

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
August 5, 2007
Tribal Court Room 7500 Odawa Circle

Closed Session: yes

Call to Order: Meeting was called to order at 9:35 a.m.

Opening Ceremony: Beatrice A. Law

Council Present: Legislative Leader Beatrice A. Law, Secretary Melvin L. Kiogima, Treasurer Shirley Oldman, Councilor Dexter McNamara, Councilor Alice Yellowbank, Councilor Mary Roberts, Councilor Regina Gasco Bentley, Councilor Fred Harrington, Jr.

Absent: Councilor Rita Shananaquet

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

Executive Officials and Staff Present: Tribal Chairman Frank Ettawageshik, General Counsel James Bransky

Guests: Roger Emery, John Kawegoma, Kevin Willis, Carol McFall, Grace Zerbe, Carla McFall, Shann Davenport, Archie Kiogima III, Melissa Wiatrolik, Kiogima, Matthew Davis, Allie Hughes, Harriet Booth, Katherine Shomin, Cheryl Cutler, Cheryl Hoppe, Clifford Cutler, Michael Smith, Mehmey Shomin, Michele Keshick, John Keshick, III., Peggy Hemenway, Holly Hemenway, Fred Kiogima

9:48 a.m. Councilor Shananaquet arrived.

Motion made by Councilor Gasco Bentley and supported by Councilor Yellowbank to adopt the agenda for August 5, 2007, with changes.

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

Motion carried.

Motion made by Councilor Yellowbank and supported by Treasurer Oldman to approve the minutes of July 22, 2007, with corrections.

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

Motion carried.

Tribal Elder Comment: Acknowledged the receipt of, and discussed, the letter received from Tribal Citizen Carol Thomas. Legislative Leader Law will address concerns with Chairman Ettawageshik and one, or both, will address Thomas's concerns.

11:45 a.m. Public Comment opened: Kevin Willis expressed his support of a Tribal Resolution "Authorization to Stipulate to Consent Decree" that is on the meeting agenda today. John Kawegoma commented about his communication with the Housing Department regarding his well and septic system request. Chairman Ettawageshik will schedule a meeting this week to attempt to bring resolution to this matter. Ettawageshik will follow up with a report to Kawegoma and Tribal Council.

12:02 p.m. Public Comment closed.

12:06 p.m. Lunch recess called.

1:38 p.m. Meeting reconvened.

Motion made by Councilor Gasco Bentley and supported by Councilor Roberts to adopt Tribal Resolution "Assist Tribal Elders in Their Health Needs" in the amount of \$10,000.00 to come from prior year funds.

Roll call vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Councilor Harrington and supported by Councilor Roberts to adopt Tribal Resolution "The Little Traverse Bay Bands of Odawa Indians Tribal Council Support Saving the Holy Childhood Indian Boarding School Building for Future Uses Promoting Native Language, Arts, and Cultural Learning and Urges Bishop Patrick R. Cooney and Father Joe Graff to Open an Immediate Dialog with Kateri Walker and Discuss Options for Saving this Historic Building".

Roll call vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes.

Motion carried.

3:00 p.m. Public Comment opened: The following citizens expressed concerns about the funding of the various Odawa Language classes, related personal experiences of how learning the language has impacted them, and all expressed support for the continued funding of the language classes through the Michelle Chingwa Education Assistance Act (MCEAA): Harriet Booth, Carla McFall, Peggy Hemenway, Holly Hemenway, Shannon Davenport, Michael Smith, John Keshick, Katherine Shomin, Mehmay Shomin, Frank Ettawageshik, and Dexter McNamara. Roger Emery expressed concerns that the MCEAA was being used to fund work required educational needs. John Kawegoma felt the elders could be better utilized as teachers of the Odawa language. Katherine Shomin, with permission of her supervisor, offered Tribal Council copies of information regarding the resale of casino playing cards to generate revenue. Michele LaCount thanked the Tribal Citizens for coming to Public Comment and hoped to see this type of attendance at Public Comment more often. John Kawegoma talked of the news letter and the clarity of pictures.

3:36 p.m. Public comment closed

3:37 p.m. Recess called.

3:52 p.m. Meeting reconvened.

Motion made by Councilor Roberts and supported by Councilor Gasco Bentley to adopt Tribal Resolution "Approval for Grant Agreement Between Michigan Department of Community Health and the Little Traverse Bay Bands of Odawa Indians - Public Health Preparedness and Response for Bioterrorism, 07-08".

Roll call vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes.

Motion carried.

Motion made by Councilor Harrington and supported by Councilor Gasco Bentley to adopt Tribal Resolution "Authorization to Stipulate to Entry of Consent Decree" in the Inland Phase of *United States v. Michigan*.

Roll call vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-no, Councilor Yellowbank-yes, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes.

Motion carried.

Motion made by Councilor Gasco Bentley and supported by Councilor Roberts to approve Enrollment list A - Eligible for Citizenship dated July 24, 2007, for a total of seven.

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

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Gasco Bentley to approve Enrollment list B – Declination (In-eligible) for Citizenship dated July 24, 2007, for a total of two.

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

Motion carried.

Motion made by Councilor Harrington and supported by Councilor Gasco Bentley to approve the contract for employment with Matthew Lesky as staff attorney for the Little Traverse Bay Bands of Odawa Indians.

Vote: 5 - Yes, 4 - No (Councilor Shananaquet, Councilor Yellowbank, Secretary Kiogima, Councilor McNamara), 0 - Abstained, 0 - Absent

Motion carried.

5:36 p.m. Motion made by Councilor Gasco Bentley and supported by Councilor Roberts to go into closed session for legal matters.

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

Motion carried.

6:23 p.m. Motion made by Councilor Shananaquet and supported by Councilor Gasco Bentley to return to open session.

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

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Yellowbank to accept the Legislative Leaders report.

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

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Shananaquet to accept the verbal reports as presented by Councilor Harrington and Treasurer Oldman.

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

Motion carried.

6:32 p.m. Motion made by Treasurer Oldman and supported by Councilor Shananaquet to go into closed session for personnel matters.

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

Motion carried.

6:46 p.m. Motion made by Councilor Shananaquet and supported by Treasurer Oldman to return to open session.

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

Motion carried.

6:46 p.m. Councilor Harrington leaves.

Motion made by Councilor Shananaquet and supported by Councilor Yellowbank for Tribal Council attendance at the October 5, 2007, Special Work Session.

Vote: 7 - Yes, 1 – No (Secretary Kiogima), 0 - Abstained, 1 – Absent (Councilor Harrington)

Motion carried.

6:56 p.m. Motion made by Councilor McNamara and supported by Treasurer Oldman to adjourn.

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

Motion carried.

These Minutes have been read and approved as written:

Approved:

Secretary Regina Gasco Bentley, Tribal Council Secretary

Date