

**Little Traverse Bay Bands of Odawa Indians
Legal Legislative Committee**

Gerald Chingwa, Chairman
Julie Shananaquet, Secretary
Regina Bentley, Member

Meeting Location: 7500 Odawa Circle Harbor Springs, MI 49770 Tribal Court Room

**MINUTES
August 15, 2011**

Call to Order: 9:32 a.m.

Committee Member Roll Call

Present: Julie Shananaquet, Regina Bentley, Gerald Chingwa

Absent:

Legislative Office Staff Present: Donna Budnick-Legislative Services Attorney, Michele LaCount-Office Manager, James Bransky-Tribal Attorney

Executive Officials and Staff Present: Dexter McNamara-Vice Chairman

Guests: Rochelle Ettawageshik

Adoption of Agenda

Motion made by Julie Shananaquet and supported by Regina Bentley to adopt the agenda of August 15, 2011.

Vote: 3-Yes, 0-No, 0-Abstained, 0-Absent

Minutes

Motion made by Julie Shananaquet and supported by Regina Bentley to approve the Minutes of August 3, 2011.

Vote: 3 -Yes, 0-No, 0-Abstained, 0-Absent

New Business

a) Appellate Court Decision Gasco vs Election

For Election Board response refer to e-mail forwarded on August 15, 2011, by Michele LaCount.

Discussion addressed the need to keep 1 Council member in order to maintain a "full" Council.

Motion made by Julie Shananaquet and supported by Regina Bentley to recommend that Tribal Council request Councilor Chingwa to continue to serve on Council until such time that final determination is made regarding 4th seat.

Vote: 2 -Yes, 0-No, 1-Abstained, 0-Absent

Break: 10:00 a.m.

Resumes: 10:15 a.m.

James Bransky arrives at 10:17 a.m.

Due to his meeting schedule he was moved up on the agenda.

Defer Appellate Court Decision to later time on Agenda, and James Bransky provided time to update Committee on Dan Swartz (Odawa Fishery Inc.) and JCW-048-0800.

b) JCW-048-0800

Questions raised regarding Bernadece Kiogima's authority and purpose of asking, "who brought this case to the attention of Council." Mr. Bransky will draft letter in response to e-mail forwarded by Donna Budnick on Monday, 8/15/11 at 9:32 a.m. regarding above subject matter.

No official action taken at this time.

c) Odawa Fishery – Dan Swartz update

1 James Bransky provided update on meeting with Dan Swartz, prior Vendor for Bell's Fishery and the
2 complications carried over to the Odawa Fishery Inc. Mr. Bransky will attend the next Odawa Fishery
3 Inc. meeting and will provide Council with an update.
4

5 James Bransky leaves meeting at 10:50 a.m.
6

7 d) Set next meeting date

8 Motion made by Julie Shananaquet and supported by Regina Bentley to set September 7, 2011 as
9 the next Legal Legislative Committee meeting date.

10 Vote: 3 -Yes, 0-No, 0-Abstained, 0-Absent
11

12 Vice-Chairman Dexter McNamara arrives to give update on Nominations for Vacancies for the following
13 positions: Vice Chairman, Regulatory Commission, Election Commission.

14 The Legislative Committee updated Vice-Chairman McNamara on the outstanding Council mandates
15 requiring attention: Special prosecutor nomination and Employee Handbook. There was further
16 discussion regarding the upcoming end of terms for the Associate Judge and Prosecutor and the need to
17 begin posting process. Vice Chairman McNamara was updated on proposed relocation of Law
18 Enforcement Offices and Executive Suite.
19

20 Lunch Break: 12:30 p.m.

21 Resume: 1:39 p.m.
22

23 **Old Business**

24 a) Fair Employment Amendment
25

26 Break: 3:00 p.m.

27 Resume: 3:12 p.m.
28

29 Lengthy discussion regarding, Section IX, subsection B-7, suggested change to increase 2 year
30 agreement contract period from 2 years to 3 years.
31

32 b) 911 Spring Street update

33 Motion made by Julie Shananaquet and supported by Regina Bentley to direct Donna Budnick to invite
34 Byan Gillet, Jeff Cobe, Mark Tracy and Dexter McNamara to the September 7th meeting to give update on
35 911 Spring Street.

36 Vote: 3 -Yes, 0-No, 0-Abstained, 0-Absent
37

38 **Public Comment**

39 Time Opened: 4:09 p.m.

40 Time Closed: 4:10 p.m.
41

42 **Next Meeting:** September 7, 2011, in Rm 312 at 9:00 a.m.
43

44 **Adjourn**

45 Motion made by Regina Bentley and supported by Julie Shananaquet to adjourn meeting at 4:11 p.m..

46 Vote: 3 -Yes, 0-No, 0-Abstained, 0-Absent
47