

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Court Room
7500 Odawa Circle
Harbor Springs, MI 49740
September 25, 2011

Closed Session: yes

Call to Order: Meeting was called to order at: 9:00 a.m.

Opening Ceremony: Rochelle Ettawageshik

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

Absent: none

Afternoon Session Council Present: Legislative Leader, Gerald V. Chingwa, Secretary Regina Gasco Bentley, Treasurer John Bott, Councilor Belinda Bardwell, Councilor Aaron Otto, Councilor Melvin L. Kiogima, Councilor Kevin Gasco, Councilor Winnay Wemigwase, Councilor Bill A. Denemy, Jr.,

Absent none:

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

Executive Officials and Staff Present: Tribal Chairman Dexter McNamara, Vice Chairperson Julie Shananaquet

Public: Rochelle Ettawageshik, Doug Emery, Bea Law, Kevin Gasco, Deborah DeLeon, Carol Quinones, Yvonne McShane, Beverly Wemigwase, Diane Bott, Neewin Wemigwase, Annette VanDeCar, Sarah VanDeCar, Andrew Stich, Steve Sochay, Jon Shawa, Alice Hughes, Ricky Norberg, Denise Petoskey, Barry Laughlin, Barb Laughlin

Invited Guests: none

Motion made by Councilor Shananaquet and supported by Treasurer Bott to adopt the 9:00 a.m. General Session agenda for September 25, 2011 with changes.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Kiogima to approve the minutes of September 11, 2011 as presented.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Shananaquet to appoint Beverly Wemigwase to the Gaming Regulatory Commission for a 4-yr-term beginning September 25, 2011 ending September 21, 2015.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to appoint Cathy Bradley to the Gaming Regulatory Commission for a 3-yr term beginning September 25, 2011 ending September 21, 2014.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to appoint Rochelle Ettawageshik to the Child Welfare Commission for a 3-yr term beginning September 21, 2011 ending September 21, 2014.

Vote: 8 - Yes, 0 – No, 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Shananaquet to appoint Steve Sochay to the Child Welfare Commission for a 2-yr term beginning September 21, 2011 ending September 21, 2013.

Vote: 7 - Yes, 1 – No Councilor Kiogima, 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Shananaquet to appoint Christine Shomin to the Election Board for a 4-yr term beginning September 25, 2011 ending September 21, 2015.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Treasurer Bott to appoint Merle Carson to the Election Board for a 4-yr term beginning 2011 ending 2015.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Shananaquet to appoint Frederick Holdorph to the Natural Resources Commission for a 4-yr term beginning September 25, 2011 ending September 21, 2015.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Mulholland to appoint Kevin Gasco to Tribal Council for a term ending in 2013.
Vote: 7 - Yes, 0 - No, 1 – Abstained (Councilor Chingwa), 0 – Absent
Motion carried.

Motion made by Councilor Shananaquet and supported by Treasurer Bott to accept Legislative Leader Chingwa's verbal report for September 25, 2011.
Vote: 8 - Yes, 0 - No, 0- Abstained, 0 – Absent
Motion carried.

Motion made by Treasurer Bott and supported by Councilor Shananaquet to accept Secretary Gasco Bentley's verbal report for September 25, 2011.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent
Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Bardwell to accept Treasurer Bott's verbal Treasurer and Appropriations and Finance Committee report for September 25, 2011.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent
Motion carried.

Motion made by Treasurer Bott and supported by Councilor Bardwell to approve the appropriation of the budgeted amounts of \$50,000 for FY2011 and \$170,000 for FY2012 for purposes of setting up the Office of Treasury to come from prior year funds.
Vote: 7 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Shananaquet)
Motion carried.

10:16 a.m. Recess called.
10:29 a.m. Meeting reconvened.

Motion made by Treasurer Bott to approve the arrangements within the confidential memo sent by Legislative Attorney Donna Budnick dated September 19, 2011.
Motion withdrawn.

Motion made by Treasurer Bott and supported by Councilor Bardwell to add a closed session to the September 25, 2011 agenda.
Vote: 7 - Yes, 1 – No (Councilor R. Shananaquet), 0 - Abstained, 0 – Absent
Motion carried.

10:45 a.m. Motion made by Councilor Otto and supported by Councilor Mulholland to go into closed session for personnel.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 0 – Absent
Motion carried.

10:55 a.m. Motion made by Councilor Mulholland and supported by Councilor Shananaquet to return to open session.

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

Motion made by Councilor Otto and supported by Councilor Shananaquet to recommend Tribal Council approve the arrangements within the confidential memo sent by Legislative Attorney Donna Budnick dated September 19, 2011 regarding the offer for Director of Treasurer.

Vote: 4 - Yes, 4 – No (Councilor Mulholland, Councilor Bardwell, Councilor Kiogima, Secretary Gasco Bentley), 0 - Abstained, 0 – Absent
Motion failed.

11:01 a.m. Motion made by Councilor Shananaquet and supported by Councilor Mulholland to adjourn.

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

Motion made by Councilor Bardwell and supported by Treasurer Bott to adopt the agenda with changes for the 1:30 p.m. General Session of September 25, 2011.

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

Motion made by Treasurer Bott and supported by Councilor Bardwell to appoint Councilor Denemy and Councilor Wemigwase to fill vacancy in interim on the Ethics Committee until such time as there is a full Tribal Council.

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

Motion made by Secretary Gasco Bentley and supported by Councilor Denemy, to appoint Councilor Gasco and Councilor Kiogima to the Gaming Authority Committee vacancies in interim until such time as there is a full Tribal Council.

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

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to appoint Councilor Wemigwase to the Legal and Legislative Committee in interim until such time as there is a full Tribal Council by virtue of the final certification of the last General Election.

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

Motion made by Treasurer Bott and supported by Councilor Otto to appoint Councilor Denemy and Councilor Wemigwase to fill the vacancies of the Ethics Committee until there is a full Tribal Council by virtue of the final certification of the last General Election.

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

1:40 p.m. Public Comment opened: Winnay Wemigwase thanked all who provided and helped with the feast today; Michele LaCount spoke regarding the public transportation needs for the community particularly those with disabilities. Dexter McNamara congratulated the new Tribal Council and also spoke regarding Tribal Citizen Winona Singel's nomination by President Obama to the St. Lawrence Seaway Commission, Annette VanDeCar asked for an update regarding the human remains found at a construction site at Holy Childhood Church grounds.

1:46 p.m. Public Comment closed.

3:00 p.m. Public Comment opened: Andrew Stich asked Tribal Council for clarification regarding the Legal Department personnel and who they work for.

3:00 p.m. Public Comment closed.

Motion made by Treasurer Bott and supported by Councilor Kiogima to accept Legislative Services Attorney Budnick's verbal and written report for September 25, 2011.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to accept the Executive report for September 25, 2011.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Bardwell to approve Enrollment List A - Eligible for Citizenship dated August 29, 2011 for a total of 15.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Bardwell to approve Enrollment List B - Declination Ineligible for Citizenship dated August 29, 2011 for a total of 10.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Bardwell to adjourn.

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

Motion carried.

These Minutes have been read and approved as written:


Regina Gasco Bentley, Tribal Council Secretary

10-9-11
Date