

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
May 19, 2016  
Tribal Council Chambers  
7500 Odawa Circle  
Harbor Springs, MI 49740

Opening ceremony: Beatrice A. Law

Closed Session: Yes

Call to Order: Meeting was called to order at: 9:11 a.m.

Council Present: Secretary Aaron Otto, Treasurer Marcella Reyes, Councilor Frank Bernard, Councilor Beatrice Law, Councilor Dexter McNamara, Councilor Julia Shananaquet, Councilor Michael Naganashe

Absent: Legislative Leader position, Councilor David Harrington

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Legislative Office Manager Michele Portman-LaCount, Sr. Financial Analyst Stella Kay, Legislative Administrative Assistant Tamara Kiogima, General Counsel James Bransky

Executive Officials and Staff Present: Tribal Chair Regina Gasco Bentley

Judicial Officials and Staff: none

Public: Andrew Stich

Invited Guests: Kathy Twardy running for State Representative 107<sup>th</sup> District, Gaming Enterprise Board Chairperson Denise Petoskey, Odawa Casino Resort General Manager Eric McLester

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9:15 a.m. Councilor Harrington arrived.

Motion made by Councilor Law and supported by Councilor Shananaquet to dedicate this meeting in honor of those Tribal Citizens as noted that have walked on since January 1, 2016 (Albert James Colby, Jr., Lawrence Nelson Shananaquet, Allison Michelle Cabra, Herbert Leroy Kesick, Richard Joel Massey, Francis Allen Crossett, Patricia Lynn Dickinson, Peter Paul Dayson, Viola Vernice McNamara, Janet Louise Sagataw, Dillon Paul Dayson)

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Treasurer Reyes to adopt the agenda for May 19, 2016 as amended.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Harrington to approve the minutes of April 21, 2016 as corrected.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

**Kathy Twardy running for State Representative 107th District stopped by to introduce herself and provide an overview of her campaign platform.**

**10:11 a.m.** Motion made by Councilor Law and supported by Treasurer Reyes to go into closed session for confidential business matters.

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

Motion carried.

**10:38 a.m.** Motion made by Councilor Harrington and supported by Councilor Shananaquet to return to open session.

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

Motion carried.

**10:38 a.m. Councilor Naganashe left the meeting**

**10:38 a.m.** Break

**10:56 a.m.** Return

Motion made by Treasurer Reyes and supported by Councilor Law to accept the Gaming Enterprise Board Odawa Casino Resort verbal and written 1<sup>st</sup> Quarter Report for May 19, 2016.

Vote: 6 - Yes, 0 - No, 1 – Abstained (Councilor Harrington), 1 – Absent (Councilor Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor Shananaquet to accept the verbal and written Executive Oversight Report as presented by Chairperson Gasco Bentley for May 19, 2016.

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

Motion carried.

**Legislative Leader Report:** absent.

**Secretary Report:**

- i. Documents Delivered to Executive since last meeting:

*-Tribal Resolution #042116-01; Appropriation of supplemental Funding in the Amount of \$10,000 annually in calendar years 2016, 2017, and 2018 to Support the Gijigowi Anishinaabemowin Language Department's Native American Language Preservation and Maintenance: LTBB Anishinaabemowin Project. Submitted to the Executive on 04-26-16 and signed on 04-26-16.*

*-Tribal Resolution #042116-02; Supplemental Funding in the Amount of \$16,000 for Home Grown Project. Submitted to the Executive on 04-27-16 and signed on 04-27-16.*

*-Tribal Resolution #042116-03; Appropriation of Funds for the 2017 Fiscal Year Operating Budgets. Submitted to the Executive on 04-26-16 and is still pending.*

*-Tribal Resolution #042616-01; Support for Chippewa Ottawa Resource Authority Funding Request to BIA for Dockside Inspection Training.*

ii. Vetoes: none

iii. Phone Poll:

*04/26/16 Reason for Phone Poll: Motion to adopt Tribal Resolution #042616-01; Support for Chippewa Ottawa Resource Authority Funding Request to BIA for Dockside Inspection Training.*

*Vote: 7-yes, 0-no, 0-abstained, 1-absent (Councilor Shananaquet)*

Motion made by Treasurer Reyes and supported by Councilor Law to accept Secretary Otto's verbal and written as provided on the agenda for May 19, 2016.  
Vote: 7 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Naganashe)  
Motion carried.

### **Treasurer Report:**

i. Appropriations and Finance Committee update:

- 2017 Budget Hearings and April 12, 2016.
- Phone Polls- April 18, 2016-Motion to recommend Tribal Council adopt Tribal Resolution Appropriation of Funds for the 2017 Fiscal Year Operating Budgets.
- Recommendations for Tribal Council to pass:  
*Certified Motion #051916-01; Request for Funding from National Park Service Tribal Historic Preservation Fund Operations Grant FY 2016.*

*Certified Motion #051916-02; Funding from the Bureau of Indian Affairs IRR Tribal Transportation Program – Funding for FY 2016 Funds.*

*Certified Motion #051916-03; Request for Funding from the Great Lakes Fishery Commission Sea Lamprey Research.*

*Certified Motion #051916-04; Funding from the U.S. Department of Health and Human Services Indian Health Service – Sanitation Program Well & Septic Systems Contract BE-15-J53 Modification #02.*

*Certified Motion #051916-05; Funding from the U.S. Department of Health and Human Services Indian Health Service Little Traverse Bay Bands of Odawa Indians 2016 Annual Funding Agreement, Award Increase Mod 16-2.*

*Certified Motion #051916-06; Request for Funding from the United States Environmental Protection Agency, Little Traverse Bay Bands of Odawa Indians, Performance Partnership Grant 2017-2018.*

*Certified Motion #051916-07; Request for Funding from the Administration on Children, Youth and Families State and Tribal Indian Child Welfare Act Implementation Partnership Grants.*

*Certified Motion #051916-08; Request for Funding from the Substance Abuse and Mental Health Services Administration, Center for Substance Abuse Prevention Strategic Prevention Framework for Prescription Drugs.*

- Last Meetings: April 12, 2016 & May 10, 2016 at 1:00 pm
- Next Meeting: June 14, 2016 at 1:00 pm

Motion made by Councilor Law and supported by Councilor Shananaquet to accept the Treasurer Reyes' Appropriations and Finance Committee verbal and written report as provided on the Agenda for May 19, 2016.

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

Motion carried.

**Verbal update provided by Councilor Shananaquet regarding the U.S. District Attorney visit.**

**Tribal Council Travel Reports:** none.

Land and Reservation Committee update:

- Last Meetings: April 15, 2016 & May 13, 2016 at 9:00 a.m.
- Next Meeting: June 17, 2016 at 9:00 a.m.

Motion made by Councilor Law and supported by Councilor McNamara to accept Treasurer Reyes' verbal Land and Reservation Committee report for May 19, 2016.

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

Motion carried.

**11:45 a.m.** Public Comment opened:

- Andrew Stich spoke regarding Appellate Justice cases not starting on time; Tribal Council attendance at the S. Garrett Beck case; Tribal Council attendance at the Annual Community Meeting.

**11:51 a.m.** Public comment closed.

Ethics Committee:

- Last Meetings: April 11, 2016, May 9, 2016 & May 18, 2016
- Next Meeting: Special Meeting May 23, 2016 at 9:00 a.m. and June 16, 2016 at 9:00 a.m.

Motion made by Treasurer Reyes and supported by Councilor McNamara to accept the Ethics Committee verbal report as provided by Councilor Law for May 19, 2016.

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

Motion carried.

**11:58 a.m.** Lunch Break

**1:31 p.m.** Returned. Treasurer Reyes and Councilor Law absent

**1:34 p.m.** Treasurer Reyes and Councilor Law arrived

Motion made by Councilor Law and supported by Treasurer Reyes to accept Senior Financial Analyst Stella Kay's verbal and written report for May 19, 2016.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Law to accept Legislative Services Attorney Budnick's verbal and written report for May 19, 2016.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Treasurer Reyes to accept General Counsel Bransky's verbal report May 19, 2016.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

**2:25 p.m.** Recess

**2:39 p.m.** Returned

Motion made by Councilor Harrington and supported by Councilor Law to accept the Legislative Office Manager Portman-LaCount's verbal and written report for May 19, 2016.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

**3:02 p.m.** Public Comment opened: no comments.

**3:03 p.m.** Public Comment closed

Motion made by Councilor Shananaquet and supported by Treasurer Reyes to approve Tribal Council attendance to the Partners in Action July 19-21, 2016 in Sault Ste. Marie MI.

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

Motion carried.

Motion made by Secretary Otto and supported by Treasurer Reyes to approve (3) Tribal Councilors to attend the National Congress of American Indians Annual Conference October 9-14, 2016 in Phoenix AZ.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Secretary Otto and supported by Councilor Law to approve Certified Motion #051916-01; Request for Funding from National Park Service Tribal Historic Preservation Fund Operations Grant FY 2016.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Harrington and supported by Councilor Law to approve Certified Motion #051916-02; Funding from the Bureau of Indian Affairs Indian Reservation Roads Tribal Transportation Program – Funding for FY 2016 Funds.

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

Motion carried.

Motion made by Councilor Naganashe and supported by Treasurer Reyes to approve Certified Motion #051916-03; Request for Funding from the Great Lakes Fishery Commission Sea Lamprey Research.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Secretary Otto and supported by Councilor Naganashe to approve Certified Motion #051916-04; Funding from the U.S. Department of Health and Human Services Indian Health Service – Sanitation Program Well & Septic Systems Contract BE-15-J53 Modification #02.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Law and supported by Treasurer Reyes to approve Certified Motion #051916-05; Funding from the U.S. Department of Health and Human Services Indian Health Service Little Traverse Bay Bands of Odawa Indians 2016 Annual Funding Agreement, Award Increase Mod 16-2.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Naganashe and supported by Councilor Law to approve Certified Motion #051916-06; Request for Funding from the United States Environmental Protection Agency, Little Traverse Bay Bands of Odawa Indians, Performance Partnership Grant 2017-2018.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Law to approve Certified Motion #051916-07; Request for Funding from the Administration on Children, Youth and Families State and Tribal Indian Child Welfare Act Implementation Partnership Grants.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Naganashe and supported by Secretary Otto to approve Certified Motion #051916-08; Request for Funding from the Substance Abuse and Mental Health Services Administration, Center for Substance Abuse Prevention Strategic Prevention Framework for Prescription Drugs.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Treasurer Reyes to approve Tribal Council attendance at the Great Lakes Native American Conference in Mt. Pleasant Michigan August 10-12, 2016.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Law and supported by Councilor Shananaquet to post to Legislative Agenda in the Odawa Register Waganakising Odawak DRAFT Statute Office of Finance and Revenue.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor McNamara to amend the agenda to include the following: Odawa Economic Development

Management Inc. assignment and Leases of LTBB Trust Land Regulations, REG-WOS 2014-017 051916-004 and the change of the July work-session and meeting dates.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Harrington to assign Tamara Kiogima to the Odawa Economic Development Management Inc., for a 5-year term ending May 31, 2021 and amend the Charter to reflect the assignment.

Vote: 5 - Yes, 3 – No (Secretary Otto, Treasurer Reyes, Councilor Naganashe), 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Law to approve REG-WOS 2014-017 051916-004 Leases of LTBB Trust Land Regulations.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Treasurer Reyes to change the Tribal Council work-session and Tribal Council meeting from July 19th and 21st, respectively, to July 26th and July 28th.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

4:03 p.m. Motion made by Councilor Shananaquet and supported by Councilor Law to adjourn.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

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 written:

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Aaron Otto, Tribal Council Secretary

Date