

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
Tribal Council Chambers  
7500 Odawa Circle  
Harbor Springs, MI 49740  
March 19, 2015

Closed Session: Yes  
Call to Order: 9:05 a.m.  
Opening Ceremony: Beatrice Law

Council Present: Secretary Julia Shananaquet, Treasurer Marcella Reyes,  
Councilor Bill A. Denemy, Councilor Beatrice A. Law, Councilor Aaron Otto,

Absent: Councilor Keshick, Councilor Mike Naganashe, Councilor Winnay  
Wemigwase

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick,  
Treasury Director Michael Garrow, Sr. Financial Analyst Stella Kay, Legislative  
Office Manager Michele LaCount

Executive Officials and Staff Present: Chairperson Gasco Bentley, Chief  
Financial Officer Carrie Carlson, Human Resources Director Denise Petoskey,  
Tribal Administrator Al Colby

Odawa Casino Resort- General Manager Eric McLester, Director of Property  
Operations Barry Laughlin, Director of Slots Dennis Shananaquet, Director of  
Hospitality Hank Rowland

Public: Citizen Virginia Lewis, Citizen John Kawegoma, Citizen Frank Bernard,  
Citizen Ezra Bernard, Citizen Alice Hughes

Invited Guests: Tribal Historic Preservation Officer Wesley Andrews

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9:08 a.m. Councilor Wemigwase arrives

Motion made by Councilor Wemigwase and supported by Treasurer Reyes  
to adopt the agenda of March 19, 2015 as amended.

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Keshick, Councilor  
Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor Wemigwase to  
approve the minutes of the Regular Meeting held on March 5, 2015, as  
corrected.

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Keshick, Councilor Naganashe)  
Motion carried.

**9:32 a.m.: Elder comments**

- Elder Citizen Virginia Lewis commented on Elder program cuts, marijuana cultivation. Holiday decorations
- Elder Citizen John Kawegoma spoke his concerns of changes to the elder luncheon and other elder issues. Hotel Casino and stock market crash dates.

**9:30 a.m. – 9:51 a.m. Presentation by Wes Andrews regarding State Historic Preservation Office.**

9:52 a.m. Councilor Naganashe arrives

**Executive Updates**

Discussion: Lobbyist update/report regarding funding issues. 2<sup>nd</sup> EEOC complaint received, Commercial regarding VAWA, Space constraints - Departments will be shuffling around, MIS, Enrollment clarification, Introduction of new employee Brian Kujawa Tribal Administrator reported on Elder budget issues, Berg Farm, Staffing updates provided.

Motion made by Councilor Law and supported by Treasurer Reyes to acknowledge the verbal Executive report of Chairperson Gasco-Bentley as presented on March 19, 2015 and acknowledge the March Executive Oversight Report.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried.

**Legislative Leader Report** - Position is currently vacant

**Secretary Report:**

The following Tribal Council adopted/approved documents were delivered to the Executive for signature:

- Waganakising Odawak Statute 2015-003; Domestic Violence was delivered to the Executive Department on 03-06-15  
Signed on 03-06-15.
- Waganakising Odawak Statute 2015-004; Amendment to Waganakising Odawak Statute 2008-006 Enrollment for Citizenship Statute was delivered to the Executive Department on 03-12-15.  
Status of document is pending.
- Waganakising Odawak Statute 2015-005; Victim's Rights was delivered to the Executive Department on 03-06-15

Signed on 03-06-15.

- Waganakising Odawak Statute 2015-006; Amendment to Waganakising Odawak Statute 2012-010 Child Protection Statute was delivered to the Executive Department on 03-12-15.  
Status of document is pending.
- Tribal Resolution- 030515-01; Decommission and Safe Removal of Pipeline Running under Straits of Mackinac was sent to the Executive Department on 03-12-15.  
Status of Document is pending.

**Vetoed:** None

**Phone Polls:** None

Motion made by Treasurer Reyes and supported by Councilor Denemy to accept Secretary Shananaquet's report as presented on March 19, 2015.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried.

**Treasurer Report:**

Motion made by Councilor Law and supported by Councilor Naganashe to accept the Treasurer's report as presented by Treasurer Reyes on March 19, 2015.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried.

**Tribal Council Member Reports:**

Motion made by Treasurer Reyes and supported by Councilor Denemy to acknowledge verbal report of Councilor Law regarding her attendance at the Traditional Burial Board Meeting.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried.

Motion made by Councilor Denemy and supported by Treasurer Reyes to acknowledge receipt of written and verbal report of Secretary Shananaquet regarding Hearing 111214-01 and the verbal report regarding additional work load taken on by the Legislative administrative staff due to additional program and tribal charters, and the written and verbal Travel Report of Secretary Shananaquet regarding attendance at 2015 National RES.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried

**11:00 Break**

**11:05 Meeting Resumes**

11:05 a.m. Motion made by Councilor Law and supported by to Councilor Wemigwase to go into closed session for confidential business matters.  
Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried

Motion made by and supported by to return to open session.  
Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried

11:05 a.m. Motion made by Councilor Law and supported by to Councilor Wemigwase to go into closed session for confidential business matters.  
Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried

11:47 a.m. Motion made by Councilor Law and supported by Councilor Wemigwase to return to open session.  
Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried

11:48 a.m. Public Comment opened  
11:51 a.m. Public Comment closed

**Tribal Council Member Reports continued:**

Motion made by Secretary Shananaquet and supported by Treasurer Reyes to acknowledge the verbal travel report of Councilor Wemigwase regarding her attendance at MAST Impact Week, held in Washington DC on March 9-11, 2015, and the verbal report regarding attendance at the Water Quality Protection Workgroup.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried.

12:12 p.m. Lunch  
1:33 p.m. Meeting Resumes

Councilor Otto absent  
1:36 p.m. Councilor Otto arrives

Motion made by Councilor Law and supported by Councilor Denemy to acknowledge the verbal travel report of Treasurer Reyes regarding her attendance at MAST Impact Week, held in Washington DC on March 9-11, 2015.  
Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried.

**Tribal Council Committee Reports:**

**Gaming Authority Committee – Next meeting scheduled for 3/24/15**

Motion made by Secretary Shananaquet and supported by Councilor Denemy to accept the verbal report of the Gaming Authority Committee as presented by Councilor Otto, Committee Chairman.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried.

#### **Agriculture Assessment Work Group**

Motion made by Councilor Law and supported by Councilor Wemigwase to accept the verbal report of the Agriculture Assessment Work Group as presented by Councilor Otto, Committee member.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried.

**Land and Reservation Committee – No meeting.**

**Legal Legislative Committee - Next meeting 04/07/15 at 9:00 a.m.**

Motion made by and supported by to accept the verbal report of the Legal Legislative Committee as presented by Councilor Law, Committee Chairman.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried

**2:52 p.m. Break**

**3:05 p.m. Resume meeting**

#### **Ethics Committee**

Motion made by Councilor Law and supported by Councilor Wemigwase to accept the verbal report of the Ethic's Committee as presented by Councilor Otto, Committee Chairperson.

Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Councilor Keshick)

Motion carried.

#### **3:07 p.m. Public Comment opens**

- Citizen Kaye Rowland presented housing tax credit issues recently learned in a training paid for by an Enterprise Grant. Citizen Rowland invited Tribal Council to participate in the up-coming trip to Wisconsin and Minnesota (April 6 – 9, 2015) regarding Section 8, tax credit housing. There is no other Michigan Tribe participating in this program.

#### **3:18 p.m. Public Comment closes**

#### **Legislative Office Reports:**

##### **Treasury Director Report**

Motion made by Councilor Wemigwase and supported by Councilor Otto to accept Treasury Director Garrow's verbal and written report as presented on March 19, 2015.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried.

**Legislative Services Attorney Report**

Motion made by Councilor Law and supported by Treasurer Reyes to accept Legislative Services Attorney Budnick's verbal report as presented on March 19, 2015.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried.

**Enjinaaknegeng – No Report**

**Legislative Office Manager**

Motion made by Councilor Law and supported by Treasurer Reyes to accept Legislative Office Manager LaCount's verbal and written report as presented on March 19, 2015.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried.

**Action Items - Motions**

Motion made by Councilor Law and supported by Councilor Naganashe to approve mileage for Councilor Keshick to travel to and from Ziibimijwang on February 1, 2, 15, & 23, 2015 and March 1 & 2, 2015 as well as future mileage on behalf of and as recommended by motion of the Ad-Hoc Agricultural Work Group for reimbursement. Funding to come from Legislative Branch Budgets: 1101-0-70 & 2000-0-70.

Vote: 6-Yes, 1-No (Secretary Shananaquet), 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried

Motion made by Councilor Wemigwase and supported by Councilor Law to approve **Certified Motion #031915-01**; Request for Funding from the U.S. Department of Health and Human Services FY 2015 Family Violence Prevention and Services Program

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried

Motion made by Councilor Naganashe and supported by Councilor Otto to approve **Certified Motion #031915-02**; Request for Funding from the United States Department of the Interior Bureau of Indian Affairs FY 2015 Rights Protection Implementation.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried

Motion made by Councilor Wemigwase and supported by Councilor Otto to approve **Certified Motion #031915-03**; Request for Funding from the U.S. Department of Justice Adult Drug Court Discretionary Grant Program FY 2015 White Feather Adult Drug Court Enhancements.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried

Motion made by Councilor Naganashe and supported by Councilor Wemigwase to approve **Certified Motion #031915-04**; Request for Funding from the Administration on Children, Youth and Families Tribal Court Improvement Program Child Welfare Tribal State Judicial Forum.  
Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried

Motion made by Councilor Law and supported by Councilor Denemy to approve **Certified Motion #031915-05**; Funding from the National Endowment for the Humanities America's Division of Preservation and Access Preservation Assistance Grants for Small Institutions Archives Preservation Assessment.  
Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried

Motion made by Councilor Wemigwase and supported by Councilor Otto to approve **Certified Motion #031915-06**; Request for Funding from the Bureau of Indian Affairs Road Maintenance Program Contract.  
Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried

Motion made by Councilor Wemigwase and supported by Treasurer Reyes to approve **Certified Motion #031915-07**; Funding from the Bureau of Indian Affairs IRR Tribal Transportation Program-Funding Increase for FY2015 Funds.  
Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried

Motion made by Treasurer Reyes and supported by Councilor Wemigwase to approve **Certified Motion #031915-08**; Funding from the Bureau of Indian Affairs P.L. 93-638 Annual Funding Agreement FY 2015 Contract Increase.  
Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried

Motion made by Councilor Law and supported by Treasurer Reyes to approve **Certified Motion #031915-09**; Request for Funding from U.S. Department of Housing and Urban Development Native American Housing Assistance and Self-Determination Act (NAHASDA) Indian Housing Block Grant Program.  
Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried

Motion made by Councilor Law and supported by Treasurer Reyes to amend agenda to include acknowledgment of Nomination of Wes Andrews and Ethic's Hearing regarding Complaint 111214-01.  
Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)  
Motion carried

Motion made by Councilor Law and supported by Councilor Wemigwase to acknowledge receipt of nomination of Wesley Andrew as the Tribal Historic Preservation Officer and waive the interview process and appoint Wesley Andrews as the Tribal Historic Preservation Officer to serve at the pleasure of Tribal Council.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried

Motion made by Secretary Shananaquet and supported by Councilor Wemigwase to approve **Certified Motion #031915-10**; Request to the Secretary of the Interior to assume State Historic Preservation Office (SHPO) responsibilities and establish a Tribal Historic Preservation Office Program.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried

Motion made by Councilor Naganashe and supported by to Councilor Otto approve the Local Food Promotion Program Grant Consultant, 7 Generations Architecture & Engineering, LLC.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried

Motion made by Councilor Law and supported by Treasurer Reyes to approve Tribal Council attendance at the Ad-hoc Violence Against Women Act / Tribal Law and Order Act Committee work group meetings.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried

Motion made by Treasurer Reyes and supported by Councilor Law to approve Enrollment List C- Voluntary Relinquishment dated March 2015 for total of two.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried

Motion made by Treasurer Reyes and supported by Councilor Denemy to approve appointment of Catherine Laba to Educational Appeals Board with term ending September 21, 2018.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried

Motion made by Councilor Law and supported by Councilor Wemigwase to approve appointment of Lily Anderson to Educational Appeals Board with term ending September 21, 2018.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried

Motion made by Treasurer Reyes and supported by Councilor Otto to approve appointment of Angela Woodin to Educational Appeals Board with term ending September 21, 2017.

Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried

A Tribal Council Ethics Hearing was held on March 13, 2015, that was posted as a Tribal Council Ethics Hearing and not as a “Special Meeting”; in order to rectify any issue of the legitimacy of the motion made at the hearing, the motion is readdressed as follows: Motion made by Councilor Otto and supported by Councilor Law to dismiss the Ethics complaint 111214-01 filed against Fred Kiogima after being found at a public hearing that the action was inadvertent, and technical in nature.

Vote: 4-Yes, 0-No, 3-Abstained (Secretary Shananaquet, Councilor Naganashe, Councilor Winnay Wemigwase did not participate in Hearing) 1–Absent (Councilor Keshick)

Motion carried

#### **Action Items: Roll Call Votes**

Motion made by Councilor Law and supported by Councilor Wemigwase to pass the Tribal Human Resources Department Statute.

Roll call: Councilor Denemy-yes, Councilor Keshick-absent, Councilor Law-yes, Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-yes, Treasurer Reyes-yes, Secretary Shananaquet-yes

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor Otto to adopt **Tribal Resolution 031915-01**; Funding for Email Archival Server for Legal and the Reservation Restoration Plan in the amount of \$8,235.00 to come from prior period funds.

Roll call: Councilor Denemy-yes, Councilor Keshick-absent, Councilor Law-yes, Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-yes, Treasurer Reyes-yes, Secretary Shananaquet-yes

Motion carried.

#### **Adjournment**

4:41 p.m. Motion made by Councilor Law and supported by Treasurer Reyes to adjourn meeting.

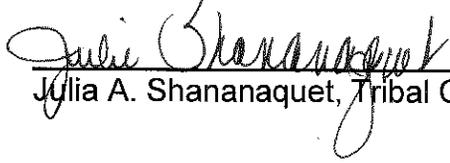
Vote: 7-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Keshick)

Motion carried.

#### **Next Scheduled Meeting April 9, 2015**

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

These Minutes have been read and approved as corrected:



Julia A. Shananaquet, Tribal Council Secretary

4-9-15

Date