

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Court Room
7500 Odawa Circle Harbor Springs, MI 49740
September 19, 2010

Closed Session: yes

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

Opening Ceremony: Melvin L. Kiogima

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

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

Executive Officials and Staff Present: Vice-Chairman Dexter McNamara

Guests: Bill Denemy

9:13 a.m. Councilor R. Shananaquet arrived.

Motion made by Treasurer Bott and supported by Councilor Chingwa to adopt the agenda for September 19, 2010 with additions.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Bardwell to approve the minutes of September 12, 2010 with corrections.

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

Motion carried.

Elder Comments: Bill Denemy thanked Tribal Council for the Elder's Association funding. Bill also spoke in support of the Sobriety Feast.

Motion made by Councilor Bardwell and supported by Councilor R. Shananaquet to accept Legislative Leader J. Shananaquet's report for September 19, 2010.

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

Motion carried.

Secretary Gasco Bentley FYI update regarding Tribal Council signed Legislation and Resolutions.

Motion made by Councilor R. Shananaquet and supported by Councilor Chingwa to accept Treasurer Bott's Appropriations and Finance Committee verbal report for September 19, 2010.

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

Motion carried.

10:30 a.m. Motion made by Councilor Bardwell and supported by Treasurer Bott to go into closed session for legal purposes.

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

Motion carried.

10:48 a.m. Motion made by Councilor Kiogima and supported by Councilor R. Shananaquet to return to open session.

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

Motion carried.

10:49 a.m. Motion made by Councilor Kiogima and supported by Councilor R. Shananaquet to go into closed session for legal purposes.

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

Motion carried.

11:11 a.m. Motion made by Councilor R. Shananaquet and supported by Councilor Bardwell to return to open session.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Otto, Councilor R. Shananaquet)

Motion carried.

11:13 a.m. Recess called.

11:24 a.m. Meeting reconvened.

11:53 a.m. Public Comment opened: No comments.

11:53 a.m. Public Comment closed.

Motion made by Councilor R. Shananaquet and supported by Councilor Bardwell to accept Land and Reservation Committee Chairperson Kiogima's verbal and written report with confidential information contained therein.

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

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Chingwa to adopt Tribal Resolution: Request for Trust Acquisition Bear Creek Township, Emmet County Michigan.

Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Kiogima-yes, Councilor Mulholland-yes, Councilor R. Shananaquet-yes, Councilor Otto-absent, Treasurer Bott-abstain, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-yes

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Treasurer Bott to authorize the Land and Reservation Committee to pursue and accept the donation of property #36.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Bardwell to authorize the Land and Reservation Committee to move forward performing further due diligence on parcel # 37 and return the assessment to Tribal Council.

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

Motion carried.

12:09 p.m. Lunch Recess Called.

1:34 p.m. Meeting reconvened.

1:35 p.m. Motion made by Councilor Bardwell and supported by Councilor Mulholland to go into closed session for confidential business matters casino.

Vote: 7 - Yes, 0 - No, 1 - Abstained (Treasurer Bott), 1 - Absent (Councilor Otto)

Motion carried.

2:22 p.m. Motion made by Councilor R. Shananaquet and supported by Councilor Mulholland to return to open session.

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

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Kiogima to accept the Legal and Legislative Committee update presented by Committee Chair Chingwa.

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

Motion carried.

2:51 p.m. Recess called.

3:05 p.m. Meeting reconvened.

3:06 p.m. Public Comment opened: No comments.

3:06 p.m. Public Comment closed.

Motion made by Councilor R. Shananaquet and supported by Treasurer Bott to accept Councilor Bardwell's Tribal Council member verbal and written report regarding Michigan Indian Tuition Waiver meeting on September 15, 2010 in Mt. Pleasant, Michigan.

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

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Secretary Gasco Bentley to accept Legislative Services Attorney Budnick's verbal report for September 19, 2010.

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

Motion carried.

4:00 p.m. Councilor Mulholland left the meeting.

Motion made by Councilor R. Shananaquet and supported by Councilor Bardwell to acknowledge receipt of the Tribal Chairman written report for September 19, 2010.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Otto, Councilor Mulholland)

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Bardwell to approve: Request for Funding from Honor the Earth, in Partnership with the Tides Foundation, Building Resilience Grant Little Traverse Bay Bands of Odawa Indians FY 2010 Honor the Earth Energy Conservation Initiative.

Vote: 5 - Yes, 2 - No (Legislative Leader Julie Shananaquet, Councilor R. Shananaquet), 0 - Abstained, 2 - Absent (Councilor Otto, Councilor Mulholland)

Motion carried.

Motion made by Councilor Chingwa and supported by Secretary Gasco Bentley to adopt Tribal Resolution: Funding Renewal from the U.S. Department of Health and Human Services Indian Health Service Little Traverse Bay Bands of Odawa Indians Annual Funding Agreement.

Roll Call Vote: Councilor Bardwell-yes, Councilor Chingwa-yes, Councilor Kiogima-yes, Councilor Mulholland-absent, Councilor R. Shananaquet-yes, Councilor Otto-absent, Treasurer Bott-yes, Secretary Gasco Bentley-yes, Legislative Leader Julie Shananaquet-yes

Motion carried. Adopt

Motion made by Secretary Gasco Bentley and supported by Councilor R. Shananaquet to approve Enrollment List – B Declination (Ineligible) dated September 13, 2010 for a total of 2.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Otto, Councilor Mulholland)

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Chingwa to post the Waganakising Odawak Statute Constitutionally Mandated Compensation for Tribal Council Members, Waganakising Odawak Statute Constitutionally Mandated Compensation for Election Board, Waganakising Odawak Statute Constitutionally Mandated Compensation for Tribal Chairman and Tribal Vice-Chairman, Waganakising Odawak Statute Constitutionally Mandated Compensation for Tribal Prosecutor and Waganakising Odawak Statute Constitutionally Mandated Compensation for Judges and Justices.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Otto, Councilor Mulholland)

Motion carried.

4:36 p.m. Motion made by Treasurer Bott and supported by Councilor Bardwell to adjourn.
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Otto, Councilor Mulholland)
Motion carried.

These Minutes have been read and approved as corrected:

Regina Gasco Bentley, Tribal Council Secretary

10-11-10
Date