

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Council Chambers
7500 Odawa Circle
Harbor Springs, MI 49740
May 21, 2015

Closed Session: Yes
Call to Order: 9:05 a.m.
Opening Ceremony: Michael Naganashe

Council Present: Secretary Julia Shananaquet, Treasurer Marcella Reyes, Councilor Bill A. Denemy, Councilor Beatrice A. Law, Councilor Naganashe, Councilor Aaron Otto

Absent: Councilor John Keshick, Councilor Winnay Wemigwase

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Legislative Office Manager Michele LaCount, Sr. Financial Analyst Stella Kay

Executive Officials and Staff Present: Chairperson Gasco Bentley, Tribal Administrator Albert Colby Jr., Environmental Services Coordinator Daugherty Johnson, Environmental Assistant Krystal Kiogima

Odawa Economic Development Management, Inc. (OEDMI)-Bryan Gillett, Alan Proctor

Public: Citizen Nancy Wanshon, Citizen John Kewegoma, Citizen Vickie Kelley, Citizen Joann Carey, Citizen Lewis Keller, Citizen Andrew Stich

Invited Guests: U of M Student Brittany Anstead, U of M Student Femi Sawyerr, U of M Student Kate Gregory, Odawa Fishery, Inc., Yvonne McShane, Donald Bell

9:07 a.m. Councilor Wemigwase arrives

9:10 a.m. Councilor Keshick arrives

Motion made by Councilor Law and supported by Councilor Wemigwase to adopt the agenda of May 21, 2015 as amended.

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

Motion carried.

Motion made by Secretary Shananaquet and supported by Councilor Law to approve the minutes of the Regular Meeting held on May 7, 2015.

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

Motion carried.

9:23 a.m.: Elder comments. No comments.

9:23 am - Brittany Anstead-Improving Sustainability for Little Traverse Bay Bands of Odawa Indians.Environmental Services is point of contact. Power Point Presentation as recommended by the Tribal Administrator.

10:16 a.m. Break

10:28 a.m. Resume

10:28 a.m. Elder Comment opens

- Elder Citizen Nancy Wanshon commented on the following: Lack of home Insulation in Elder Housing. Economic Development money.

Executive Updates – Tentative Closed Session

Discussion Items: Substance Abuse restructure, new schedules, and billing revamps. Housing issues. Use Appleyard property as storage. Youth Services – 14 Youth have been invited to Washington, DC on July 9, 2015. Government training on Office of Management and Budget (OMB) and Management Concepts for all Directors.

Motion made by Councilor Denemy and supported by Treasurer Reyes to acknowledge the verbal Executive report and to acknowledge receipt of May 2015 Employee Oversight Report (EOR) as presented on May 21, 2015.

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

Legislative Leader Report - Position is currently vacant.

Secretary Report:

The following Tribal Council adopted/approved documents were delivered/signed by the Executive:

- Waganakising Odawak Statute 2015-008; Personal Protection Orders and No Contact Orders and Violations of Protective Orders
Signed by the Executive on 05-13-15.
- Waganakising Odawak Statute Gaming Enterprise Board
Submitted to Executive on 04-29-15, still pending.

Veto: None

Phone Polls:

Secretary Shananaquet presented Legislative Corner article regarding per capita increase, slated for publish in the July Odawa Trails. Would like this

article to be placed in Tribal Citizen web portal and forwarded copy to Election Board.

Motion made by Councilor Law and supported by Councilor Wemigwase to accept Secretary Shananaquet's verbal and written report as presented on May 21, 2015.

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

Motion carried.

Treasurer Report:

Motion made by Secretary Shananaquet and supported by Councilor Naganashe to accept the Treasurer's verbal report as presented by Treasurer Reyes on May 21, 2015.

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

Motion carried.

Tribal Council Travel Reports:

Tribal Council Committee Reports:

Gaming Authority Committee

Discussion items: Clarification of Motion from 05/07/15: Tribal Council received and approved from the Gaming Authority Committee (GAC) and Odawa Casino Resort a Five Year Strategic Economic Development Confidential Business Plan dated May 7, 2015. As a clarification for our Citizenship this Plan includes the building of a sixty-four unit Casino property in Mackinaw to open in 2016 with contemplation for expansion, an attached RV park to open in 2017, and a potential future hotel attached to the existing Petoskey Casino.

A Special Meeting with closed sessions was held on 05/13/15

Motion made by Councilor Wemigwase and supported by Councilor Naganashe to accept the verbal report of the Gaming Authority Committee as presented by Councilor Otto, Committee Chairman.

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

Motion carried.

Agriculture Assessment Work Group

Motion made by Councilor Law and supported by Councilor Wemigwase to accept the verbal report of the Agriculture Ad-hoc Work Group as presented by Councilor Keshick, Committee Chairman.

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

Motion carried.

Land and Reservation Committee

Motion made by Councilor Wemigwase and supported by Councilor Naganashe to accept the verbal report of the Land and Reservation Committee as presented by Councilor Keshick, Committee Chairman.

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

Legal Legislative Committee- No report

Ethics Committee- No report

Legislative Office Reports:

Sr. Financial Analyst Report

Motion made by Councilor Law and supported by Councilor Wemigwase to accept Sr. Financial Analyst Stella Kay's verbal and written report as presented on May 21, 2015.

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

Legislative Services Attorney Report

Motion made by Councilor Law and supported by Councilor Wemigwase to accept Legislative Services Attorney Budnick's verbal report as presented on May 21, 2015.

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

Enjinaaknegeng

Motion made by Treasurer Reyes and supported by Councilor Denemy to acknowledge receipt of Memo sent to Election Board as written by General Counsel Bransky and presented on May 21, 2015.

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

Legislative Office Manager

Motion made by Councilor Wemigwase and supported by Councilor Law to accept Legislative Office Manager LaCount's verbal and written report as presented on May 21, 2015.

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

11:55 a.m. Public Comment opens

- Citizen Andrew Stich commented on: Missing Tribal Council travel reports, 1.3 Million Dollar for OEDMI.
- Citizen Nancy Wanshon commented on: Water treatment at Harbor Springs Housing and e-coli. Oil pipeline break in California and stance Tribe is taking. Advantages of election candidates receiving Executive pay.
- Citizen John Kawagoma: Availability of GAC 5 year Casino Plan for citizens. What is the justification for four day work week for Substance Abuse (SA) and Mental Health, Intake paperwork for SA is inappropriate.

- Elder Citizen John Keshick commented on Elder Luncheon.

12:15 p.m. Public Comment closes

12:16 p.m. Lunch Break

1:32 p.m. Meeting Resumes

130 p.m. Odawa Fishery, Inc. (OFI) Presentation

Motion made by Councilor Law and supported by Councilor Wemigwase to acknowledge the OFI verbal report as presented on May 21, 2015.

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

Motion carried.

Action Items - Motions

Motion made by Councilor Wemigwase and supported by Councilor Law to approve Certified Motion #052115-01; Funding from the Bureau of Indian Affairs P.L. 93-638 Annual Funding Agreement FY 2015 Master Contract Increase-Social Services and Aid to Tribal Governments.

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

Motion carried.

Motion made by Councilor Wemigwase and supported by Treasurer Reyes to approve Certified Motion #052115-02: Funding from the Bureau of Indian Affairs P.L. 93-638 Annual Funding Agreement FY 2015 Contract Agreement FY 2015 Contract Increase-Indirect Contract Support Costs.

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

Motion carried.

Motion made by Councilor Law and supported by Councilor Naganashe to approve Certified Motion #052115-03; Request for Funding from Office of Community Oriented Policing Services, FY 2015 COPS Hiring Program.

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

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Wemigwase to approve Certified Motion #052115-04; Request for Funding from Substance Abuse and Mental Health Services Administration, Center for Substance Abuse Prevention PPHF-2015 State/Tribal Youth Suicide Prevention Cooperative Agreements Behavioral Health Suicide Early Intervention and Prevention Program.

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

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Law to approve Certified Motion #052115-05; Request for Funding from the U.S. Department of Health and Human Services Indian Health Service Injury Prevention Program.

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

Motion made by Councilor Wemigwase and supported by Councilor Law to approve Certified Motion #052115-06; Request for Funding from Great Lakes Energy People Fund LTBB Community Museum and Archives' Displays.
Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent
Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor Keshick to approve Certified Motion #052115-07; Designate Land Use of Ziibimijwang 5055 Gill Road, Carp Lake Township, Michigan (Natural Resources Department)
Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent
Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Wemigwase to approve Certified Motion #052115-08; Designate Land Use of Ziibimijwang, 5055 Gill Road, Carp Lake Township, Michigan (Ziibimijwang, Inc.)
Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent
Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor Naganashe to approve travel for Treasurer Reyes to the Agricultural Meeting in support of the Local Food Promotion Program (LFPP) Grant in Minneapolis Minnesota June 9-12, 2015.
Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent
Motion carried.

Motion made by Councilor Denemy and supported by Councilor Wemigwase appoint JoAnn Carey to the Elder's Commission for a 3-year term.
Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent
Motion carried.

Motion made by Councilor Law and supported by Councilor Naganashe to appoint Richard Wemigwase to the Elder's Commission for a 3-year term.
Vote: 7-Yes, 0-No, 1-Abstained (Councilor Wemigwase), 0-Absent
Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor Otto appoint Lisa Flynn to the Elder's Commission for a 2-year term
Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent
Motion carried.

Motion made by Councilor Denemy and supported by Councilor Wemigwase to appoint Debra Smithkey-Browne to the Elder's Commission for a 2-year term.
Vote: 8-Yes, 0-No, 0-Abstained, 0-Absent
Motion carried.

Motion made by Councilor Keshick and supported by Councilor Wemigwase to acknowledge receipt of Janice Shackelford for the Elder's Commission and set up an interview.

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

Motion carried.

Motion made by Councilor Law and supported by Treasurer Reyes to approve the contract between Little Traverse Bay Bands of Odawa Indians and independent contractor Catherine Castagne, who was appointed to serve as Tribal Prosecutor on April 23, 2015 and authorizes the Tribal Treasurer to sign it.

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

Motion carried.

Action Items: Roll Call Votes

Motion made by Councilor Law and supported by Councilor Wemigwase to adopt Tribal Resolution: To Appropriate to Odawa Economic Development Management, Inc. (OEDMI) \$1,115,700.00 to come from the restricted General Fund Balance Funds-Economic Development Reserve.

Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes, Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-yes, Treasurer Reyes-yes, Secretary Shananaquet-yes

Motion carried.

2:52 p.m. Councilor Keshick exits meeting.

Motion made by Councilor Law and supported by Councilor Wemigwase to adopt Tribal Resolution: Establish an Odawa Economic Development Management, Inc. (OEDMI) line of credit in the amount of \$585,000.00.

Roll call: Councilor Denemy-yes, Councilor Keshick-absent, Councilor Law-yes, Councilor Naganashe-yes, Councilor Otto-no, Councilor Wemigwase-yes, Treasurer Reyes-yes, Secretary Shananaquet-yes

Motion carried.

2:56 p.m. Public Comment opens

- Citizen Yvonne McShane OFI issues discussed earlier.

2:58 p.m. Public Comment closes

Other Items of Business

1:30 p.m. Odawa Fisheries Inc.

Adjournment

3:00 p.m. Motion made by Councilor Denemy and supported by Councilor Law to adjourn meeting.

Vote: 7-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Keshick)

Motion carried.

