

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

Closed Session: yes

Call to Order: Meeting was called to order at: 9:09 a.m.

Opening Ceremony: Moment of Silence

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

Absent: Councilor Gerald Chingwa, Councilor Rita Shananaquet

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

Executive Officials and Staff Present: Tribal Chairman Ken Harrington, Casino: General Manager David Wolf, Director of Finance Roger Borton

Public: Bea Law, Carol McFall, Ellie Barber, Alice Hughes, Richard Wemigwase, Rose Smalley, Sarah VanDeCar, Alice Yellowbank, Frank Bernard, Angel Bernard, Marcia Sutton, Denise Petoskey, Christine Peavey, Ellie Barber, Alice Hughes, Andrew Stich

Invited Guests: Christina Rohn from the Petoskey News Review

9:12 a.m. Councilor R. Shananaquet arrived.

Motion made by Councilor Bardwell and supported by Councilor R. Shananaquet to adopt the agenda for October 10, 2010 with additions.

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

Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Otto to approve the minutes of September 19, 2010 as corrected.

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

Motion carried.

9:19 a.m. Councilor Chingwa arrived.

Elder Comments: Bea Law spoke regarding her trip to the National Indian Conference on Aging (NICOA). Bea also spoke regard the Compensation

Statutes. Rose Smalley spoke regarding Election Board complaint she submitted to Tribal Council. Rose also spoke regarding raises in the posted Compensation Statute. Richard Wemigwase spoke on behalf of the Tribal Elder's Association requesting Tribal Council not lower the proposed age change for the Casino.

Motion made by Treasurer Bott and supported by Councilor R. Shananaquet to accept the Legislative Leader J. Shananaquet's verbal and written report for October 10, 2010.

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

Motion made by Councilor R. Shananaquet and supported by Councilor Mulholland to accept Treasurer Bott's verbal and written Treasurer and Appropriations and Finance Committee report for October 10, 2010 with confidential items contained therein.

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

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

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

Motion made by Councilor R. Shananaquet and supported by Treasurer Bott to accept Councilor Chingwa's verbal Legal and Legislative Committee Chairperson report for October 10, 2010.

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

Motion made by Councilor Kiogima and supported by Councilor Bardwell to accept the verbal report of the Constitutionally Mandated Rules of Conduct for Officials of Tribal Government Ethics Committee as presented by Councilor Otto Committee Chairperson for October 10, 2010.

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

10:44 a.m. Recess called.

11:04 a.m. Meeting reconvened.

Motion made by Legislative Leader Julie Shananaquet and supported by Secretary Gasco Bentley to accept Treasurer Bott's Tribal Council member verbal and written report for October 10, 2010.

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

Elders Comments: Ellie Barber spoke regarding the budget and posted compensation legislation.

11:12 a.m. Motion made by Councilor Otto and supported by Councilor R. Shananaquet to go into closed session for Confidential Business Matters-Casino.
Vote: 8 - Yes, 0 - No, 1 – Abstained (Treasurer Bott), 0 - Absent
Motion carried.

12:51 p.m. Motion made by Legislative Leader Julie Shananaquet and supported by Councilor R. Shananaquet to return to open session.
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent
Motion carried.

12:51 p.m. Public Comment: no comments.
12:51 p.m. Public Comment closed.

12:58 p.m. Lunch Recess called until 2:00 p.m.
2:11 p.m. Meeting reconvened.

2:20 p.m. Councilor R. Shananaquet arrived.

Motion made by Councilor R. Shananaquet and supported by Councilor Bardwell to accept the Legislative Services Attorney Budnick's verbal and written report for October 10, 2010.
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent
Motion carried.

3:03 p.m. Public Comment Opened: Christine Peavey spoke regarding training for Law Enforcement.
3:06 p.m. Public Comment closed.

Motion made by Secretary Gasco Bentley and supported by Councilor Mulholland to pass Waganakising Odawak Statute Gaming Regulatory.
Roll Call vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-absent, Councilor Otto-no, Treasurer Bott-abstain, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-yes
Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Bardwell to acknowledge receipt of the Tribal Chairman Ken Harrington's report for October 10, 2010.
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent
Motion carried.

3:40 p.m. Recess called.
3:55 p.m. Meeting Reconvened.

Motion made by Councilor Chingwa and supported by Councilor Kiogima to adopt Tribal Resolution: Funding from the U.S. Department of Housing and

Urban Development FY 2010 Indian Community Development Block Grant Program Little Traverse Bay Bands of Odawa Indians Community Facilities Museum Project.

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-no, Legislative Leader Julie Shananaquet-no

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Legislative Leader Julie Shananaquet to approve Enrollment List A - Eligible for Citizenship dated October 4, 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 October 4, 2010 for a total of 6.

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 Judiciary Branch in the Amount of \$33,000.00 for Fiscal Year 2010 to come from Prior Period Funds.

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

Motion carried.

Motion made by Legislative Leader Julie Shananaquet and supported by Secretary Gasco Bentley to adopt Tribal Resolution: Providing for Priority Funding Allocation for 2012 Fiscal Year.

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 Councilor Mulholland and supported by Councilor Chingwa to approve Wilmington Trust as Trustee and the following confidential documents as submitted to Tribal Council by the Legislative Services Attorney Budnick on October 10, 2010: Letter of Agreement with DF King & Co., Inc.; Dealer Management Agreement; Offering Circular and Consent Solicitation Statement, and Exchange Agreement along with Exhibits and shall be signed in accordance with Tribal Resolution 062710-01.

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

Motion carried.

4:30 p.m. Motion made by Secretary Gasco Bentley and supported by Councilor R. Shananaquet to adjourn.

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

Motion carried.

These Minutes have been read and approved as written:

Regina Gasco Bentley, Tribal Council Secretary 10-24-10
Date