

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
Tribal Court Room  
7500 Odawa Circle  
Harbor Springs, MI 49740  
May 20, 2012

Closed Session: yes

Call to Order: Meeting was called to order at: 9:00 a.m.

Opening Ceremony: Melvin L. Kiogima

Council Present: Councilor Belinda Bardwell, Councilor Bill A. Denemy, Councilor Kevin Gasco, Councilor John Keshick, Councilor Aaron Otto, Treasurer John Bott, Secretary Regina Gasco Bentley, Legislative Leader Melvin Kiogima

Absent: Councilor Winnay Wemigwase

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Legislative Office Manager Michele LaCount, Treasury Director Michael Garrow

Executive Officials and Staff Present: Tribal Chairman Dexter McNamara, Elder's Coordinator Tammy Okuly, Vice-Chairperson Julie Shananaquet

Election Board: Carol Quinones, Alice Hughes, Christine Shomin

Public: Sarah VanDeCar, Janice Shackelford, Carol McFall, Alice Yellowbank, Bea Law, William I. Denemy, Richard Wemigwase, John Gasco, Diane Naganashe, Glenna Kimball, Edward Shenoskey, Yvonne McShane

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Motion made by Treasurer Bott and supported by Councilor Keshick to adopt the amended agenda for May 20, 2012.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Wemigwase)

Motion carried.

Motion made by Councilor Bardwell and supported by Councilor Denemy to approve the minutes of May 6, 2012 as presented.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Wemigwase)

Motion carried.

Elder Comments: Richard Wemigwase spoke regarding the Elder's Department Budget reduction. Tammy Okuly updated the Elder's Department process for request for funding.

9:25 a.m. Councilor Wemigwase arrived.

Wenona Single Interview for Appellate Justice.

Bea Law interview for Waganakising Odawa Development, Inc. Corporate Charter.

William I. Denemy interview for Appellate Justice.

Frank Ettawageshik telephone interview for Waganakising Odawa Development, Inc. Corporate Charter.

9:56 a.m. Recess called.

10:07 a.m. Meeting reconvened.

11:48 a.m.–11:48 a.m. Public Comment opened/closed. No comments received.

12:13 p.m. Lunch recess called.

1:30 p.m. Meeting reconvened.

1:31 p.m. Motion made by Councilor Wemigwase and supported by Councilor Otto to go into closed session for Confidential Business matters.

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

Motion carried.

3:49 p.m. Motion made by Treasurer Bott and supported by Councilor Gasco to return to open session.

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

Motion carried.

3:49 p.m. Recess called.

4:09 p.m. Meeting reconvened.

4:09 p.m. Public Comment opened: no comments.

4:10 p.m. Public Comment closed.

Motion made by Treasurer Bott and supported by Councilor Gasco to approve Certified Motion: Request for Funding from the United States Environmental Protection Agency Great Lakes Restoration Initiative (GLRI) Little Traverse Bay Bands of Odawa Indians, FY2012 GLRI Fish Contaminant Assessment Project.

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

Motion carried.

Motion made by Councilor Gasco and supported by Councilor Otto to disapprove the Regulations of the Gaming Regulatory Commission Amendment REG-WOS 2005-06 020912-010 as presented by the Executive and request that the Gaming Regulatory Director and Gaming Regulatory Commission meet with Tribal Council at the June 23, 2012 work session.

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

4:33 p.m. Motion made by Councilor Gasco and supported by Councilor Bardwell to go into closed session for legal matters.

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

4:57 p.m. Recess called.

5:07 p.m. Meeting reconvened.

5:47 p.m. Motion made by Treasurer Bott and supported by Councilor Wemigwase to return to open session.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 – Absent  
Motion carried.

Motion made by Councilor Gasco and supported by Councilor Bardwell to accept the Enjinaaknegeng report as present by General Counsel Bransky for May 20, 2012.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 – Absent  
Motion carried.

Motion made by Councilor Gasco and supported by Councilor Bardwell to approve the action item contained in Confidential Memo #052012-01 as submitted by Legislative Services Attorney Budnick.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 – Absent  
Motion carried.

Motion made by Councilor Gasco and supported by Treasurer Bott to approve supplemental funding request for the Planning Department for property survey and studies, not to exceed \$25,000.00 to come from Prior Period fund.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 – Absent  
Motion carried.

Motion made by Treasurer Bott and supported by Councilor Gasco to accept Legislative Leader Kiogima's report for May 20, 2012.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 – Absent  
Motion carried.

Motion made by Treasurer Bott and supported by Councilor Gasco to not pursue land parcel #51.

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

Motion carried.

Motion made by Councilor Gasco and supported by Councilor Bardwell to accept Treasurer Bott's verbal report for May 20, 2012.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Denemy to accept the Gaming Authority Committee report as presented by Kevin Gasco Committee Chairperson for May 20 2012.

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

Motion carried.

Motion made by Councilor Gasco and supported by Councilor Bardwell to accept the Legal and Legislative Committee report as presented by Secretary Gasco Bentley Committee Chairperson for May 20, 2012.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Wemigwase to accept the Tribal Council member reports from all Tribal Council who attended the Natural Resource Meeting and Tribal Council meet and Greet in Grand Rapids May 9, 2012, the Revitalizing Traditional Native American Foodways Workshop May 12-13, 2012 and the Tribal Economic Development forum in Lansing, MI May 17-18, 2012.

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

Motion carried.

Motion made by Councilor Otto and supported by Councilor Gasco to acknowledge receipt of the Executive Oversight report for May 2012 with financials to be received at a later date.

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

Motion carried.

Motion made by Councilor Gasco and supported by Councilor Wemigwase to accept Legislative Services Attorney Budnick's verbal report for May 20, 2012.

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

Motion carried.

Motion made by Councilor Gasco and supported by Councilor Wemigwase to add Treasury Director Garrow to the agenda for May 20, 2012.

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

Motion carried.

Motion made by Councilor Gasco and supported by Councilor Wemigwase to accept Treasury Director Garrow's verbal report for May 20, 2012.

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

Motion carried.

Motion made by Councilor Denemy and supported by Councilor Gasco to pass Amendment to Waganakising Odawak Statute 2010-011 Civil Traffic.

Roll Call Vote: Councilor Bardwell-yes, Councilor Denemy-yes, Councilor Gasco-yes, Councilor Keshick-yes, Councilor Otto-yes, Councilor Wemigwase-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Kiogima-yes

Motion carried.

Motion made by Councilor Gasco and supported by Treasurer Bott to appoint Wenona Singel to Appellate Justice for a 6-year term.

Roll Call Vote: Councilor Bardwell-yes, Councilor Denemy-yes, Councilor Gasco-yes, Councilor Keshick-yes, Councilor Aaron Otto-yes, Councilor Wemigwase-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Kiogima-yes

Motion carried.

Motion made by Councilor Keshick and supported by Secretary Gasco Bentley to appoint William I. Denemy to Appellate Justice for a term of 5-years to fill the vacancy of James Genia.

Roll Call Vote: Councilor Bardwell-no, Councilor Denemy-abstain, Councilor Gasco-no, Councilor Keshick-yes, Councilor Aaron Otto-no, Councilor Wemigwase-no, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Kiogima-yes

Motion failed.

Motion made by Councilor Gasco and supported by Councilor Bardwell to request the Executive submit another nominee for the position of Appellate Justice.

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

Motion carried.

Motion made by Treasurer Bott and supported by Secretary Gasco Bentley to appoint Beatrice Law to a 3-year term for Waganakising Odawa Development, Inc. Corporate Charter.

Vote: 3 - Yes, 6 - No (Councilor Gasco, Councilor Wemigwase, Councilor Keshick, Councilor Bardwell, Councilor Otto, Treasurer Bott), 0 - Abstained, 0 - Absent

Motion failed.

Motion made by Councilor Otto and supported by Councilor Gasco to appoint Frank Ettawageshik to a 3-year term for Waganakising Odawa Development, Inc. Corporate Charter.

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

Motion carried.

Motion made by Councilor Bardwell and supported by Councilor Gasco to request the Executive to submit 3 - nominees for the Waganakising Odawa Development, Inc. Corporate Charter.

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

Motion carried.

Motion made by Councilor Gasco and supported by Councilor Otto to add the proposed Amendment to the Enjiinakneng Statute to the agenda.

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

Motion carried.

Motion made by Councilor Gasco and supported by Councilor Aaron Otto to add the proposed Amendment to the Enjinaaknegeng Statute to the Legislative Calendar.

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

Motion carried.

8:19 p.m. Motion made by Councilor Gasco and supported by Councilor Bardwell to adjourn.

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

Motion carried.

These Minutes have been read and approved as written:

Regina Gasco Bentley, Tribal Council Secretary

6-10-12  
Date