

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Court Room
7500 Odawa Circle Harbor Springs, MI 49740
July 12, 2009

Closed Session: none

Call to Order: Meeting was called to order at: 9:36 a.m.

Opening Ceremony: Melvin L. Kiogima

Council Present: Legislative Leader Beatrice A. Law, Secretary Regina Gasco Bentley, Councilor Dexter McNamara, Councilor Alice Yellowbank, Councilor Melvin L. Kiogima, Councilor Fred Harrington, Jr., Councilor Marvin Mulholland
Absent: Councilor Rita Shananaquet, Treasurer Gerald Chingwa

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Office Manager Michele LaCount

Executive Officials and Staff Present: Tribal Chairman Frank Ettawageshik, Executive Assistant Rebecca Atkinson

Guests: Harvey Gibson, Carol McFall, Ken Harrington

Motion made by Councilor Harrington, Jr., and supported by Councilor Yellowbank to adopt the agenda with additions for July 12, 2009 in honor of Nun-go-kwe (Elder Dorothy Sagataw).

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Chingwa, Councilor Shananaquet)

Motion carried.

Motion made by Councilor Yellowbank and supported by Councilor Kiogima to approve the Minutes for July 12, 2009 with corrections.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Chingwa, Councilor Shananaquet)

Motion carried.

Tribal Elder Comments: no comments at this time.

Motion made by Secretary Gasco Bentley and supported by Councilor Yellowbank to accept Legislative Leader Law's verbal and written report with confidential items contained therein.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Chingwa, Councilor Shananaquet)

Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Mulholland to accept Councilor Harrington, Jr.'s verbal Tribal Council member report for July 12, 2009.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Chingwa, Councilor Shananaquet)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Harrington, Jr., that the newly elected Tribal Chairman Ken Harrington and newly elected Tribal Council Belinda Bardwell, Aaron Otto, Julie Shananaquet and John Bott are able to sit in on all closed sessions that this Tribal Council has provided that they sign a confidentiality statement.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Treasurer Chingwa, Councilor Shananaquet)

Motion carried.

10:22 a.m. Councilor Shananaquet arrived.

Motion made by Councilor Kiogima and supported by Councilor Mulholland to accept Councilor McNamara's verbal Tribal Council member report for July 12, 2009.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)

Motion carried.

10:38 a.m. Recess called.

10:50 a.m. Meeting reconvened.

Motion made by Councilor Yellowbank and supported by Councilor Kiogima to accept Legislative Services Attorney Budnick's verbal and written report for July 12, 2009.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Harrington, Jr., to adopt Tribal Resolution: Inter-Tribal Council of Michigan, Inc. funding from: Administration for Native Americans (ANA) Social and Economic Development Strategies - SEDS Improving Access to and Coordination of Healthy Start Services to Safe Guard the Health and Well-Being of Michigan's Native Families - Healthy Start Program.

Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Mulholland to adopt Tribal Resolution: Request for Funding from the U.S. Department of Health and Human Services Indian Health Service Little Traverse

Bay Bands of Odawa Indians Methamphetamine and Suicide Prevention Initiative (MSPI) for Tribal Youth Little Traverse Bay Bands of Odawa Indians Methamphetamine and Suicide Prevention for Tribal Youth Grant.

Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Councilor Yellowbank and supported by Councilor Harrington, Jr., to adopt Tribal Resolution: Request for Funding from the U.S. Department of Health and Human Services Indian Health Service Little Traverse Bay Bands of Odawa Indians FY 2009 IHS Health Promotion / Disease Prevention Grant.

Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Harrington, Jr., to adopt Tribal Resolution: U.S. Department of Health and Human Services, Administration for Children and Families, Funding for Tribes under Title IV-B of the Social Security Act, Little Traverse Bay Bands of Odawa Indians FY 2010 Title IV-B Child Welfare Services Allotment.

Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Councilor Harrington, Jr., and supported by Councilor Yellowbank to adopt Tribal Resolution: Inter-Tribal Council of Michigan, Inc. application for funding: U.S. Department of Health and Human Services Office of Community Services Low Income Energy Assistance Program.

Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Councilor Harrington, Jr., and supported by Secretary Gasco Bentley to adopt Tribal Resolution: Funding from the U.S. Department of Health and Human Services, Bemidji Area Indian Health Service, ARRA Stimulus Funds for Fiscal Year 2009 Tribal Medical Equipment Funds.

Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Councilor Harrington, Jr., and supported by Councilor Yellowbank to adopt Tribal Resolution: Inter-Tribal Council of Michigan, Inc. application for funding: U.S. Department of Health and Human Services Office of Community Services Community Services Block Grant Emergency Assistance Program.

Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Mulholland to approve Natural Resource Commission Regulations for Licensing and Permits REG WOS 2005-01 070909-004.

Motion on hold in consideration of Public Comment.

11:45 a.m. Public Comment opened: Harvey Gibson spoke regarding the Indian Town properties.

11:58 a.m. Public Comment closed.

Above Motion resumed.

Vote: 5 - Yes, 3 - No (Councilor Harrington, Jr., Councilor Yellowbank, Councilor McNamara), 0 - Abstained, 1 - Absent (Treasurer Chingwa)

Motion carried.

11:58 a.m. Lunch recess called.

1:37 p.m. Meeting reconvened. Councilor Kiogima absent.

1:38 p.m. Councilor Kiogima arrived.

Motion made by Secretary Gasco Bentley and supported by Councilor Mulholland to adopt Tribal Resolution: To rescind Tribal Resolution #012509-07 Regarding Tribal Government Budget Revision for Fiscal Year 2009.

Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Councilor Mulholland and supported by Secretary Gasco Bentley to adopt Tribal Resolution: Authorization to Enter into Memorandum of Agreement with the Michigan Department of State Police.

Roll Call Vote: Councilor Harrington, Jr. -no, Councilor Kiogima-yes, Councilor McNamara-no, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Councilor Harrington, Jr., and supported by Councilor Kiogima to adopt Tribal Resolution: The Little Traverse Bay Bands of Odawa Indians Tribal Council requests the University of Michigan disposition all remains and funerary objects identified as "Native American" or "unaffiliated/unidentifiable human remains" and turn custody of said remains over to the Little Traverse Bay Bands of Odawa Indians.

Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Councilor Harrington, Jr., and supported by Councilor Yellowbank to pass Waganakising Odawak Statute Lewis and Doris Adams Holiday.

Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-absent, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

3:04 p.m. Public Comment opened: Ken Harrington thanked everyone with regard to the election and invited all to a pig roast on August 1, 2009 at his home.

3:06 p.m. Public Comment closed.

3:06 p.m. Recess called.

3:18 p.m. Meeting reconvened.

Motion made by Councilor Shananaquet and supported by Councilor Kiogima to post to the Legislative Calendar the Firearms Prohibition DRAFT Statute.

Vote: 7 - Yes, 1 - No (Councilor Harrington, Jr.), 0 - Abstained, 1 - Absent (Treasurer Chingwa)

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Mulholland to post to the Legislative Calendar the Tribal Burial Grounds DRAFT Statute.

Vote: 6 - Yes, 2 - No (Councilor Harrington, Jr., Councilor McNamara), 0 - Abstained, 1 - Absent (Treasurer Chingwa)

Motion carried.

Motion made by Councilor Shananaquet and supported by Secretary Gasco Bentley to approve the Tribal Council Special Work Session on August 7, 2009.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Treasurer Chingwa)

Motion carried.

5:06 p.m. Motion made by Councilor Shananaquet and supported by Councilor Harrington, Jr., to adjourn.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Chingwa)
Motion carried.

These Minutes have been read and approved as corrected:

Regina Gasco Bentley
Regina Gasco Bentley, Tribal Council Secretary

7-26-09
Date