

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
Tribal Court Room  
7500 Odawa Circle  
Harbor Springs, MI 49740  
August 21, 2011

Closed Session: yes

Call to Order: Meeting was called to order at: 9:16 a.m.

Opening Ceremony: Moment of Silence

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

Absent: 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

Public: Sarah VanDeCar, Rose Smalley, Nancy Kiogima

Invited Guests: none

---

Motion made by Treasurer Bott and supported by Councilor Otto to adopt the agenda with additions for August 21, 2011.

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

Motion carried.

Motion made by Legislative Leader J. Shananaquet and supported by Councilor Bardwell to approve the minutes of August 7, 2011 as presented.

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

Motion carried.

Elder Comments: Rose Smalley spoke regarding the Amendment to Fair Employment Draft Statute and Tribal Council having better communication with the new Executive. Sarah VanDeCar spoke in support of Rose's comment regarding Tribal Preference.

Motion made by Secretary Gasco Bentley and supported by Councilor Bardwell to accept the verbal and written Legislative Leader J. Shananaquet report for August 21, 2011.

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

Motion made by Legislative Leader J. Shananaquet and supported by Treasurer Bott to accept Secretary Gasco Bentley's verbal report for August 21, 2011.

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

Motion made by Legislative Leader J. Shananaquet and supported by Secretary Gasco Bentley to bring back for a second interview Harley Luplow, Barry Crowell and Stella Kay for the position of Director of Treasury on September 10, 2011.

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

Motion made by Councilor Bardwell and supported by Councilor Otto to accept Treasurer Bott's verbal and written report for August 21, 2011.

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

10:14 a.m. Councilor Rita Shananaquet arrived.

Motion made by Councilor R. Shananaquet and supported by Treasurer Bott to accept Councilor Chingwa's verbal Legal and Legislative Committee report for August 21, 2011.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent  
Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Mulholland that Tribal Council request Councilor Chingwa to continue to serve on Tribal Council until such time that final determination by the Tribal Court is made regarding 4<sup>th</sup> Tribal Council seat.

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

10:51 a.m. Recess called.

11:02 a.m. Meeting reconvened.

Motion made by Councilor R. Shananaquet and supported by Secretary Gasco Bentley to accept Councilor Bardwell's verbal and written travel report for August 21, 2011

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

Motion made by Leader J. Shananaquet and supported by Treasurer Bott to accept Secretary Gasco Bentley's verbal Tribal Council member travel report for August 21, 2011.

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

Motion carried.

Motion made by Councilor Bardwell and supported by Treasurer Bott to accept Councilor Kiogima's verbal Tribal Council member travel report for August 21, 2011.

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

Motion carried.

Gaming Authority Committee update received from Committee Chairperson Aaron Otto and Committee member Rita Shananaquet.

Motion made by Legislative Leader J. Shananaquet and supported by Councilor Bardwell to accept Legislative Services Attorney Budnick's report verbal report for August 21, 2011.

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

Motion carried.

11:41 a.m. Public Comment opened: Rose Smalley supported diversity in economic development.

11:42 a.m. Public Comment closed.

Motion made by Secretary Gasco Bentley and supported by Legislative Leader J. Shananaquet to acknowledge the receipt of the Election Boards nominations for a total of two (2) and the Gaming Regulatory Commission for a total of four (4).

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

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Bardwell to approve Certified Motion: Request for funds as a sub-grantee from the Inter-Tribal Council of Michigan, U.S. Department of Health and Human Services Affordable Care Act: Tribal Personal Responsibility Education Program for Teen Pregnancy Prevention (PREP) Little Traverse Bay Bands of Odawa Indians PREP for Teen Pregnancy Prevention Project.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor R. Shananaquet to approve Certified Motion: Request for Funding from the United States Fish and Wildlife Service, Little Traverse Bay Bands of Odawa Indians Natural Resources Department 2012 Tribal Wildlife Grant.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor R. Shananaquet to approve Certified Motion: Approval of the Memorandum of Understanding: Cancer Incidence in American Indian Populations in Michigan Between the Little Traverse Bay Bands of Odawa Indians and the Inter-Tribal Council of Michigan.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor R. Shananaquet to approve Memorandum of Understanding Between the Little Traverse Bay Bands of Odawa Indians and The Inter-Tribal Council of Michigan to support the activities under the Cancer Data Analysis Project funded by the Michigan Department of Community Health – Cancer Registry Department.

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

Motion carried.

Motion made by Legislative Leader J. Shananaquet and supported by Secretary Gasco Bentley to approve Certified Motion: Request for Funding from the U.S. Department of Transportation, Federal Transit Administration, Public Transportation on Indian Reservations Program; Tribal Transit Program Little Traverse Bay Bands of Odawa Indians FY 2011 Tribal Transit Start-Up Project.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor R. Shananaquet to acknowledge receipt of List C - Voluntary Relinquishment dated August 12, 2011 for a total of 1.

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

Motion carried.

12:03 Lunch recess called.

1:40 p.m. Meeting reconvened.

1:42 p.m. Motion made by Councilor Otto and supported by Councilor Chingwa to go into closed session for legal.

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

Motion carried.

2:16 p.m. Motion made by Treasurer Bott and supported by Legislative Leader J. Shananaquet to return to open session.

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

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Chingwa to update the posting of the of the revised Little Traverse Bay Bands of Odawa Indians Waganakising Representative to Michigan Anishnaabeg Cultural Preservation and Repatriation Alliance (MACPRA) and Native American Graves Protection And Repatriation Act (NAGPRA).

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

Motion made by Treasurer Bott and supported by Councilor R. Shananaquet to  
table the rescission of Rescission of Waganakising Odawak Statute 2001-08  
Continued Service of Commissioners.

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

Motion made by Legislative Leader J. Shananaquet and supported by Treasurer  
Bott to adopt: Tribal Resolution: Rescission and Repeal of Outdated Resolutions  
for the year of 1998.

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

2:56 p.m. Recess called.

3:21 p.m. Meeting reconvened.

Motion made by Councilor Bardwell and supported by Councilor R. Shananaquet  
to update the posting of the revised Amendment to 2008-011 Fair Employment.

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

4:43 p.m. Motion made by Treasurer Bott and supported by Councilor R.  
Shananaquet to adjourn.

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

These Minutes have been read and approved as corrected:

---

Regina Gasco Bentley, Tribal Council Secretary

9-11-11  
Date