

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Court Room
7500 Odawa Circle Harbor Springs, MI 49740
January 10, 2010

Closed Session: yes

Call to Order: Meeting was called to order at: 9:36 a.m.

Opening Ceremony: Alice Yellowbank

Council Present: Legislative Leader Julie Shananaquet, Secretary Regina Gasco Bentley, Treasurer John Bott, Councilor Gerald Chingwa, Councilor Belinda Bardwell, , Councilor Melvin L. Kiogima, Councilor Aaron Otto, Councilor Marvin Mulholland, Councilor Rita Shananaquet

Absent: none

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

Executive Officials and Staff Present: Tribal Chairman Ken Harrington, Vice-Chairman Dexter McNamara, Assistant General Counsel-Allie Greenleaf Maldonado, Gaming Board of Directors: Chairperson Carol McFall, Board Member Judy Pierzynowski, Secretary/Treasurer Sheran Patton, Board Member Fred Kiogima, Board Member Dollie Keway and Office Manager Cathy Portman

Guests: Linda Gasco, Emily Proctor, Kassie McClellan, Kristy Dayson, Jeannie Norris, Merle Carson, Bea Law, Alice Yellowbank, Denise Petoskey, Bill Denemy Sr., Frank Ettawageshik, Allen Proctor, William R. McMillan

Motion made by Councilor Kiogima and supported by Councilor Bardwell to adopt the agenda for January 10, 2010, with additions.

Vote: 8 - Yes, 1 – No (Councilor R. Shananaquet), 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Bardwell to approve the minutes of December 20, 2009 with corrections, January 5, 2010 with corrections, and January 9, 2010 with corrections.

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

Motion carried.

Elder Comments: Bea Law spoke regarding Petoskey News Review Headlines.

Kassie McClellan – Mentorship Program for Tribal Youth. AmeriCorps Member 4-H Mentor Michigan Initiative Emmet County Presentation.

Motion made by Secretary Gasco Bentley and supported by Treasurer Bott to accept Legislative Leader Julie Shananaquet's verbal and written report for January 10, 2010 with confidential items contained therein.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor R. Shananaquet for Tribal Council attendance at 2010 Special Work Sessions, Meetings and Conferences for matters of interest on behalf of the Tribe.

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

Motion carried.

11:01 a.m. Recess called.

11:15 a.m. Meeting reconvened.

Gaming Board of Directors – Discussion.

11:49 a.m. Public Comment opened: Emily Proctor spoke regarding the morning 4-H presentation and other youth educational programs.

11: 51 a.m. Public Comment closed.

12:14 p.m. Lunch recess called.

1:35 p.m. Meeting Reconvened. Councilor R. Shananaquet left the meeting.

1:52 p.m. Motion made by Treasurer Bott and supported by Councilor Bardwell to go into closed session for confidential business matters.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor R. Shananaquet),

Motion carried.

3:05 p.m. Councilor R. Shananaquet returned to meeting.

3:07 p.m. Motion made by Councilor Otto and supported by Secretary Gasco Bentley to return to open session.

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

Motion carried.

3:07 p.m. Public Comment opened: no comments.

3:08 p.m. Public Comment closed.

3:08 p.m. Recess called.

3:21 p.m. Meeting Reconvened.

Motion made by Councilor Otto and supported by Treasurer Bott to accept the verbal and written report from Waganakising Odawa Development, Inc., on behalf of Nimkee Technologies, LLC.

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

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Otto to accept Treasurer Bott's Tribal Treasurer and Appropriations and Finance Committee Chairperson verbal report for January 10, 2010.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Bardwell to accept Land and Reservation Committee Chairperson Kiogima's verbal report for January 10, 2010.

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

Motion carried.

Motion made by Councilor Otto and supported by Treasurer Bott to accept Legislative Services Attorney Budnick's verbal and written report for January 10, 2010.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Otto to authorize and approve Tribal Councilors Marvin Mulholland and John Bott, Tribal Chairman Ken Harrington, General Counsel Jim Bransky, Legislative Services Attorney Donna Budnick, Interim CFO Cheryl Lesky, Finance Director Scott Cannady, Eben Perison of Oppenheimer & Co., Inc and Tim Kincaid of Fredericks Peebles & Morgan to be representatives on behalf of the Tribe to negotiate within the parameters as directed by Tribal Council with the Bond Lenders or the Ad Hoc Committee of Lenders and shall report back any findings to the Tribal Council.

Vote: 8 - Yes, 0 - No, 1 - Abstained (Treasurer Bott), 0 - Absent

Motion carried.

Ethics Committee-FYI update regarding meeting coordination.

Motion made by Secretary Gasco Bentley and supported by Councilor R. Shananaquet to adopt Tribal Resolution: Request for Funding through the U.S. Environmental Protection Agency (EPA) Great Lakes Restoration Initiative Projects (GLRI) Little Traverse Bay Bands of Odawa Indians LTBB GLRI Bear River Project.

Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes, Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-yes

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Bardwell to adopt Tribal Resolution Request for Funding through the U.S. Environmental Protection Agency (EPA) Great Lakes Restoration Initiative Projects (GLRI) Little Traverse Bay Bands of Odawa Indians LTBB GLRI Boat Washing Stations Project.

Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes, Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-yes
Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Otto to adopt Tribal Resolution: Request for Funding from the Institute of Museum and Library Services, Little Traverse Bay Bands of Odawa Indians 2010 Basic Library Services Grant.

Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes, Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-yes
Motion carried.

Motion made by Treasurer Bott and supported by Councilor Otto to adopt Tribal Resolution: Request for Funding from the U.S. Environmental Protection Agency Region 5, Little Traverse Bay Bands of Odawa Indians Support Agency Cooperative Agreement (SACA) Grant.

Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes, Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-yes
Motion carried.

Motion made by Secretary Gasco Bentley and supported by Treasurer Bott to adopt Tribal Resolution Contract Renewal with the U.S. Department of Health and Human Services Indian Health Service - Sanitation Program Little Traverse Bay Bands of Odawa Indians Well & Septic Systems Contract.

Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes, Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-yes
Motion carried.

Motion made by Councilor Kiogima and supported by Councilor R. Shananaquet to Request for Funding from the U.S. Environmental Protection Agency, FY 2010 Section 128(a) Cooperative Agreements Little Traverse Bay Bands of Odawa Indians LTBB Tribal Environmental Response Project.

Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes, Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-yes
Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Otto to adopt Tribal Resolution: Request for Funding from the United States Fish and

Wildlife Service, Great Lakes Fish and Wildlife Restoration Act Little Traverse Bay Bands of Odawa Indians Natural Resources Department 2010 Michigan Walleye Joint Study.

Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes, Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-yes

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Secretary Gasco Bentley to approve General Counsel James Bransky Contract as amended and presented commencing February 11, 2011 ending February 19, 2017 and authorize the Tribal Chairman to sign the Contract.

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

Motion carried.

4:46 p.m. Motion made by Councilor R. Shananaquet and supported by Treasurer Bott to adjourn.

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

Motion carried.

These Minutes have been read and approved as corrected:

Regina Gasco Bentley, Tribal Council Secretary

1-24-2010

Date