

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 November 5, 2015
7
8

9 Closed Session: yes

10 Call to Order: 9:10 a.m.

11 Opening Ceremony: Councilor Julie Shananaquet
12

13 Council Present: Treasurer Marcella Reyes, Councilor Frank Bernard, Councilor
14 David Harrington, Councilor Dexter McNamara, Councilor Michael Naganashe,
15 Councilor Julie Shananaquet
16

17 Absent: Secretary Aaron Otto, Councilor Beatrice Law
18

19 Legislative Office Staff Present: Legislative Services Attorney Donna Budnick,
20 Legislative Services Attorney Donna Budnick, Enjinaaknegeng General Counsel
21 James Bransky, Legislative Office Administrative Assistant Tamara Kiogima,
22 Tribal Historic Preservation Officer Wesley Andrews
23

24 Executive Officials and Staff Present: Chairperson Regina Gasco-Bentley, Chief
25 Financial Officer Carrie Carlson, Tribal Administrator Albert Colby Jr.
26

27 Judicial Branch: Chief Judge Allie Maldonado, Clerk Cynthia Brouckaert
28

29 Public: Angel Bernard, Ezra Bernard, Gavin Harrington
30

31 Invited Guests: Odawa Casino Resort: General Manager Eric McLester, Chief
32 Financial Officer Roger Borton,
33

34
35 Motion made by Councilor Harrington and supported by Councilor Naganashe to
36 adopt the agenda of November 5, 2015 as amended.

37 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)

38 Motion carried.
39

40 Motion made by Councilor Shananaquet and supported by Councilor Harrington
41 to approve the minutes of October 29, 2015 as corrected.

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

43 Motion carried.
44

45 **9:22 p.m.-Tribal Court Update**

1 Motion made by Councilor Shananaquet and supported by Councilor Naganashe
2 to acknowledge receipt of the Tribal Court Updates and the verbal report of Chief
3 Judge Allie Maldonado as presented on November 5, 2015.

4 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)

5 Motion carried.

6
7 **10:34 a.m.-Break**

8 **10:52 a.m.-Resume**

9
10 **10:52 a.m. - Odawa Casino Resort Business Update-**General Manager Eric
11 McLester, and Chief Financial Officer Roger Borton

12
13 **10:57 a.m.** Motion made by Councilor McNamara and supported by Councilor
14 Bernard to go into closed session for confidential business matters.

15 Vote: 5-Yes, 1-No (Councilor Shananaquet), 0-Abstained, 2–Absent (Secretary
16 Otto, Councilor Law)

17 Motion carried.

18
19 **12:04 p.m.** Motion made by Councilor McNamara and supported by Councilor
20 Harrington to return to open session.

21 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)

22 Motion carried.

23
24 **12:04 p.m.-Public Comment Opened**

25 Citizen Andrew Stich-Would like to thank Amber Holt for getting extension
26 for youth employees. Would've liked a new Treasurer elected.

27 **12:05 p.m.-Public Comment Closed**

28
29 Motion made by Councilor McNamara and supported by Councilor Shananaquet
30 to acknowledge the Gaming Enterprise Board (GEB) 3rd quarter report of the
31 Odawa Casino Resort Business Update as presented by General Manager Eric
32 McLester and Chief Financial Officer Roger Borton on November 5, 2015.

33 Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Secretary Otto, Councilor Law,
34 Councilor Harrington)

35 Motion carried.

36
37 **12:07 p.m.-Lunch**

38 **1:30 p.m.-Resume**

39
40 Motion made by Councilor Shananaquet and supported by Treasurer Reyes to
41 amend the agenda to include Appropriations and Finance Committee
42 recommendation to not approve: Tribal Resolution; Supplemental Funding in the
43 amount of \$64,000 for Burial Program.

44 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)

45 Motion carried.

46
47 **Executive Updates**

1 **Discussion Items:** Next Wednesday, Veterans Day, the Youth is having a pow-
2 wow and would appreciate Tribal Council attendance. Discussion on the direction
3 of Odawa Fisheries, Inc. Discussion on Policy and Procedures for the security
4 system.

5
6 Motion made by Councilor Shananaquet and supported by Councilor Naganashe
7 to acknowledge receipt of the August Executive Office Report (EOR) and the
8 verbal report of Chairperson Gasco-Bentley and Tribal Administrator Albert Colby
9 as presented on November 11, 2015.

10 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)
11 Motion carried.

12 13 **Legislative Leader Report-Vacant**

14 15 **Secretary Report-No Report**

16 The following Tribal Council approved/adopted documents were delivered to the
17 Executive which require Chairman's approval and signature:

18
19 Vetoes: None

20 Phone Polls: None

21 22 **Treasurer Report**

23 Motion made by Councilor Shananaquet and supported by Councilor Harrington
24 to accept Treasurer Reyes' verbal report as presented on November 11, 2015.

25 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)

26 Motion carried.

27 28 **Tribal Council Reports- No Report**

29 30 **Tribal Council Travel Reports-No Report**

31 32 **Tribal Council Committee Reports: No Report**

33
34 **Appropriations and Finance Committee - No meeting since last Tribal**
35 **Council meeting.** FYI Next meeting will be on November 10, 2015 at 1:00 pm in
36 the Tribal Council Chambers.

37
38 **Land and Reservation Committee- No meeting since last Tribal Council**
39 **meeting.** FYI Next meeting will be on November 17, 2015 at 9:00 am in the
40 Tribal Council Chambers

41
42 **Ethics Committee-No Report, No pending complaints**

43 44 **Action Items:**

45 Motion made by Councilor Shananaquet and supported by Councilor McNamara
46 to table Legislative Branch Operations Governmental Employee Personnel
47 Policies Handbook Revision.

1 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)
2 Motion carried.

3
4 Motion made by Councilor Shananaquet and supported by Councilor Naganashe
5 to approve and authorize Secretary to endorse the Merrill Lynch Advisory
6 Services that appoints the investment advisor for the Tribal investments in
7 accordance with the Investment Policy Statement.

8 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)
9 Motion carried.

10
11 Motion made by Councilor McNamara and supported by Councilor Shananaquet
12 to approve and authorize Secretary Otto to sign the Merrill Lynch Investment
13 Advisory Program Client Agreement.

14 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)
15 Motion carried.

16
17 Motion made by Councilor Shananaquet and supported by Councilor Harrington
18 to post to the Legislative Calendar Waganakising Odawak Statute Removal of
19 Commissioners as sponsored by Secretary Otto.

20 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)
21 Motion carried.

22
23 Motion made by Councilor Shananaquet and supported by Councilor Naganashe
24 to acknowledge receipt of the Executive nominations of John Keshick III, Billy
25 McNamara and Frederick Holdorff for the Natural Resource Commission and
26 set up an interview.

27 Vote: 5-Yes, 0-No, 1-Abstained (Councilor McNamara), 2–Absent (Secretary
28 Otto, Councilor Law)
29 Motion carried.

30
31 Motion made by Councilor McNamara and supported by Councilor Bernard to
32 accept Marvin Mulholland's letter of interest for the Gaming Enterprise Board and
33 set up an interview.

34 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)
35 Motion carried.

36
37 Motion made by Councilor Naganashe and supported by Councilor Harrington to
38 approve the invitation letter to local government officials for the open house
39 scheduled for November 19, 2015 and authorize the Tribal Chair to sign it.

40 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)
41 Motion carried.

42
43 Motion made by Councilor McNamara and supported by Councilor Shananaquet
44 to approve Mary Kilmer to serve a 2 (two) year term on the Gaming Enterprise
45 Board upon obtaining a Primary Gaming license from the Gaming Regulatory
46 Commission.

1 Vote: 5-Yes, 0-No, 1-Abstained (Councilor Harrington), 2–Absent (Secretary
2 Otto, Councilor Law)
3 Motion carried.

4
5 Motion made by Councilor Shananaquet and supported by Treasurer Reyes to
6 not approve: Tribal Resolution; Supplemental Funding in the amount of \$64,000
7 for Burial Program for the reason that the Human Services Department has
8 sufficient funds in their 2015 overall budget to cover the supplemental funding
9 request.

10 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)
11 Motion carried.

12
13 **Roll Call Votes:**

14 Motion made by Councilor Shananaquet and supported by Councilor Harrington
15 to pass Waganakising Odawak Statute Repeal of Waganakising Odawak Statute
16 2010-007 Legal and Legislative Committee as sponsored by Councilor
17 Shananaquet.

18 Roll Call: Councilor Bernard-yes, Councilor Harrington-yes, Councilor Beatrice
19 Law-absent, Councilor McNamara-yes, Councilor Naganashe-yes, Councilor
20 Shananaquet-yes, Secretary Otto-absent, Treasurer Reyes-yes

21 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)
22 Motion carried.

23
24 **Legislative Office Reports:**

25
26 **Sr. Financial Analyst Report**

27 Motion made by Councilor and supported by Councilor Naganashe to accept Sr.
28 Financial Analyst Stella Kay's verbal and written report as presented on
29 November 5, 2015.

30 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)
31 Motion carried.

32
33 **Legislative Services Attorney Report**

34 Motion made by Councilor Shananaquet and supported by Councilor Naganashe
35 to accept Legislative Services Attorney Budnick's verbal and written report as
36 presented on November 5, 2015.

37 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)
38 Motion carried.

39
40 **Enjinaaknegeng**

41 Motion made by Councilor Shananaquet and supported by Councilor McNamara
42 to accept General Counsel Bransky's verbal report as presented on November 5,
43 2015.

44 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Secretary Otto, Councilor Law)
45 Motion carried.

46
47 **2:50 pm-Break**

1 **3:12 pm-Resume**

2

3 **Legislative Office Manager**

4 No report.

5

6 **Other Items: None**

7

8 **Adjournment**

9 3:16 p.m. Motion made by Councilor McNamara and supported by Councilor
10 Bernard to adjourn meeting.

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

12 Motion carried.

13

14

15

Next Scheduled Meeting

16

November 19, 2015

17

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

20

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

24

25

26

27

Aaron Otto, Tribal Council Secretary

Date

28

29

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