

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
Tribal Council Chambers  
7500 Odawa Circle  
Harbor Springs, MI 49740  
November 18, 2012

Closed Session: yes

Call to Order: Meeting was called to order at: 9:01 a.m.

Opening Ceremony: Legislative Leader Kiogima

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

Absent: Councilor Wemigwase, Councilor Gasco, Councilor Keshick III

Legislative Office Staff Present: Treasury Director Michael Garrow, General Counsel James Bransky, Administrative Assistant Michael Smith

Executive Officials and Staff Present: Communications Coordinator Annette VanDeCar, Elders Coordinator Tamela Okuly, Planning Director Bryan Gillette

Public: Annette VanDeCar, Laura Lonchar,

Invited Guests: Carol Quinones – Election Board, Emily Proctor – MSU Extention, Darren Bagley – MSU Extention, Laura Chaney – Title VII, Kristy Dayson – Youth Services Coordinator, Students from Crooked Tree Youth Leadership from Surrounding Emmet County, Destiny Abney, Julia Yates, Keisha Lonely, Logan Spray, Amy Klungle, Tequara Kiley, Bethan Pykucki, Elizabeth Kurburski, Emily Kurburski, Josef Smith, Randall Abney.

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9:04 a.m. Councilor Keshick III arrives.

9:07 a.m. Councilor Gasco arrives.

Motion made by Treasurer Bott supported by Councilor Gasco to adopt the amended agenda for November 18, 2012.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Gasco to approve the minutes of November 04, 2012 as presented.

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

Motion carried.

Motion made by Councilor Gasco and supported by Treasurer Bott to approve the minutes of the Special Meeting held on November 14, 2012 as presented.

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

Motion carried.

9:16 a.m. Elders comments open: No comments at this time

9:33 a.m. Councilor Wemigwase arrives

Motion made by Councilor Gasco and supported by Councilor Bardwell to accept Legislative Leader Kiogima's verbal report for November 18, 2012.

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

Motion carried.

10:28 a.m. Recess called

11:01 a.m. Meeting reconvened

Motion made by Councilor Gasco and supported by Councilor Bardwell to accept Secretary Gasco Bentley's report for November 18, 2012.

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

Motion carried.

Motion made by Councilor Gasco and supported by Councilor Wemigwase to accept Treasurer Bott's verbal report for November 18, 2012.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Gasco to accept Tribal Council member travel reports for November 18, 2012.

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

Motion carried.

11:36 a.m. Open Comments from Crooked Tree Youth Leadership: Destiny Abney asked about Mackinaw City Casino and why Tribal Council selected Mackinaw City for the casino site, also asked about what the requirements are for being elected to Tribal Council, Kristy Dayson asked if Tribal Council could explain Trust Land – Tribal Council asked General Counsel Bransky if he could explain. Joe Smith asked when the new casino will be constructed. Break with respect to Public Comment time, agenda requirement.

11:47 a.m. Public Comment Opened.

11:47 a.m. Public Comment Closed.

11:47 a.m. Resumed with questions from students from Crooked Tree Youth Leadership: Keisha Lonely is a Sault Ste. Marie Tribal member and asked if there is any way we (LTBB) can interact with other tribes for benefits and Treaty Rights, also asked if there is any way the youth leadership can submit a letter of

support regarding the Opposition to the Sport Hunting of Ma`ingan, Gray Wolf. Destiny Abney asked what the Tribal Secretary's job is, also asked about Confidential material on laptops (computers), also asked again about requirements regarding if any Tribal Council member was arrested – what would happen, also asked what the most important (highest leadership position) role on Council is.

12:05 p.m. Lunch recess called.

1:30 p.m. Meeting reconvened.

1:35 p.m. Councilor Gasco and Councilor Bardwell arrive.

Motion made by Councilor Gasco and supported by Treasurer Bott to accept the Land and Reservation Committee report as presented by Legislative Leader Kiogima, Committee Chairperson for November 18, 2012.

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

Motion carried.

Motion made by Councilor Wemigwase and supported by Treasurer Bott to accept the Gaming Authority Committee report as presented by Councilor Gasco, Committee Chairperson for November 18, 2012.

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

Motion carried.

Motion made by Councilor Gasco and supported by Treasurer Bott to accept the Legal and Legislative Committee report as presented by Secretary Gasco Bentley, Committee Chairperson for November 18, 2012.

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

Motion carried.

Ethics Committee report, no meeting, no report.

Agricultural Assessment Work Group, no meeting, no report.

2:35 p.m. Recess called.

2:54 p.m. Meeting reconvened.

3:04 p.m. Public Comment Opened.

3:05 p.m. Public Comment Closed.

Motion made by Councilor Gasco and supported by Councilor Bardwell to accept the Treasury Director Michael Garrow's report for November 18, 2012.

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

Motion carried.

3:14 p.m. Motion made by Treasurer Bott and supported by Councilor Otto to go into closed session for Confidential Business and Legal matters.

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

Motion carried.

4:20 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 Wemigwase and supported by Councilor Keshick III to amend the agenda to include motions to post to the legislative calendar, the; Recall and Leave of Absence Draft Statute and the Purchase of Land Parcel # 59 and the Letter to Mackinaw City and the Indian Health Service and Bureau of Indian Affairs Indirect Shortfalls.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Otto to accept the Enjinaaknegeng report as presented by General Counsel Bransky for November 18, 2012.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Gasco to Acknowledge Receipt of Mary L. Gasco Letter of Interest and Résumé and to establish an interview date of December 1, 2012 for the position of Traditional Burial Grounds Board Member.

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

Motion carried.

Motion made by Councilor Bardwell and supported by Treasurer Bott to approve Certified Motion: Request for Funding from the United States Environmental Protection Agency Environmental Justice Small Grants Program Indoor Air Quality.

Motion withdrawn.

Motion made by Councilor Keshick III and supported by Treasurer Bott to approve Certified Motion: Request for Funding from the United States Environmental Protection Agency Environmental Justice Small Grants Program Indoor Air Quality.

Vote: 7 - Yes, 2 - No (Secretary Gasco Bentley, Councilor Bardwell), 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Bardwell to approve submission to the Tribal Chair, Legislative Services Attorney Memo 110412-01 regarding disapproval of Camping Regulations.

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

Motion carried.

Motion made by Councilor Wemigwase and supported by Secretary Gasco Bentley to pass the Michele Chingwa Educational Assistance Regulations 102912-010.

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

Motion carried.

Motion made by Councilor Keshick III and supported by Legislative Leader Kiogima to Appoint Doug Emery to the Gaming Regulatory Commission to the 3-year term that will end September 21, 2015.

Vote: 1 - Yes, 6 - No (Secretary Gasco Bentley, Councilor Gasco Councilor Wemigwase, Councilor Bardwell, Councilor Denemy, Councilor Otto), 2 - Abstained (Councilor Keshick III, Treasurer Bott), 0 - Absent

Motion failed.

Motion made by Secretary Gasco Bentley and supported by Councilor Wemigwase to acknowledge receipt of the Executive monthly Oversight report.

Vote: 7 - Yes, 2 - No (Councilor Bardwell, Councilor Keshick III), 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Keshick III to approve the Corporate Charter Appointment Policy.

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

Motion carried.

Motion made by Councilor Bardwell and supported by Councilor Gasco to Approve Supplemental Funding for Election Board in the amount of \$22,225.00 to come from prior period funds.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Bardwell to post the Recall and Leave of Absence Draft Statute to the Legislative Calendar.

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

Motion carried.

Motion made by Councilor Keshick III and supported by Councilor Wemigwase to Purchase Land Parcel # 59 for \$10,000.00 to come from prior period funds.

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

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor Gasco to authorize Enjinaaknegeng to prepare and the Executive to submit an appeal to the Indian Health Services for contract support shortfalls for 2006-2010, and to the Bureau of Indian Affairs for contract support shortfalls for 2006.

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

Motion carried.

Motion made by Councilor Keshick III and supported by Councilor Denemy to approve the Letter to the Village of Mackinaw City as prepared by General Counsel Bransky dated November 18, 2012.

Vote: 7 - Yes, 2- No (Secretary Gasco Bentley, Councilor Wemigwase – Comment: I feel that the \$40,000 could purchase quite a few hearing aids or fulfill other needs of our people), 0 - Abstained, 0 - Absent  
Motion carried.

5:21 p.m. Motion made by Councilor Gasco and supported by Councilor Bardwell to adjourn.

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

These Minutes have been read and approved as written:

Regina Gasco Bentley  
Regina Gasco Bentley, Tribal Council Secretary

12-2-12  
Date