

1 The Little Traverse Bay Bands of Odawa Indians
2 Tribal Council Meeting
3 Tribal Council Chambers
4 7500 Odawa Circle
5 Harbor Springs, MI 49740
6 March 16, 2014
7
8

9 Closed Session: none

10 Call to Order: Meeting was called to order at: 9:10 a.m.

11 Opening Ceremony: Rose Smalley
12

13 Council Present: Legislative Leader Regina Gasco Bentley, Treasurer Marcella
14 Reyes, Councilor John Keshick III, Councilor Beatrice A. Law, Councilor Aaron
15 Otto
16

17 Absent: Secretary Julia Shananaquet, Councilor Michael Naganashe, Councilor
18 Winnay Wemigwase, Councilor Bill A. Denemy
19

20 Legislative Office Staff Present: Legislative Services Attorney Donna Budnick,
21 Legislative Office Manager Michele LaCount, Treasury Director Michael Garrow,
22 General Counsel James Bransky
23

24 Executive Officials and Staff Present: Tribal Chairman Fred Kiogima, Vice-Chair
25 Deb DeLeon, Executive Services Attorney Diane Vitols
26

27 Public: Rose Smalley, Annette VanDeCar, Andrew Stich
28

29 Invited Guests: none
30

31
32 Motion made by Treasurer Reyes and supported by Councilor Keshick to adopt
33 agenda with additions for March 16, 2014 in honor of Dean Samuels Sr., Garland
34 (Pat) Martel and Richard Smith.

35 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
36 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)

37 Motion carried.
38

39 Motion made by Councilor Keshick and supported by Treasurer Reyes to
40 approve minutes of March 2, 2014 as presented.

41 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
42 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)

43 Motion carried.
44

45 9:17 a.m. Elder comments: Rose Smalley spoke regarding the Elders
46 Department issues and other similar Executive Branch concerns.
47

1 Executive updates regarding travel to Washington D.C.

2

3 Motion made by Councilor Law and supported by Treasurer Reyes to
4 acknowledge receipt of the Executive verbal and written report for March 16,
5 2014.

6 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
7 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)

8 Motion carried.

9

10 Legislative Leader Gasco Bentley Report.

11 Motion made by Councilor Otto and supported by Treasurer Reyes to accept
12 Legislative Leader Gasco Bentley verbal report for March 16, 2014.

13 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
14 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)

15 Motion carried.

16

17 10:04 a.m. Break.

18 10:22 a.m. Resume.

19

20 Secretary Report: no report.

21

22 Treasurer Reyes Report.

23 Motion made by Councilor Keshick and supported by Councilor Law to accept
24 Treasurer Reyes Appropriations and Finance Committee verbal report for March
25 16, 2014.

26 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
27 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)

28 Motion carried.

29

30 Tribal Council Member Report.

31 Motion made by Councilor Law and supported by Treasurer Reyes to accept
32 Councilor Otto's Tribal Council member verbal report regarding his attendance at
33 the February Natural Resource Commission meeting for March 16, 2014.

34 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
35 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)

36 Motion carried.

37

38 Motion made by Councilor Keshick and supported by Treasurer Reyes to accept
39 Councilor Otto's verbal Gaming Authority Committee Chair report for March 16,
40 2014.

41 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
42 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)

43 Motion carried.

44

45 Motion made by Councilor Law and supported by Councilor Otto to accept
46 Councilor Keshick verbal Agricultural Assessment Work Group Chair report for
47 March 16, 2014.

1 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
2 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
3 Motion carried.

4
5 Land and Reservation Committee Report.

6 Motion made by Councilor Law and supported by Councilor Otto to accept
7 Legislative Leader Gasco Bentley's verbal Land and Reservation Committee
8 Chair report for March 16, 2014.

9 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
10 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
11 Motion carried.

12
13 Legal and Legislative Committee Report.

14 Motion made by Councilor Keshick and supported by Treasurer Reyes to accept
15 Legislative Leader Gasco Bentley's verbal Legal and Legislative Committee
16 Chair report for March 16, 2014.

17 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
18 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
19 Motion carried.

20
21 Ethics Committee: no meeting to report.

22
23 Motion made by Treasurer Reyes and supported by Councilor Law to accept
24 Treasury Director Garrow's verbal and written report for March 16, 2014.

25 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
26 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
27 Motion carried.

28
29 Motion made by Councilor Law and supported by Councilor Keshick to accept
30 Legislative Services Attorney Budnick's verbal report for March 16, 2014.

31 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
32 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
33 Motion carried.

34
35 11:25 a.m. Break.

36 11:34 a.m. Resume.

37
38 Motion made by Councilor Keshick and supported by Treasurer Reyes to accept
39 Legislative Office Manager LaCount's verbal and written report for March 16,
40 2014.

41 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
42 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
43 Motion carried.

44
45 Motion made by Councilor Law and supported by Treasurer Reyes to approve
46 Enrollment List A - Eligible for Citizenship dated February 28, 2014 for a total of
47 07.

1 Vote: 4 - Yes, 1- No (Councilor Keshick), 0 - Abstained, 4 – Absent (Secretary
2 Shananaquet, Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
3 Motion carried.

4
5 Motion made by Councilor Keshick and supported by Treasurer Reyes to
6 approve Enrollment List C - Voluntary Relinquishment dated March 13, 2014 for
7 a total of 01.

8 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
9 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
10 Motion carried.

11
12 11:50 a.m. Public Comment opened:

- 13
- 14 - Andrew Stich asked for an update regarding the investigation from a
15 year ago and the Agricultural Assessment Work Group presentations
16 with regard to the Farm.
- 17
- 18 - Annette VanDeCar spoke regarding constitutional mandates for Elders,
19 and the administrative procedures that are required with in the Elder
20 department statute, and sovereign immunity with regard to employees.
- 21
- 22 - Rose Smalley spoke regarding the misuse of a grant.
- 23

24 12:06 p.m. Public Comment closed.

25
26 Motion made by Councilor Law and supported by Councilor Keshick to approve
27 Certified Motion #031614-01 Request for support for Inter-Tribal Council of
28 Michigan, Inc. application for Funding from U.S. Department of Health and
29 Human Services, Substance Abuse and Mental Health Services Administration,
30 Center for Substance Abuse Treatment Access to Recovery Grant.

31 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
32 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
33 Motion carried.

34
35 Motion made by Councilor Law and supported by Treasurer Reyes to approve
36 Certified Motion #031614-02 Request for Funding from First Nations
37 Development Institute Native Youth & Culture Fund Little Traverse Bay Bands of
38 Odawa Indians Land-Based Education Program.

39 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
40 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
41 Motion carried.

42
43 Motion made by Councilor Otto and supported by Councilor Keshick to approve
44 Certified Motion #031614-03 Request for Funding from Center of American
45 Indians and Minority Health University of Minnesota Indians into Medicine (UM
46 INMED) Community-Based Science Activities Little Traverse Bay Bands of
47 Odawa Indians Summer Youth Education Program.

1 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
2 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
3 Motion carried.

4
5 Motion made by Councilor Keshick and supported by Legislative Leader Gasco
6 Bentley to approve the McClurken Report Afterwords and submit it to Hobbs,
7 Straus for legal review.

8 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
9 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
10 Motion carried.

11
12 Motion Councilor Keshick and supported by Councilor Law to approve the new
13 Tribal Council work session and Tribal Council Committee Meeting Schedule for
14 2014.

15 Vote: 4 - Yes, 1 – No (Councilor Otto), 0 - Abstained, 4 – Absent (Secretary
16 Shananaquet, Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
17 Motion carried.

18
19 Motion made by Councilor Keshick and supported by Councilor Law to approve
20 the LTBB Strategic Plan for Reservation Reaffirmation.

21 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
22 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
23 Motion carried.

24
25 Motion made by Councilor Keshick and supported by Councilor Law to table
26 Waganakising Odawak Statute Amendment to Human Services Department.

27 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
28 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)
29 Motion carried.

30
31 Motion made by Councilor Keshick and supported by Legislative Leader Gasco
32 Bentley to pass Waganakising Odawak Statute Amendment to Medical Marijuana
33 Patient Protection Statute 2011-002.

34 Roll call vote: Councilor Denemy absent, Councilor Keshick, yes, Councilor Law-
35 yes, Councilor Naganashe-absent, Councilor Otto-no, Councilor Wemigwase-
36 absent, Treasurer Reyes-yes, Secretary Shananaquet-absent, Legislative Leader
37 Gasco Bentley-yes
38 Motion Carried.

39
40 Motion made by Councilor Otto and supported by Councilor Keshick to adopt
41 Tribal Resolution: To rescind Tribal Resolution #011914-03, Supplemental
42 Funding in the Amount of \$650,000 for Closing Costs for the Loan Financing of
43 Odawa Casino Resort.

44 Roll call vote: Councilor Denemy absent, Councilor Keshick, yes, Councilor Law-
45 yes, Councilor Naganashe-absent, Councilor Otto-yes, Councilor Wemigwase-
46 absent, Treasurer Reyes-yes, Secretary Shananaquet-absent, Legislative Leader
47 Gasco Bentley-yes

1 Motion Carried.

2

3 Motion made by Councilor Keshick and supported by Legislative Leader Gasco
4 Bentley to authorize submission of documentation to the United States per
5 Confidential Memo #031214-01.

6 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
7 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)

8 Motion carried.

9

10 12:27 p.m. Motion made by Councilor Keshick and supported by Treasurer
11 Reyes to adjourn.

12 Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Secretary Shananaquet,
13 Councilor Naganashe, Councilor Wemigwase, Councilor Denemy)

14 Motion carried.

15

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17

18

19 Please contact the Legislative Office at 231-242-1403, 231-242-1404 or 231-242-
20 1406 for additional updates and clarifications of these minutes as presented.

21

22 These Minutes have been read and approved as written (or) corrected: (delete
23 either the word “written” or “corrected” as pertains to how the minutes were
24 approved.)

25

26

27

28 _____
Julia A. Shananaquet, Tribal Council Secretary

_____ Date