

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
April 21, 2016  
Tribal Council Chambers  
7500 Odawa Circle  
Harbor Springs, MI 49740

Opening ceremony: Beatrice A. Law

Closed Session: none

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

Council Present: Treasurer Marcella Reyes, Councilor Frank Bernard, Councilor Beatrice Law, Councilor Dexter McNamara, Councilor Julia Shananaquet

Absent: Legislative Leader position, Councilor David Harrington Councilor Michael Naganashe, Secretary Aaron Otto

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Legislative Office Manager Michele LaCount, Sr. Financial Analyst Stella Kay, Legislative Administrative Assistant Tamara Kiogima

Executive Officials and Staff Present: Tribal Chair Regina Gasco Bentley

Judicial Officials and Staff: none

Public: Cathy Bradley, Andrew Stich, Petchiese Carol King

Invited Guests: none

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**9:14 a.m.** Councilor Harrington arrived.

Motion made by Councilor Shananaquet and supported by Councilor Law to dedicate this meeting in honor of Tribal Citizens who have walked on (Francie Lynn Loper, Dean Andrew Hardwick and William Patrick Portman Sr.).

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

Motion carried.

Motion made by Councilor Law and supported by Councilor Shananaquet to adopt the agenda for April 21, 2016 with amendment.

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

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Law to approve the minutes of April 7, 2016.

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

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Law to acknowledge receipt of the verbal and written Executive over sight report for April 21, 2016.

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

Motion carried.

**Secretary Report:**

- i. Documents Delivered to Executive since last meeting: none
- ii. Vetoes: none
- iii. Phone Poll: none

**Treasurer Report:**

- i. Appropriations and Finance Committee update:

Last Meeting: April 12, 2016:

- *Motion made by Councilor Law and supported by Councilor Shananaquet to recommend Tribal Council approval of Certified Motion #042116-01; Request for Funding from the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance FY 2016 Small Agency Body-Worn Camera Policy and Implementation Program.*

*Vote: 3-yes, 0-no, 0-abstain, 0-absent Motion carried*

- *Motion made by Councilor Shananaquet and supported by Councilor Law to recommend Tribal Council approval of Certified Motion #042116-02; Acceptance of Funds as a Sub-Grantee of Inter-Tribal Council of Michigan, Inc. Community Services Block Grant Emergency Assistance Program Funding Increase.*

*Vote: 3-yes, 0-no, 0-abstain, 0-absent Motion carried*

- *Motion made by Councilor Law and supported by Treasurer Reyes to recommend Tribal Council approval of Certified Motion #042116-03; Funding from the United States Department of the Interior Bureau of Indian Affairs FY 2016 One-Time Only Year End Funds.*

*Vote: 3-yes, 0-no, 0-abstain, 0-absent Motion carried.*

- *Motion made by Councilor Shananaquet and supported by to recommend to Tribal Council approval of #042116-04; Funding from the United States Department of the Interior Bureau of Indian Affairs, Office of Justice Services FY 2016 Law Enforcement Services Non-Recurring Funds.*

*Vote: 3-yes, 0-no, 0-abstain, 0-absent Motion carried.*

- *Motion made by Councilor Law and supported by Councilor Shananaquet to recommend that Tribal Council approval of Certified Motion #042116-05; Funding from the United States Department of Agriculture (USDA), Food and Nutrition Services Food Distribution Program on Indian Reservations (FDPIR) Supplemental Funding  
Vote: 3-yes, 0-no, 0-abstain, 0-absent Motion carried.*
- *Motion made by Councilor Law and supported by Councilor Shananaquet to recommend that Tribal Council approval of Tribal Resolution; Appropriation of Supplemental Funding in the amount of \$10,000 annually in calendar years 2016, 2017, and 2018 to Support the Gijigowi Anishinaabemowin Language Department's Native American Language Preservation and Maintenance: LTBB Anishinaabemowin Project.  
Vote: 3-yes, 0-no, 0-abstain, 0-absent Motion carried.*
- *Motion made by Councilor Law and supported by Councilor Shananaquet to recommend that Tribal Council not approve Tribal Resolution; Approval of budget modifications for Wilderness cabin upgrades in the amount of \$47,000, as presented on April 12, 2016 and recommend that a plan of use and new supplemental resolution is resubmitted.  
Vote: 3-yes, 0-no, 0-abstain, 0-absent Motion carried.*
- *Motion made by Councilor Law and supported by Councilor Shananaquet to recommend Tribal Council approval of Tribal Resolution; Supplemental Funding in the amount of \$16,000 for Homegrown Project to come from the Third Party Revenue Fund Balance  
Vote: 3-yes, 0-no, 0-abstain, 0-absent Motion carried.*
- *Motion made by Councilor Shananaquet and supported by Treasurer Reyes to recommend that Tribal Council not approve Tribal Resolution; Supplemental Funding in the amount of \$5,500 for the 2016 Homecoming Pow-wow to come from General Funds.  
Vote: 3-yes, 0-no, 0-abstain, 0-absent Motion carried.*

Next meeting: May 10, 2016 at 1:00 p.m.

Motion made by Councilor Law and supported by Councilor Harrington to accept the Treasurer's Appropriations and Finance Committee report as provided by Treasurer Reyes for April 21, 2016.

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

Motion carried.

#### **ACTION ITEMS:**

Motion made by Councilor Shananaquet and supported by Councilor McNamara to approve Certified Motion #042116-01; Request for Funding from the United States Department of Justice, Office of Justice Programs, Bureau of Justice

Assistance FY 2016 Small Agency Body-Worn Camera Policy and Implementation Program.

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

Motion carried.

Motion made by Councilor Law and supported by Councilor Harrington to approve Certified Motion #042116-02; Acceptance of Funds as a Sub-Grantee of Inter-Tribal Council of Michigan, Inc. Community Services Block Grant Emergency Assistance Program Funding Increase.

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

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Harrington and supported by to approve Certified Motion #042116-03; Funding from the United States Department of the Interior Bureau of Indian Affairs FY 2016 One-Time Only Year End Funds.

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

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Law to approve Certified Motion #042116-04; Funding from the United States Department of the Interior Bureau of Indian Affairs, Office of Justice Services FY 2016 Law Enforcement Services Non-Recurring Funds.

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

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Harrington to approve Certified Motion #042116-05; Funding from the United States Department of Agriculture (USDA), Food and Nutrition Services Food Distribution Program on Indian Reservations (FDPIR) Supplemental Funding.

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

Motion carried.

Motion made by Councilor Law and supported by Councilor Harrington to re-classify the Little Traverse Bay Bands of Odawa Indians homes listed in Housing Director John Given's memo of March 14, 2016, as rental properties.

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

Motion carried.



Motion made by Councilor Harrington and supported by Councilor Law to NOT pursue land parcel #76 as recommended by the Land and Reservation Committee.

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

Motion carried.

Motion made by Councilor Law and supported by Councilor Harrington to post the Clean Water Act to the Odawa Register, as sponsored by Tribal Councilor Law and Secretary Otto.

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

Motion carried.

Motion made by Councilor Law and supported by Councilor Shananaquet to re-post to the Odawa Register LEG-179 draft, Compensation for Tribal Council Statute as sponsored by Councilor Law.

Vote: 5 - Yes, 0 - No, 0 - Abstained, 3- Absent (Secretary Otto, Councilor Naganashe, Councilor Bernard)

Motion carried.

Motion made by Councilor Law and sponsored by Councilor Shananaquet to post the draft Financial Disclosure by Tribal Officials Statute to the Odawa Register as sponsored by Councilor Law.

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

Motion carried.

Motion made by Councilor Law and supported by Councilor McNamara to approve the Contract Agreement between Harbor Springs High School and Little Traverse Bay Bands of Odawa Indians Language Department and authorize the Tribal Administrator to sign.

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

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Law to acknowledge receipt of the March 2016 Odawa Casino Resort report as received from the Gaming Enterprise Board.

Vote: 5 - Yes, 0 - No, 1 - Abstained (Councilor Harrington), 2- Absent (Secretary Otto, Councilor Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor McNamara to acknowledge receipt of the February and March 2016 Gaming Enterprise Board Budget Expenditures.

Vote: 5 - Yes, 0 - No, 1 - Abstained (Councilor Harrington), 2- Absent (Secretary Otto, Councilor Naganashe)

Motion carried.

**10:02 a.m. - 10:15 a.m. Recess**

Motion made by Councilor Law and supported by Councilor Harrington to adopt Tribal Resolution: Appropriation of Supplemental Funding in the amount of \$10,000 annually in calendar years 2016, 2017 and 2018 to Support the Gijigowi Anishinaabemowin Language Department's Native American Language Preservation and Maintenance: LTBB Anishinaabemowin Project.

Roll call vote: Councilor Bernard-yes, Councilor Harrington-yes, Councilor Law-yes, Councilor McNamara-yes, Councilor Naganashe-absent, Councilor Shananaquet-yes, Treasurer Reyes-yes, Secretary Otto-absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Treasurer Reyes to adopt Tribal Resolution: Supplemental Funding in the amount of \$16,000 for Homegrown Project to come from the Third Party Revenue Fund Balance.

Roll call vote: Councilor Bernard-yes, Councilor Harrington-yes, Councilor Law-yes, Councilor McNamara-yes, Councilor Naganashe-absent, Councilor Shananaquet-yes, Treasurer Reyes-yes, Secretary Otto-absent

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Shananaquet to adopt Tribal Resolution: Appropriation of Funds for the 2017 Fiscal Year Operating Budgets.

Roll call vote: Councilor Bernard-yes, Councilor Harrington-yes, Councilor Law-yes, Councilor McNamara-yes, Councilor Naganashe-absent, Councilor Shananaquet-yes, Treasurer Reyes-yes, Secretary Otto-absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Law to adopt Tribal Resolution: Approval of Budget Modifications for Wilderness Cabin upgrades in the amount of \$47,000 as presented to the Appropriations and Finance Committee on April 12, 2016.

Roll call vote: Councilor Bernard-no, Councilor Harrington-no, Councilor Law-no, Councilor McNamara-no, Councilor Naganashe-absent, Councilor Shananaquet-no, Treasurer Reyes-no, Secretary Otto-absent

Motion failed.

Motion made by Councilor McNamara and supported by Councilor Harrington to adopt Tribal Resolution: Supplemental Funding in the amount of \$5,500 for the 2016 Homecoming Pow-wow to come from General Funds, as presented to the Appropriations and Finance Committee on April 12, 2016.

Roll call vote: Councilor Bernard-no, Councilor Harrington-no, Councilor Law-no, Councilor McNamara-yes, Councilor Naganashe-absent, Councilor Shananaquet-no, Treasurer Reyes-no, Secretary Otto-absent  
Motion failed.

**10:52 a.m. – 11:14 a.m. Recess**

Motion made by Councilor Shananaquet and supported by Councilor McNamara to acknowledge receipt of Councilor Law's Tribal Council Member Travel Report to the Intertribal Technical Assistance Work Group on Special Domestic Violence Criminal Jurisdiction and the Federal Bar Indian Law Conference in Scottsdale Arizona April 5-9, 2016.

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

Motion carried.

**Tribal Council Member Reports: none**

**Land and Reservation Committee:**

Last Meeting: April 15, 2016:

- *Motion made by Councilor Harrington and supported by Council Bernard to recommend that Tribal Council approve a motion to classify the homes listed in John Given's memo of March 14, 2016 as rental properties.*  
Vote: 3-yes; 0-no; 0-abstain; 0-absent Motion Carries
- *Motion made by Councilor Bernard and supported by Councilor Harrington to recommend to Tribal Council to NOT pursue land parcel #76.*  
Vote: 3-yes; 0-no; 0-abstain; 0-absent Motion Carries

Next Meeting: May 13, 2016 at 9:00 a.m.

Motion made by Councilor Law and supported by to Councilor Shananaquet to acknowledge receipt of the Land and Reservation Committee report as provided by Committee Chair Treasurer Reyes for April 21, 2016.

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

Motion carried.

**Ethics Committee:**

- Last Meeting: April 11, 2016 Special Meeting
- Next Meeting: May 9, 2016

Motion made by Councilor Shananaquet and supported by Treasurer Reyes to acknowledge receipt of the Ethics Committee Meeting report as provided by Committee Chair Councilor Law for April 21, 2016.

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

Motion carried.

**11:45 a.m. Public Comment:**

- Andrew Stich spoke regarding the Budget Hearings and suggested moving funds to support Mental Health; asked about Legislation regarding Drones and no fly zones; and about the Farm Tractor repair.
- Petchiese Carol King spoke regarding her former housing agreement opposed to others in similar situations; asked who makes the decisions for buying Tribal property; asked what is the animal in the barn at the farm; asked if we can have trailers for residents on Tribal Land; and why do we compete with other tribes when we are supposed to be working together?

**12:13 p.m. Public Comment Closed**

**12:14 p.m.-1:36 p.m. Lunch**

**Legislative Office Reports:**

Motion made by Councilor Law and supported by Councilor Shananaquet to accept Sr. Financial Analyst Stella Kay's verbal and written report for April 21, 2016.

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

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor McNamara to accept Legislative Services Attorney Budnick's verbal and written report for April 21, 2016.

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

Motion carried.

Motion made by Councilor Law and supported by Treasurer Reyes to accept Legislative Office Manager Portman-LaCount's verbal and written report; and the Legislative Administrative Assistant Tamara Kiogima's travel report to the Federal Bar Indian law Conference as presented on April 21, 2016.

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

Motion carried.

**3:02 p.m. Public Comment opened:**

- Michele Portman-LaCount thanked Tribal Council for adding a standard monthly motion to the Minutes recognizing Tribal Citizens who have walked on.

**3:04 p.m.** Public Comment closed.

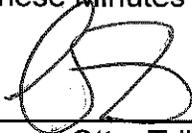
**3:04 p.m.** Motion made by Councilor Law and supported by Councilor Shananaquet to adjourn.

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

Motion carried.

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

These Minutes have been read and approved as corrected:



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Aaron Otto, Tribal Council Secretary

5-19-2016

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Date