

The Little Traverse Bay Bands of Odawa Indians
Tribal Council
June 8, 2003
Tribal Court Room 7500 Odawa Circle
9:30 a.m.

Executive Session: no

Call to Order: Meeting was called to order at 9:37 a.m.

Council Present: Chairman Gerald V. Chingwa, Vice-Chairman George Anthony, Secretary Beatrice A. Law, Treasurer Alice Yellowbank, Councilor Rita Shananaquet, Councilor Fred Harrington, Jr., Councilor Janet Shomin

Council Absent: None

Staff Present: See Attached list

Guests: See attached list

Motion made by Vice Chairman George Anthony and supported by Councilor Rita Shananaquet to approve the agenda as amended for June 8, 2003.

Vote: 6 Yes, 1 No (Councilor Janet Shomin), 0 Absent, 0 Abstained

Motion carried

Motion made by Councilor Janet Shomin and supported by Vice Chairman George Anthony to postpone the acceptance of the May 18, 2003 minutes pending clarification of the motion.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Councilor Janet Shomin and supported by Councilor Rita Shananaquet to accept into the record and ratify phone poll made May 29, 2003. the reason for the phone poll is: It is the best interest of the Tribe that we vote on the Contract Change Order, referring to the 6 page fax on May 29, 2003 and authorize the Chairman to sign the Contract Change Order not to exceed \$129,656.00. The phone poll passed.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Secretary Beatrice A. Law and supported by Treasurer Alice Yellowbank to accept the Tribal Administrators report presented by Acting Tribal Administrator Doug Craven June 8, 2003.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Treasurer Alice Yellowbank and supported by Secretary Beatrice A. Law to re-assign \$50,000 from the \$78,000 total original allocation allocated to public restrooms, to clearing area of shrubs, trees, leveling ground surface, ready the surface for seeding and prepare parking and roadway access

and to authorize the Tribal Chairman to sign contracts and related construction documents.

Vote: 6 Yes, 0 No, 0 Absent, 1 (Councilor Fred Harrington, Jr.) Abstained

Motion carried

Motion made by Councilor Fred Harrington, Jr. and supported by Secretary Beatrice A. Law to reverse the Tribal Administrators actions against Maureen Kilpatrick and declare the policy that all releases on confidential material shall be completed only with prior consent of the LTBB Legal Department.

Vote: 3 Yes, 4 No (Tribal Chairman Gerald Chingwa, Vice Chairman George Anthony, Councilor Janet Shomin, Councilor Rita Shananaquet), 0 Absent, 0 Abstained

Motion fails

Motion made by Councilor Fred Harrington, Jr. and supported by Secretary Beatrice A. Law to declare the policy that all releases on confidential material shall be completed only with prior consent of the LTBB Legal Department.

Vote: 3 Yes, 4 No (Tribal Chairman Gerald Chingwa, Vice Chairman George Anthony, Councilor Janet Shomin, Councilor Rita Shananaquet) 0 Absent, 0 Abstained

Motion fails

11:20 a.m. Meeting Recessed

11:32 a.m. Meeting Reconvened

.

Motion made by Councilor Fred Harrington, Jr. and supported by Vice Chairman George Anthony to accept the Chairman's verbal and written report on June 8, 2003.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Councilor Rita Shananaquet and supported by Secretary Beatrice A. Law to authorize payment of all unused PTO, i.e. sick time and vacation time for Tribal Chairman Gerald Chingwa that he has accrued during his 4 years of service as Chairman at LTBB.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Treasurer Alice Yellowbank and supported by Secretary Beatrice A. Law to direct the Legal Department to write a Grievance Policy and Procedure and present to Council in 2 weeks.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Councilor Rita Shananaquet and supported by Councilor Janet Shomin to direct the Legal Department to represent the Election Board in the case of Stich v. Election Board, so the Trial Court can resolve this matter in a timely fashion.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained
Motion carried

12:20 p.m. Public Comment: Louis Fisher, Robin Gould, Carol McFall, Janet Shomin, Regina Kiogima
12:28 p.m. Public Comment Closed

12:30 p.m. Lunch Recess
2:20 p.m. Meeting Reconvened

Motion made by Councilor Rita Shananaquet and supported by Treasurer Alice Yellowbank to donate \$2,867.00 to the BGN and Community Health Programs Youth Basketball Tournament to come from the Enterprise Fund, donation line item.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained
Motion carried

Motion made by Councilor Rita Shananaquet and supported by Vice Chairman George Anthony to postpone the Comprehensive Business Code to the June 22, 2003 Legislative Agenda.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained
Motion carried

Motion made by Councilor Fred Harrington, Jr. and supported by Treasurer Alice Yellowbank to enact the Michelle Chingwa Education Assistant Act, Wakanakising Odawak Statute 2003-06.

Roll Call: Tribal Chairman Gerald Chingwa-yes, Vice Chairman George Anthony-yes, Secretary Beatrice A. Law-yes, Treasurer Alice Yellowbank-yes, Councilor Rita Shananaquet-no, Councilor Janet Shomin-no, Councilor Fred Harrington, Jr.-yes.

Motion carried

Motion made by Secretary Beatrice A. Law and supported by Treasurer Alice Yellowbank to increase the LTBB Tribal Chairman salary to \$78,000 per year and Tribal Council members to \$1,500.00 monthly effective August 1, 2003.

Motion withdrawn

Motion made by Treasurer Alice Yellowbank and supported by Secretary Beatrice A. Law to increase the LTBB Tribal Chairman salary to \$78,000 per year and Tribal Council members to \$1,500.00 monthly effective August 1, 2003.

Vote: 5 Yes, 2 No (Councilor Janet Shomin, Councilor Rita Shananaquet), 0 Absent, 0 Abstained
Motion carried

Motion made by Councilor Fred Harrington, Jr. and supported by Secretary Beatrice A. Law to adopt resolution #060803-01, Motor Fuel and Tobacco Sales with Option 3.

Roll Call: Vice Chairman George Anthony-yes, Tribal Chairman Gerald Chingwa-yes, Councilor Fred Harrington, Jr.-yes, Secretary Beatrice A. Law-yes, Councilor Rita Shananaquet-absent, Councilor Janet Shomin-yes, Treasurer Alice Yellowbank-no

Motion carried

Motion made by Councilor Fred Harrington, Jr. and supported by Treasurer Alice Yellowbank to approve small grant request from Frank Honson for \$5,000.00.

Vote: 2 Yes, 5 No (Secretary Beatrice A. Law, Councilor Rita Shananaquet, Councilor Janet Shomin, Vice Chairman George Anthony, Tribal Chairman Gerald Chingwa), 0 Absent, 0 Abstained

Motion failed

Motion made by Treasurer Alice Yellowbank and supported by Vice Chairman George Anthony to postpone the Gaming Revenue Allocation Plan until the next meeting.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

Motion made by Councilor Rita Shananaquet and supported by Vice Chairman George Anthony to carry out the motion of May 4, 2003, which authorized the purchase of properties in the Mackinaw City vicinity for a total expenditure not to exceed 1.5 million dollars, the Chairman is authorized to execute by Tribal Council.

Motion withdrawn

Motion made by Secretary Beatrice A. Law and supported by Vice Chairman George Anthony to carry out the motion of May 4, 2003 which authorized the purchase of properties in the Mackinaw City vicinity for a total expenditure not to exceed 1.5 million dollars, the Chairman and Tribal Council Treasurer are authorized to execute any and all documents necessary to consummate such purchases approved by Tribal Council including maintaining LTBB's confidentiality when advantageous to do so through formation of shell corporation(s) wholly owned by LTBB.

Vote: 5 Yes, 2 No (Councilor Janet Shomin, Councilor Fred Harrington, Jr.), 0 Absent, 0 Abstained

Motion carried

Motion made by Councilor Rita Shananaquet and supported by Vice Chairman George Anthony to authorize the Chairman to sign the Property Management Agreement between LTBB, herein designated as "Owner" and Sunday Investment Company hereinafter designated as "Manager."

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

4:20 Public Comment: Dexter McNamara, Louis Fisher, Allie Maldonado, Bea Law

4:26 Public Comment Closed

Motion made by Vice Chairman George Anthony and supported by Councilor Rita Shananaquet to adjourn.

Vote: 7 Yes, 0 No, 0 Absent, 0 Abstained

Motion carried

4:27 p.m. Meeting Adjourned

These Minutes have been read and approved as written:

Approved:

Beatrice A. Law, Tribal Secretary

Date