

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Court Room
7500 Odawa Circle Harbor Springs, MI 49740
August 8, 2010

Closed Session: no

Call to Order: Meeting was called to order at: 9:03 a.m.

Opening Ceremony: moment of silence

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

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

Executive Officials and Staff Present: none

Guests: Bea Law, Richard Wemigwase, Frank Bernard, Angel Bernard

9:04 a.m. Treasurer Bott arrived.

Motion made by Councilor Bardwell and supported by Councilor Kiogima to adopt the agenda for August 8, 2010 with additions.

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

Motion carried.

9:19 a.m. Councilor Chingwa arrived.

Motion made by Legislative Leader Julie Shananaquet and supported by Secretary Gasco Bentley to approve the minutes of July 25, 2010 with correction.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Bardwell to approve the minutes of August 7, 2010 with corrections.

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

Motion carried.

Tribal Elder Comments: Bea Law spoke regarding contract health not paying bills, recent governmental employee reprimands and hires, the Tribal Chairman activities and the annual financial report.

Motion made by Councilor R. Shananaquet and supported by Councilor Bardwell to accept the Legislative Leader's verbal and written report with confidential items contained therein.

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

Motion carried.

Elder Comments: Richard Wemigwase regarding the Tribal Elder's Association resolution submitted for delegate approval to represent the Tribe.

10:17 a.m. Recess called.

10:30 a.m. Meeting reconvened.

Motion made by Councilor R. Shananaquet and supported by Treasurer Bott to accept the Secretary Gasco Bentley's verbal report for August 8, 2010.

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

Motion carried.

Motion made by Councilor Bardwell and supported by Councilor Mulholland to accept Treasurer Bott's verbal Treasurer/Appropriations and Finance Committee report for August 8, 2010.

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

Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Mulholland to adopt Tribal Resolution: Supplemental Funding for Gaming Board of Directors for an Additional \$25,000 for FY 2010.

Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Mulholland-yes, Councilor Kiogima-yes, Councilor R. Shananaquet-no, Councilor Otto-yes, Treasurer Bott-abstained, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-yes

Motion carried.

Motion made by Councilor Mulholland and supported by Councilor Kiogima to adopt Tribal Resolution: Supplemental Funding for Elders program for Food and Utility Assistance in the Amount of \$110,800 for FY 2010.

Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-no, Councilor Otto-yes, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-yes

Motion carried.

Motion made by Legislative Leader Julie Shananaquet and supported by Secretary Gasco Bentley to approve retaining Rehmann Robson to complete a review and assessment of LTBB's financial systems and practices and authorizes the Tribal Treasurer to sign such necessary documents for an amount not to exceed \$12,500 to come from Prior Year Funds and authorizes and requests the Tribal Chairman to administer his oversight authority to the extent necessary to ensure the appropriation of such funds.

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

Motion made by Councilor Bardwell and supported by Secretary Gasco Bentley to accept Councilor Kiogima's verbal Land and Reservation Committee Chairperson report for August 8, 2010.

Vote: 9 - Yes, 0 – No, 0 - Abstained, 0 - Absent
Motion carried.

Motion made by Councilor Kiogima and supported by Councilor R. Shananaquet to accept Councilor Mulholland's verbal report for August 8, 2010.

Vote: 9 - Yes, 0 – No, 0 - Abstained, 0 - Absent
Motion carried.

11:51 a.m. Public Comment: Bea Law thanked Tribal Council for approving the Gaming Board of Directors and Elder's Supplemental Fund. Bea also spoke regarding Surveillance, Regulatory and the Tribal Chairman affiliation with both.

11:57 a.m. Public Comment closed.

11:57 a.m. Lunch recess called.

1:37 p.m. Meeting resumed. Councilor Kiogima, Treasurer Bott, Councilor R. Shananaquet absent.

1:38 p.m. Councilor Kiogima, Treasurer Bott, Councilor R. Shananaquet arrived.

Motion made by Councilor Bardwell and supported by Councilor R. Shananaquet to accept the Legislative Services Attorney Budnick's verbal and written report for August 8, 2010.

Vote: 9 - Yes, 0 – No, 0 - Abstained, 0 - Absent
Motion carried.

Motion made by Legislative Leader Julie Shananaquet and supported by Councilor Bardwell to approve Request for funding from the U.S. Department of Health and Human Services, Administration on Aging (AoA), Title VI of the Older Americans Act, Part A – Grants for Native Americans Little Traverse Bay Bands of Odawa Indians Elders' Program.

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

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to approve Request for Funding from the Institute of Museum and Library Services, American Heritage Preservation Grants Little Traverse Bay Bands of Odawa Indians Heritage Preservation Grant.

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

Motion made by Secretary Gasco Bentley and supported by Councilor Otto to Funding from the U.S. Department of Health and Human Services Indian Health Service Pool Funds Little Traverse Bay Bands of Odawa Indians 2010 IHS Pool Funds for Facility Improvements.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Bardwell to Acceptance of funds as a sub grantee from the Inter-Tribal Council of Michigan U.S. Department of Health and Human Services Health Resources and Services Administration Healthy Start Program.

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

Motion carried.

Motion made by Councilor Bardwell and supported by Councilor Chingwa to Request for funds as a sub-grantee from the Inter-Tribal Council of Michigan Administration for Children and Families (ACF) Little Traverse Bay Bands of Odawa Indians Tribal Maternal, Infant, and Early Childhood Home Visiting Grant Program.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Legislative Leader Julie Shananaquet to approve Enrollment List A - Eligible for Citizenship dated July 20, 2010 for a total of 4.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Legislative Leader Julie Shananaquet to approve Enrollment List B – Declination Ineligible dated July 20, 2010 for a total of 1.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Bardwell to acknowledge the receipt of Enrollment List C – voluntary relinquishment dated July 20, 2010 for a total of 1.

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

Motion carried.

Motion made by Councilor Otto and supported by Councilor R. Shananaquet to acknowledge receipt of the Tribal Chairman report for August 8, 2010.

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

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Bardwell to pass the Waganakising Odawak Statute Open Meetings of the Tribal Council Statute

Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes, Councilor Otto-no, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-yes

Motion carried.

2:43 p.m. Recess called.

2:57 p.m. Meeting reconvened.

2:57 p.m. Public Comment opened: Frank Bernard spoke regarding the language program and his published book titled Cultural Inheritance.

3:03 p.m. Public Comment closed.

Motion made by Treasurer Bott and supported by Councilor Mulholland to approve Tribal Council members, Secretary Regina Gasco Bentley, Councilor Gerald V. Chingwa, and Legislative Leader Julie Shananaquet to be members of the Legal and Legislative Committee.

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

Motion carried.

Motion made by Legislative Leader Julie Shananaquet and supported by Secretary Gasco Bentley to approve the confidential document entitled "The Little Traverse Bay Bands of Odawa Indians Exchange Offer For 10.25% Senior Notes Due 2014 Summary Of Terms And Conditions" dated August 5, 2010 as submitted by Tim Kincaid of Fredericks, Peebles in accordance with Tribal Resolution 062710-01.

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

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Bardwell to post the Tribal Prosecutor Draft Statute to the Legislative Calendar.

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

Motion carried.

3:19 p.m. Motion made by Councilor R. Shananaquet and supported by Secretary Gasco Bentley 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

8-22-10
Date