

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
Tribal Court Room  
7500 Odawa Circle Harbor Springs, MI 49740  
March 6, 2011

Closed Session: yes

Call to Order: Meeting was called to order at: 9:02 a.m.

Opening Ceremony: Moment of Silence

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

Absent: Councilor Melvin L. Kiogima, Councilor Rita Shananaquet

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

Executive Officials and Staff Present: Vice-Chairman Dexter McNamara

Public: Cathy Portman Bradley, Bea Law, Yvonne McShane, Doug Emery, John Keshick

Invited Guests: John Taylor

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Motion made by Councilor Bardwell and supported by Treasurer Bott to adopt the agenda for March 6, 2011 as with additions.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

Motion made by Legislative Leader J. Shananaquet and supported by Treasurer Bott to approve the minutes of February 20, 2011 as presented.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

Motion made by Councilor Bardwell and supported by Legislative Leader J. Shananaquet to approve the minutes of March 5, 2011 as corrected.

Vote: 6 - Yes, 1 – No (Councilor Otto), 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

Elder Comment: no comments.

Motion made by Secretary Gasco Bentley and supported by Councilor Bardwell to accept Legislative Leader J. Shananaquet's verbal and written report for March 6, 2011 with confidential items contained therein.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

Motion made by Treasurer Bott and supported by Legislative Leader J. Shananaquet to accept Secretary Gasco Bentley's verbal report for March 6, 2011.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Councilor Kiogima, Councilor R. Shananaquet, Councilor Bardwell)

Motion carried.

Motion made by Councilor Mulholland and supported by Councilor Bardwell to accept Treasurer Bott's Treasurer and Appropriations and Finance Committee report for March 6, 2011.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

No report for Land and Reservation Committee as the last meeting was cancelled.

Motion made by Councilor Mulholland and supported by Treasurer Bott to accept the Legal and Legislative Committee report as presented by Committee Chairperson Councilor Chingwa.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

Motion made by Councilor Mulholland and supported by Secretary Gasco Bentley to accept the Ethics Committee verbal report as presented by Councilor Otto for March 6, 2011.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

9:50 a.m. Motion made by Councilor Otto and supported by Councilor Mulholland to go into closed for confidential business-Casino.

Vote: 7 - Yes, 0 - No, 1 – Abstained (Treasurer Bott), 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

9:59 a.m. Motion made by Councilor Otto and supported by Councilor Mulholland to return to open session.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

Motion made by Treasurer Bott and supported by Secretary Gasco Bentley to accept the Gaming Authority Commission verbal report as presented by Councilor Otto for March 6, 2011.

Vote: 6 - Yes, 0 - No, 1 – Abstained (Treasurer Bott), 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

Motion made by Legislative Leader J. Shananaquet and supported by Councilor Bardwell to acknowledge receipt of the Gaming Authority Commission 4<sup>th</sup> Quarter Casino Report as presented by Casino General Manager David Wolf on February 20, 2011.

Vote: 6 - Yes, 0 - No, 1 – Abstained (Treasurer Bott), 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

Motion made by Legislative Leader J. Shananaquet and supported by Councilor Bardwell to accept Legislative Services Attorney Budnick's verbal and written report for March 6, 2011.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Mulholland to approve the release of the Little Traverse Bay Bands of Odawa Indians Additional Details of Financial Restructuring and Summary Description of New Notes.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

10:24 a.m. Recess called.

10:37 a.m. Meeting reconvened.

Motion made by Legislative Leader J. Shananaquet and supported by Secretary Gasco Bentley to acknowledge Receipt of the Tribal Chairman verbal and written report as presented by Vice-Chairman Dexter McNamara for March 6, 2011.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Chingwa to table until clarification is received from the Executive the Tribal Resolution Request for Funding from the Administration for Children and Families, Administration for Native Americans (ANA), Social and Economic Development Strategies (SEDS) – Tribal Governance Little Traverse Bay Bands of Odawa Indians Tribal Council Technology Systems Project.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)  
Motion carried.

Motion made by Secretary Gasco Bentley and supported by Legislative Leader J. Shananaquet to approve enrollment List A - Eligible for Citizenship dated February 23, 2011 for a total of 11.  
Vote: 6 - Yes, 1 – No (Councilor Chingwa), 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)  
Motion carried.

Motion made by Secretary Gasco Bentley and supported by Legislative Leader J. Shananaquet to approve Enrollment List B - Declination Ineligible dated February 23, 2011 for a total of 2.  
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Mulholland, Councilor R. Shananaquet)  
Motion carried.

Motion made by Councilor Otto and supported by Councilor Bardwell to acknowledge receipt of Waganakising Odawa Development Inc., Corporate Charter 2010 Fourth Quarter report as presented by Bea Law.  
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)  
Motion carried.

Motion made by Councilor Bardwell and supported by Councilor Chingwa to post the Accounting Statute to the Legislative Calendar.  
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)  
Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Bardwell to post the Office of Treasury to the Legislative Calendar.  
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)  
Motion carried.

Motion made by Treasurer Bott and supported by Councilor Chingwa to post Enjinaaknegeng Statute to the Legislative Calendar.  
Vote: 6 - Yes, 1 – No (Councilor Otto), 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)  
Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Bardwell to post the Sex Offender Registration and Notification Statute to the Legislative Calendar.  
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

11:34 a.m. Public Comment opened: Bea Law spoke regarding oversight of Executive Departments and wanted to know if the United Tribes of Michigan dues have been paid. Cathy Portman Bradley spoke regarding the Executive Wage Grid. Yvonne McShane thanked Tribal Council for not using acronyms on the agenda.

11:43 a.m. Public Comment closed.

11:43 a.m. Motion made by Councilor Bardwell and supported by Secretary Gasco Bentley to go into closed session for confidential business matters.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Councilor Kiogima, Councilor R. Shananaquet, Councilor Otto)

Motion carried.

11:58 a.m. Motion made by Councilor Otto and supported by Treasurer Bott to return to open session.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

12:04 p.m. Lunch recess called.

1:33 p.m. Meeting reconvened.

1: 54 p.m. Councilor Kiogima arrived.

Motion made by Legislative Leader J. Shananaquet and supported by Councilor Bardwell to accept the Executive Nomination of James Genia for Appellate Justice and request the Executive provide a background qualification report. Date of Nominee interview will be determined

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

Motion made by Legislative Leader J. Shananaquet and supported by Councilor Bardwell to follow the requirements of Section I. of the Nomination for Judges, Justices and Prosecutors Policy and Procedures and upon completion and receipt of such information, the Tribal Council shall set a date for an interview of the nominee of James Genia for Appellate Justice at the next work session.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

2:02 p.m. Motion made by Secretary Gasco Bentley and supported by Treasurer Bott to go into closed session for Personnel.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

3:10 p.m. Motion made by Legislative Leader J. Shananaquet and supported by Councilor Bardwell to return to open session.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Kiogima, Councilor R. Shananaquet)

Motion carried.

3:12 p.m. Public Comment opened: Doug Emery spoke regarding his Human Resource communication.

3:23 p.m. Public Comment closed.

3:26 p.m. Recess called.

3:35 p.m. Meeting reconvened.

3:38 p.m. Motion made by Secretary Gasco Bentley and supported by Councilor Mulholland to adjourn.

Vote: 6 - Yes, 1 - No (Councilor Otto), 0 - Abstained, 2 - Absent (Councilor Mulholland, Councilor R. Shananaquet)

Motion carried.

These Minutes have been read and approved as written:

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Regina Gasco Bentley, Tribal Council Secretary

3-20-11

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Date