

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Court Room
7500 Odawa Circle Harbor Springs MI 49770
June 8, 2008

Closed Session: yes

Call to Order: Meeting was called to order at: 9:31 a.m.

Opening Ceremony: Beatrice A. Law

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: Treasurer Gerald Chingwa, Councilor Shirley Oldman

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

Executive Officials and Staff Present: Tribal Chairman Frank Ettawageshik

Guests: Doug Emery, Roger Emery, Warren Petoskey, Audrey Geyer, Fred Kiogima, Marty VandeCar, Annette VandeCar

Motion made by Councilor McNamara and supported by Councilor Yellowbank to approve the minutes of May 18, 2008 as corrected.

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

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Kiogima to adopt the agenda for June 8, 2008 with amendments.

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

Motion carried.

10:30 a.m. Recess called.

10:39 a.m. Meeting reconvened.

Tribal Elders Comments: Warren Petoskey spoke regarding a video project.

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to adopt Tribal Resolution Berg Lease \$9825.00 from Prior Period Funds.

Roll Call Vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-absent, 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 Mulholland to remove Trust Fund Board Draft Statute #20080302-01 from the Legislative calendar.

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

Motion carried.

Motion made by Councilor Yellowbank and supported by Councilor Mulholland to pass Waganakising Odawak Statute Trust Fund Board Statute.

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

Motion carried.

11:45 a.m. Public Comment opened: Doug Emery spoke regarding letters he wrote to Tribal Council regarding the term “qualified individuals” when hiring for employment reasons. Roger Emery spoke regarding the Election Board, Trust Fund Board, and Health Board minutes not being posted on the Tribal Website Roger also spoke regarding the Election Board’s initiative of taking a more proactive stance on getting people to register to vote. Roger additionally spoke regarding the lack of contact information for Commissioner’s on the website as well.

12:13 p.m. Public Comment closed.

12:30 p.m. Lunch recess called.

1:53 p.m. Meeting reconvened.

Motion made by Councilor McNamara and supported by Councilor Yellowbank to go into closed session for confidential or legal matters at 1:49 p.m.

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

Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Mulholland to go out of closed session.

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

Motion carried.

3:00 p.m. Councilor Yellowbank leaves.

Motion made by Councilor Mulholland and supported by Secretary Gasco Bentley to pass Waganakising Odawak Statute Fair Employment Statute.

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

3:33 p.m. Public Comment opened: no public comment.

3:34 p.m. Public Comment closed.

Motion made by Councilor Mulholland and supported by Secretary Gasco Bentley to table Waganakising Odawak Statute Management and Labor Relations Draft Statute.

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

Motion failed.

4:18 p.m. Recess called.

4:25 p.m. Meeting reconvened.

Motion made by Secretary Gasco Bentley and supported by Councilor Mulholland to table the Constitutionally Mandated Compensation Draft Statute and Management and Labor Relations Draft Statute to the next Tribal Council agenda.

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

Motion failed.

Motion made by Councilor Kiogima and supported by Councilor Mulholland to adopt Tribal Resolution Request for Funding from the United States Department of Justice, Office of Community Oriented Policing Services, Little Traverse Bay Bands of Odawa Indians Law Enforcement Department, COPS FY 2008 Tribal Resources Grant Program.

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

Motion carried.

Motion made by Councilor Mulholland and supported by Councilor Harrington, Jr., to adopt Tribal Resolution Request for Funding from the 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 2008 Title IV-B Child Welfare Services Allotment.

Roll Call Vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-absent, Councilor

Yellowbank-absent, 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 Bureau of Justice Assistance, Office of Justice Programs, United States Department of Justice Edward Byrne Memorial Competitive Grant Program, Category III: Enhancing Local Courts, Little Traverse Bay Bands of Odawa Indians FY 2008 Criminal Justice System Collaboration Enhancement Project.

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

Motion made by Councilor Mulholland and supported by Councilor Harrington, Jr., to adopt Tribal Resolution Request for funding from U.S. Department of Health and Human Services Administration for Children and Families, Administration on Children, Youth and Families, Little Traverse Bay Bands of Odawa Indians Child Care and Development Fund Program.

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

Motion made by Councilor Kiogima and supported by Secretary Gasco Bentley to adopt Tribal Resolution Request for Funding from the U. S. Department of Housing and Urban Development, Office of Native American Programs, Native American Housing Assistance and Self-Determination Act (NAHASDA), Little Traverse Bay Bands of Odawa Indians, Indian Housing Block Grant Program.

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

Motion made by Councilor McNamara and supported by Councilor Kiogima to adopt Tribal Resolution Request for funding from U. S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration, Hazardous Materials Emergency Preparedness Grant Program, Little Traverse Bay Bands of Odawa Indians Hazardous Materials Training Grant.

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

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to approve list A- Eligible for Citizenship dated May 21, 2008 for a total of 7.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Chingwa, Councilor Oldman, Councilor Yellowbank)

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Mulholland to approve Citizenship list B-Declination (Ineligible) dated May 21, 2008 for a total of 6.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Chingwa, Councilor Oldman, Councilor Yellowbank)

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to accept the Legislative Leader Beatrice Law verbal and written report or June 8, 2008 including confidential items contained therein.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Chingwa, Councilor Oldman, Councilor Yellowbank)

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor McNamara to accept the verbal report from Councilor Kiogima Chairperson of the Land and Reservation Committee.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Chingwa, Councilor Oldman, Councilor Yellowbank)

Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Harrington, Jr., to accept Councilor Mulholland's written travel report regarding National Congress of American Indians conference.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Chingwa, Councilor Oldman, Councilor Yellowbank)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Harrington, Jr., to accept the Legislative Services Attorney's verbal report.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Chingwa, Councilor Oldman, Councilor Yellowbank)

Motion carried.

Motion made by Councilor Mulholland and supported by Councilor McNamara for Tribal Council attendance at the Adam Walsh Summit July 2008 in Petoskey Michigan.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Chingwa, Councilor Oldman, Councilor Yellowbank)

Motion carried.

Motion made by Councilor Harrington, Jr., and supported by Councilor Mulholland to adjourn at 5:55 p.m.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Treasurer Chingwa, Councilor Oldman, Councilor Yellowbank)

Motion carried.

These Minutes have been read and approved as corrected:

Regina Gasco Bentley, Tribal Council Secretary

Date