

10
11 **Legal Legislative Committee**

12 Motion made by Secretary Shananaquet and supported by Councilor Denemy to
13 accept the verbal report of the Legal and Legislative Committee as presented by
14 Councilor Law, Committee Chairperson.

15 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

16 Motion carried

17
18 **Ethics Committee – July 8, 2015 meeting was cancelled. No report**

19
20 **Legislative Office Reports:**

21
22 **Sr. Financial Analyst Report**

23 Motion made by Secretary Shananaquet and supported by Councilor Law to
24 accept Sr. Financial Analyst Stella Kay’s verbal and written report as presented
25 on July 9, 2015.

26 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

27 Motion carried

28
29 **Legislative Services Attorney Report**

30 Motion made by Councilor Wemigwase and supported by Treasurer Reyes to
31 accept Legislative Services Attorney Budnick’s verbal and written report as
32 presented on July 9, 2015.

33 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

34 Motion carried

35
36 **11:46 a.m. Public Comment opens**

- 37 • Citizen Jon Shawa commented regarding Election Board move. There
38 was no appeal filed. Initiative Update

39 **12:06 p.m. Public Comment closes**

40
41 **Enjinaaknegeng**

42 Motion made by Councilor Law and supported by Councilor Wemigwase to
43 accept General Counsel Bransky’s verbal and written report as presented on July
44 9, 2015.

45 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

46 Motion carried.

1 12:34 p.m. Lunch Break

2 1:33 p.m. Meeting Resumes

3

4 Councilor Keshick arrives

5

6 Councilor Otto absent

7

8 Motion made by Councilor Law and supported by Treasurer Reyes to approve

9 Tribal Resolution: Grant of Perpetual Right-of-Way to the BIA for Road

10 Improvements On Shops at Victories Trust Parcel

11 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Councilor Otto, Councilor

12 Naganashe, Councilor Wemigwase)

13 Motion carried

14

15 Motion made by Councilor Law and supported by Treasurer Reyes to approve

16 Tribal Resolution: Grant of Perpetual Utility Right-of-Way to Tribe for Parking

17 Lots On Shops at Victories Trust Parcel

18 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Councilor Otto, Councilor

19 Naganashe, Councilor Wemigwase)

20 Motion carried

21

22 Motion made by Councilor Law and supported by Councilor Denemy to approve

23 Tribal Resolution: Grant of Perpetual Utility Right-of-Way to Tribe for

24 Improvements On Shops at Victories Trust Parcel

25 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Councilor Otto, Councilor

26 Naganashe, Councilor Wemigwase)

27 Motion carried

28

29 Motion made by Councilor Law and supported by Councilor Keshick to approve

30 Tribal Resolution: Michigan Department of Transportation Performance

31 Resolution for Tribal Governments

32 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Councilor Otto, Councilor

33 Naganashe, Councilor Wemigwase)

34 Motion carried

35

36 **1:41 p.m. Councilor Naganashe arrives**

37

38 **Legislative Office Manager**

39 Motion made by Treasurer Reyes and supported by Secretary Shananaquet to

40 accept Legislative Office Manager LaCount's verbal and written report as

41 presented on July 9, 2015.

42 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Otto, Councilor

43 Wemigwase)

44 Motion carried

45

46 **1:51 p.m. Councilor Wemigwase arrives**

47

1 **LTBB Charter and/or Enterprise Committee/Board Reports**

2
3 **Gaming Enterprise Board**

4 Motion made by Secretary Shananaquet and supported by Councilor Denemy
5 to accept the verbal report of the Gaming Enterprise Board (GEB) as presented
6 by Councilor Law, Committee Chairperson.

7 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

8 Motion carried.

9
10 **Tribal Council Reports, continued:**

11 Motion made by Councilor Wemigwase and supported by Treasurer Reyes to
12 acknowledge the verbal travel report presented by Councilor Keshick, regarding
13 attendance at BIA’s Partners in Action Conference held in Baraboo, WI.

14 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

15 Motion carried

16
17 **2:29 p.m. Break**

18 **2:38 p.m. Resume**

19
20 Motion made by Secretary Shananaquet and supported by Councilor Law to
21 amend the agenda to include Lawsuit for “Initiative #1, Tribal Per Capita
22 Distribution”.

23 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

24 Motion carried

25
26 Motion made by Secretary Shananaquet and supported by Councilor Law to
27 approve and authorize General Counsel Bransky to file a lawsuit on behalf of the
28 Tribal Chairperson and Tribal Council regarding “Initiative #1, Tribal Per Capita
29 Distribution”.

30 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

31 Motion carried

32
33 **Action Items – Motions**

34 Motion made by Secretary Shananaquet and supported by Councilor
35 Wemigwase to accept and authorize the Sales and Use Tax Refund settlement
36 received from the State of Michigan, State Treasurers Warrant, in the amount of
37 \$521,435.45, received June 26, 2015, to be deposited into the General Fund
38 Account.

39 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

40 Motion carried.

41
42 Motion made by Councilor Wemigwase and supported by Councilor Naganashe
43 to acknowledge receipt of Roger Borton’s Letter of Interest for the Odawa
44 Economic Development Management, Inc. and to set up an interview.

45 Vote: 5-Yes, 2-No (Councilor Keshick, Secretary Shananaquet), 0-Abstained, 1–
46 Absent (Councilor Otto)

47 Motion carried.

1 Motion made by Secretary Shananaquet and supported by Councilor Keshick to
2 accept the 2015 2nd Quarter written reports from the Tribal Historic Preservation
3 & Native American Graves Protection Repatriation Act Reports Officer Wesley L.
4 Andrews as received July 3, 2015.

5 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

6 Motion carried.

7
8 Motion made by Councilor Keshick and supported by Councilor Wemigwase to
9 accept the 2015 2nd Quarter written report from the Traditional Tribal Burial
10 Inc.as compiled and Submitted by: Wesley L. Andrews on July 3, 2015.

11 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

12 Motion carried.

13
14 Motion made by Councilor Law and supported by Councilor Wemigwase to
15 authorize Tribal Council Secretary Julie Shananaquet and Tribal Treasurer
16 Marcella Reyes to sign the Merrill Lynch check request form to transfer funds
17 from the LTBB investment account for the Great American Fidelity/Crime
18 Insurance Policy Renewal for Tribal Council in the amount of \$11,800 and made
19 payable to broker representative, Cottingham and Butler, P.O. Box 449,
20 Dubuque, IA 52004-0449 and submit same to Merrill Lynch.

21 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

22 Motion carried.

23
24 Motion made by Councilor Wemigwase and supported by Councilor Naganashe
25 to approve the William Raymond Kiogima and Helen Agnes Kiogima Noozwin
26 Act Regulations REG-WOS-2006-001-061215-001.

27 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

28 Motion carried.

29
30 Motion made by Secretary Shananaquet and supported by Councilor Law to
31 approve the Little Traverse Bay Bands of Odawa Indians Gaming Enterprise
32 Board Appointment Policy.

33 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

34 Motion carried.

35
36 Motion made by Councilor Naganashe and supported by Councilor Wemigwase
37 to acknowledge receipt of the Little Traverse Bay Bands of Odawa Indians 2014
38 Year end Audit as received from BDO.

39 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

40 Motion carried.

41
42 Motion made by Secretary Shananaquet and supported by Councilor Law to
43 amend the agenda to include approval and posting of July 20, 2015 Work
44 Session for the purpose of GEB Applicant review.

45 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

46 Motion carried

47

1 Motion made by Secretary Shananaquet and supported by Councilor Law to
2 approve June 20, 2015 Work Session.

3 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

4 Motion carried

5
6 Motion made by Councilor Wemigwase and supported by Treasurer Reyes to
7 approve Certified Motion Forrest Management Plan for Little Traverse Bay
8 Bands of Odawa Indians for Protection of Resources.

9 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

10 Motion carried

11
12 Motion made by Secretary Shananaquet and supported by Councilor Law to
13 amend the agenda to include include the letter to Ziibimijwang, Inc. and
14 acknowledgement receipt of 2014 Trust Fund Financial Statements.

15 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

16 Motion carried

17
18 Motion made by Councilor Law and supported by Councilor Naganashe to
19 approve the letter to the Ziibimijwang, Inc. dated July 9, 2015, requesting a
20 meeting and quarterly reports and authorize the Treasurer to sign it.

21 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

22 Motion carried

23
24 Motion made by Secretary Shananaquet and supported by Councilor Law to
25 acknowledge receipt of 2014 Trust Fund Financial Statements/Audit.

26 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)

27 Motion carried

28
29 **Action Items: Roll Call Votes**

30 Motion made by Councilor Law and supported by Treasurer Reyes to appoint
31 John Lemire as Associate Judge for a 4-year term pursuant to the oath of office.

32 Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes,
33 Councilor Naganashe-yes, Councilor Otto-absent, Councilor Wemigwase-yes,
34 Treasurer Reyes-yes, Secretary Shananaquet-yes

35 Motion carried.

36
37 3:19 p.m. Public Comment opens

- 38 • Citizen John Keshick reiterated need for Public Relations person

39 3:26 p.m. Public Comment closes

40
41 Motion made by Treasurer Reyes and supported by Councilor Wemigwase to
42 pass Waganakising Odawak Statute Amendment to Dissolution of Marriage.

43 Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes,
44 Councilor Naganashe-yes, Councilor Otto-absent, Councilor Wemigwase-yes,
45 Treasurer Reyes-yes, Secretary Shananaquet-yes

46 Motion carried.

1 Motion made by Treasurer Reyes and supported by Councilor Denemy to pass
2 Waganakising Odawak Statute Adult Welfare Protection Statute.
3 Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes,
4 Councilor Naganashe-yes, Councilor Otto-absent, Councilor Wemigwase-yes,
5 Treasurer Reyes-yes, Secretary Shananaquet-yes
6 Motion carried.

7
8 **Other Items of Business**

9
10 **Adjournment**

11 3:32 p.m. Motion made by Councilor Denemy and supported by Councilor Law to
12 adjourn meeting.
13 Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Otto)
14 Motion carried.

15
16 **Next Scheduled Meeting**
17 **July 23, 2015**

18
19 Please contact the Legislative Office at 231-242-1403 or 231-242-1404 for
20 additional updates and clarifications of these minutes as presented.

21
22 These Minutes have been read and approved as written (or) corrected: (delete
23 either the word “written” or “corrected” as pertains to how the minutes were
24 approved.)

25
26
27
28 _____
29 Julia A. Shananaquet, Tribal Council Secretary

Date