

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Council Chambers
7500 Odawa Circle
Harbor Springs, MI 49740
August 20, 2015

Closed Session: yes
Call to Order: 9:12 a.m.
Opening Ceremony: Beatrice A. Law

Council Present: Secretary Julia Shananaquet, Councilor Bill A. Denemy,
Councilor Beatrice A. Law, Councilor Aaron Otto, Councilor Winnay Wemigwase

Absent at time of Roll Call: Treasurer Marcella Reyes, Councilor John Keshick,
Councilor Naganashe

Legislative Office Staff Present: Legislative Office Manager Michele Portman
LaCount Sr Financial Analyst Stella Kay

Executive Officials and Staff Present: Tribal Chairman Regina Gasco Bentley,
Tribal Administrator Albert Colby, Jr., Chief Financial Officer Carrie Carlson

Public: Waasey Wimigwase, Howard Martell, Andrew Stich, Cathy Bradley

Invited Guests: Ziibimijwang Corporate Charter Inc. Regina Brubacker-Carver

Motion made by Councilor Wemigwase and supported by Councilor Denemy to
adopt the agenda of August 20, 2015 as amended.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick,
Councilor Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor Wemigwase to
approve the minutes of the Regular Meeting held on August 6, 2015, as
corrected.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick,
Councilor Naganashe)

Motion carried.

Executive Updates

Discussion Items: Power Outage and need for power backup, up-coming Murray
Rd power outage, Chairperson attending Chippewa Ottawa Resource Authority,
Robinson Rd to be completed shortly, Send card to Lydia Hoffer, Appellate
nomination forthcoming. Tribal Chairperson will bring forward issues concerning
Loop Road (Northern Design Group).

Tribal Council members and staff mentioned need to present nomination for Chief Judge, Locked doors for planned program events, Need for response from Directors regarding various e-mails.

Motion made by Councilor Law and supported by Councilor Wemigwase to acknowledge the verbal report and August 2015 Executive Oversight Report as presented by Tribal Administrator Albert Colby, Jr., on August 20, 2015.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Legislative Leader Report - Position is currently vacant.

Secretary Report:

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

- Tribal Resolution #080615-01; Water Service to Odawa Economic Development Management, Inc. (OEDMI) Leased property. Delivered to the Executive Department on 08-07-15. Signed on 08-10-15.
- Tribal Resolution #080615-02, Appropriation for Natural Resources Department (NRD) Tree Purchase in the amount of \$943.00 Delivered to the Executive Department on 08-07-15. Signed on 08-10-15.

Veto: None

Phone Polls: None

Discussion Items: National Congress of American Indians attendance

Motion made by Councilor Law and supported by Councilor Denemy to accept Secretary Shananaquet's verbal report as presented on August 20, 2015.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Secretary Shananaquet and supported by Councilor Law to reschedule the October 20 Work Session and the October 22, 2015 Regular meeting Date to October 27, 2015 and October 29, 2015.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Treasurer Report: (table until afternoon session)

Tribal Council Travel Reports:

Tribal Council Reports:

Discussion: Recycling Center. Public Relations opportunity for Tribe. More research needed on the cost of maintaining and researching space for recycling. Tribal Administrator Albert Colby, Jr., will approach Waste Management regarding costs and tentative plans to relocate.

Motion made by Secretary Shananaquet and supported by Councilor Otto to acknowledge the Recycling Center discussion as presented by Councilor Otto on August 20, 2015.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Tribal Council Committee Reports:**Agriculture Assessment Work Group (Table until afternoon session)****Land and Reservation Committee**

Motion made by Councilor Wemigwase and supported by Secretary Shananaquet to accept the verbal report of the Land and Reservation Committee as presented by Councilor Law and Councilor Otto.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Legal Legislative Committee - No report**Ethics Committee (Adhoc Ethics Committee)**

Case: 082914-01.

Motion made by Secretary Shananaquet and supported by Councilor Denemy to accept the verbal report of the Ethic's Committee as presented by Councilor Otto, Committee Chairperson.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

10:28 a.m. Break

10:43 a.m. Resume

Legislative Office Reports:**Sr. Financial Analyst Report**

Motion made by Secretary Shananaquet and supported by Councilor Law to accept Sr. Financial Analyst Stella Kay's verbal and written report as presented on August 20, 2015.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Legislative Services Attorney Report

Special Note: Special thank you to Elder's who participated in Interviews conducted by Hogen Adams PLLC.

Motion made by Secretary Shananaquet and supported by Councilor Denemy to accept Legislative Services Attorney Budnick's verbal report as presented on August 20, 2015.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

11:45 a.m. Public Comment Opens

- Citizen Andrew Stich commented on broken tractor at farm, and missing Tribal Council Travel Reports.

11:48 a.m. Public Comment Closes

Enjinaaknegeng – No report

Legislative Office Manager

Motion made by Secretary Shananaquet and supported by Councilor Wemigwase to accept Legislative Office Manager LaCount's verbal and written report as presented on August 20, 2015.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

12:02 p.m. Lunch Break

1:31 p.m. Meeting Resumes

Corporate Charter/Enterprise Board Reports

Gaming Enterprise Board – No report

Ziibimijwang, Inc., 2015 2nd Quarter Report.

Motion made by Councilor Law and supported by Secretary Shananaquet to acknowledge receipt of the Ziibimijwang, Inc., 2015 2nd Quarter Report as presented by Board Chairperson Regina Brubacker Carver on August 20, 2015.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

2:12 p.m. Break

2:25 p.m. Resume

Action Items – Motions

Motion made by Councilor Wemigwase and supported by Councilor Denemy to approve travel for Treasurer Marcella Reyes to attend the United Tribes of Michigan and Tribal/State Summit with Governor Snyder, September 23, 2015 in Lansing Michigan.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor Wemigwase to approve the Feasibility Study for the Development of the Ziibimijwang Farm for the Little Traverse Bay Bands of Odawa Indians as Completed by Kristine Parsons, PE - Seven Generations Architecture & Engineering, LLC.

Vote: 4-Yes, 1-No (Secretary Shananaquet) , 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor Wemigwase to approve Councilor Keshick's reimbursement for attendance at the Chippewa Ottawa Resource Authority meeting August 20, 2015 and to approve Councilor Keshick attendance at September 23, 2015 Chippewa Ottawa Resource Authority meeting Traverse City, Michigan.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor Law to approve Tribal Council travel to Michigan Indian Legal Services 40th Anniversary Celebration Fundraiser and United Tribes of Michigan meeting in Mount Pleasant Michigan October 13-14 2015.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor Denemy to approve the site plan for the Mackinaw City Casino, dated July 29, 2015 and designate the use of the building labeled "Administration Building" to be used by Odawa Casino Resort and LTBB Law Enforcement as recommended by the Land and Reservation Committee.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried

Motion made Councilor Wemigwase and supported by Councilor Law to approve the site plan for placement of the sanitary sewer control structure and generator on Lears Road, dated August 4, 2015 as recommended by the Land and Reservation Committee.

Vote: 5-Yes, 0-No, 0-Abstained, 3-Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor Law to approve the site plan for relocation and placement of the Odawa Casino Resort sign on Lears Road, dated August 5, 2015 as recommended by the Land and Reservation Committee.

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor Wemigwase to approve Certified Motion #082015-01; Request for Funding from the National Endowment for the Humanities Scholarly Editions and Translations Dictionarium Gallico-Otaoaku[m] Translation.

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor Law to approve Certified Motion #082015-02; Request for Fund from the Bureau of Indian Affairs FY 2015 Conservation Law Enforcement Officers

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion made by Councilor Law and supported by Councilor Wemigwase to approve Certified Motion #082015-03; Request for Funding from Indian Health Services Division of Behavioral Health - Office of Clinical and Preventative Services Methamphetamine and Suicide Prevention Initiative Behavioral Health Suicide Early Intervention and Prevention Program.

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Secretary Shananaquet and supported by Councilor Otto to approve Certified Motion #082015-04; Request for Funding from the Michigan Department of Health and Human Services Public Health Preparedness and Emergency Response FY 2016.

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor Otto to approve Certified Motion #082015-05; Contract Renewal with the U.S. Department of Health and Human Services Indian Health Services-Sanitation Program Well & Septic Contract 2015.

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Secretary Shananaquet and supported by Councilor Wemigwase to approve Certified Motion #082015-06; Funding from the United States Department of the Interior Bureau of Indian Affairs P.L. 93-638 Annual Funding Agreement FY 2016 Contract.

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Councilor Wemigwase and supported by Secretary Shananaquet to approve Certified Motion #082015-07; Request for Funding from the Substance Abuse and Mental Health Services Administration, Center for Substance Abuse Prevention Strategic Prevention Framework Partnerships for Success Grants SPRING Project Annual Continuation.

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor Law to approve Certified Motion #082015-08; Request for Funding from the Indian Health Services Division of Behavioral Health-Office of Clinical and Preventive Services Domestic Violence Prevention Initiative.

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor Wemigwase to approve Proposal of Michigan Department of Natural Resources Sturgeon Harvest, Black Lake and its Tributaries dated August 6, 2015.

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Secretary Shananaquet and supported by Councilor Otto to approve the Legislative Office to secure back ground report on Denise Petoskey based on interviews conducted for Gaming Enterprise Board.

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor Otto to approve the Legislative Office to secure back ground report on Billie Jo Head based on interviews conducted for Gaming Enterprise Board.

Vote: 5-Yes, 0-No, 0-Abstained, 3–Absent (Treasurer Reyes, Councilor Keshick, Councilor Naganashe)

Motion carried.

Motion made by Councilor Law. to approve the Legislative Office to secure back ground report on Linda Gasco based on interviews conducted for Gaming Enterprise Board.

Motion fails due to lack of support.

2:55 p.m. Councilor Keshick arrives

Motion made by Councilor Law and supported by Councilor Otto to assign Roger Borton to a 5 year term beginning August 20, 2015 ending August 20, 2020 for the Odawa Economic Development Management, Inc. and to reflect the assignment within the OEDMI Corporate Charter documents.

Vote: 4-Yes, 2-No (Councilor Keshick, Secretary Shananaquet), 0-Abstained, 2-Absent (Treasurer Reyes, Councilor Naganashe)

Motion carried.

3:02 p.m. Public Comment open:

- Citizen Bea Law spoke on behalf of Citizen Catherine Bradley requesting that Tribal Council rescind Tribal Motion 122213-01 LTBB Employee Handbook Annual COLA Adjustment as received from the Executive.

3:05 p.m. Public Comment closes

Agriculture Assessment Work Group

Discussion: Tractor Maintenance

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

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Treasurer Reyes, Councilor Naganashe)

Motion carried.

Motion made by Councilor Law and supported by Councilor Wemigwase to authorize Hogen Adams, PLLC to file the Complaint for Declaratory and Injunctive Relief in the United States District Court, Western District Of Michigan – Southern Division, regarding the 1855 Reservation as recommended by the Land and Reservation Committee.

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Treasurer Reyes, Councilor Naganashe)

Motion carried.

Action Items: Roll Call Votes

Motion made by Councilor Law and supported by Councilor Wemigwase to adopt Tribal Resolution: Authorizing Odawa Homecoming Jiingtamok / Pow-Wow Committee to Carryover Funds.

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

Motion carried.

Other Items of Business

Treasurer Report: No report given

Motion made by Councilor Law and supported by Councilor Denemy to amend the agend to include Closed Session for Legal.

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Treasurer Reyes, Councilor Naganashe)

Motion carried.

3:19 p.m. Motion made by Councilor Law and supported by Councilor Otto to go into closed session for legal.

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Treasurer Reyes, Councilor Naganashe)

Motion carried.

3:29 p.m. Motion made by Secretary Shananaquet and supported by Councilor Law to return to open session.

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Treasurer Reyes, Councilor Naganashe)

Motion carried.

Adjournment

3:29 p.m. Motion made by Secretary Shananaquet and supported by Councilor Denemy to adjourn meeting.

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Treasurer Reyes, Councilor Naganashe)

Motion carried.

Next Scheduled Meeting September 3, 2015

Please contact the Legislative Office at 231-242-1403 or 231-242-1404 for additional updates and clarifications of these minutes as presented.

These Minutes have been read and approved as corrected.



Julia A. Shananaquet, Tribal Council Secretary

09-08-15

Date: