

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
Tribal Court Room  
7500 Odawa Circle Harbor Springs, MI 49740  
July 24, 2011

Closed Session: yes

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, Treasurer John Bott, Councilor Belinda Bardwell, Councilor Aaron Otto, Councilor Melvin L. Kiogima, Councilor Rita Shananaquet, Councilor Marvin Mulholland

Absent: Councilor Gerald V. Chingwa

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

Executive Officials and Staff Present: Tribal Chairman Ken Harrington

Public: William McMillan

Invited Guests: Casino: General Manager David Wolf, Hospitality Director Michael Bodjiak, Human Resource Director Melissa Richards, Finance Director Roger Borton, Director of Facilities Barry Laughlin, Slot Director Frank Kersh

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9:07 p.m. Councilor Chingwa arrived.

Motion made by Secretary Gasco Bentley and supported by Councilor Chingwa to adopt the agenda for July 24, 2011 with changes.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Kiogima to approve the minutes of July 10, 2011 as presented.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor R. Shananaquet to accept Legislative Leader J. Shananaquet's verbal and written report for July 24, 2011.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor R. Shananaquet to accept Secretary Gasco Bentley's verbal report for July 24, 2011.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Legislative Leader Julie Shananaquet to accept Treasurer Bott's verbal report for July 24, 2011.

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

Motion carried.

9:44 a.m. Recess called.

9:56 a.m. Meeting reconvened.

10:06 a.m. Motion made by Legislative Leader J. Shananaquet and supported by Councilor Chingwa to go into closed session for confidential business matters.

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

Motion carried.

11:15 a.m. Motion made by Councilor Mulholland and supported by Councilor R. Shananaquet to return to open session.

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

Motion carried.

11:45 a.m. Public Comment opened: William McMillan spoke regarding unemployment compensation and employee health related employment terminations at the casino.

11:56 a.m. Public Comment closed.

Motion made by Councilor R. Shananaquet and supported by Councilor Kiogima to accept the Gaming Authority Commission report as presented by Gaming Authority Commission member Councilor Otto.

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

Motion carried.

Motion made by Councilor R. Shananaquet and supported by Secretary Gasco Bentley to acknowledge receipt of the Casino 2<sup>nd</sup> Quarter Report as presented by Casino General Manager David Wolf.

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

Motion carried.

12:00 p.m. Lunch recess called.

1:33 p.m. Meeting reconvened.

Motion made by Councilor R. Shananaquet and supported by Treasurer Bott to acknowledge Waganakising Odawa Development, Inc. Corporate Charter Quarterly Report for July 24, 2011.

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

Motion carried.

Motion made by Legislative Leader J. Shananaquet and supported by Councilor Kiogima to go into closed session for legal and confidential business matters.  
Vote: 6 - Yes, 2 – No (Councilor R. Shananaquet, Secretary Gasco Bentley), 0 - Abstained, 1 – Absent (Councilor Otto)  
Motion carried.

3:17 p.m. Motion made by Councilor Bardwell and supported by Treasurer Bott 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 accept the Land and Reservation Committee verbal and written report as presented by Committee Chairperson Kiogima for July 24, 2011.  
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 – Absent  
Motion carried.

Motion made by Councilor Kiogima and supported by Legislative Leader J. Shananaquet to clarify the property listed under Waganakising Odawa Statute 2009-024, Odawa Economic Development Management Statute, as a Commercial site located at 1966 US 131 South, Petoskey, Michigan, which includes the entire "Parcel A" as depicted and described in the survey prepared by Benchmark Engineering on July 7, 2011, File R11098TPSMV2.GXD, Job # 11-098.  
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 – Absent  
Motion carried.

Motion made by Councilor Kiogima and supported by Legislative Leader J. Shananaquet to approve the amended Government Complex Site Plan dated 7/20/11, which includes a playground area, which will be approximately 100' x 115', on the north side of the Government Administration Building.  
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 – Absent  
Motion carried.

3:31 p.m. Public Comment opened: no comments.  
3:31 p.m. Public Comment closed.

3:31 p.m. Recess called.  
3:41 p.m. Meeting reconvened.

Motion made by Councilor R. Shananaquet and supported by Secretary Gasco Bentley to accept the Legal and Legislative Committee Report as presented by Committee Chairperson Chingwa for July 24, 2011.  
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 – Absent  
Motion carried.

Motion made by Councilor R. Shananaquet and supported by Councilor Bardwell to override Executive VETO of Waganakising Odawak Statute Stalking, PPO, Violations, and Criminal Offenses Statute.

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

Motion carried.

Rules of Conduct: Ethics Committee has nothing to report.

4:23 p.m. Motion made by Treasurer Bott and supported by Councilor Kiogima to go into closed session for legal.

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

Motion carried.

5:00 p.m. Motion made by Legislative Leader J. Shananaquet and supported by Councilor R. 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 Treasurer Bott to acknowledge receipt of the Chairman's report for July 24, 2011.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Treasurer Bott Approval for Grant Agreement between the Michigan Department of Community Health and the Little Traverse Bay Bands of Odawa Indians Public Health Preparedness and Response for Bioterrorism.

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 the Sex Offender Registration and Notification Policy POL-ADM WOS 2001-007 02211-002

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Legislative Leader J. Shananaquet to acknowledge Enrollment List C Voluntary

Relinquishment dated July 22, 2011 for total of 1.

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

Motion carried.

Motion made by Legislative Leader Julie Shananaquet and supported by Treasurer Bott to table the Tribal Internal Minimum.

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

Motion carried.

Motion made by Legislative Leader J. Shananaquet and supported by Treasurer Bott to accept the resignation of Bill Denemy, Jr. from the Child Welfare Commission.

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 adopt Tribal Resolution: Rescission and Repeal of Outdated Resolutions for the year of 1991.

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

Motion carried.

Motion made by Legislative Leader J. Shananaquet and supported by Secretary Gasco Bentley to adopt Tribal Resolution: Rescission and Repeal of Outdated Resolutions for the year of 1994.

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

Motion carried.

Motion made by Legislative Leader J. Shananaquet and supported by Secretary Gasco Bentley to adopt Tribal Resolution: Rescission and Repeal of Outdated Resolutions for the year of 1995.

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

Motion carried.

Motion made by Legislative Leader J. Shananaquet and supported by Secretary Gasco Bentley to pass Tribal Resolution: Rescission and Repeal of Outdated Resolutions for the year of 1996.

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

Motion carried.

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

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

Motion carried.

Motion made by Legislative Leader J. Shananaquet and supported by Secretary Gasco Bentley to adopt Tribal Resolution: Rescission and Repeal of Outdated Resolutions for the year of 1999.

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

Motion carried.

Motion made by Legislative Leader J. Shananaquet and supported by Secretary Gasco Bentley to adopt Tribal Resolution: Rescission and Repeal of Outdated Resolutions for the year of 2000.

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

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Bardwell to acknowledge receipt of the Odawa Economic Development Managements Inc., 2<sup>nd</sup> Quarter 2011 Report.

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

Motion carried.

5:16 p.m. Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to adjourn.

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

Motion carried.

These Minutes have been read and approved as written:

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Regina Gasco Bentley, Tribal Council Secretary

8-7-11

Date