

**Little Traverse Bay Bands of Odawa Indians
Tribal Council Chambers
7500 Odawa Circle, Harbor Springs, MI 49740**

Tribal Council Regular Meeting
December 1, 2016

Call to Order: 9:08 a.m.
Opening ceremony: Beatrice Law
Closed Session: none

Council Present: Secretary Julie Shananaquet, Councilor Beatrice Law, Councilor Dexter McNamara, Councilor Michael Naganashe, Councilor Emily Proctor

Absent: Legislative Leader Aaron Otto, Treasurer Marcella Reyes, Councilor Frank Bernard, Councilor David Harrington

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, General Counsel James Bransky, Legislative Office Manager Michele Portman-LaCount

Executive Officials and Staff Present: Chairperson Regina Gasco Bentley, Vice-Chair Stella Kay, Chief Financial Officer Carrie Carlson, Human Resources Director Denise Petoskey

Judicial Officials and Staff: none

Public: Andrew Stich, Renee Dillard

Invited Guest: none

9:14 a.m. Councilor Harrington arrives

Agenda:

Motion made by Councilor Law and supported by Councilor Naganashe to approve the agenda of December 1, 2016, as presented.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

Minutes:

Motion made by Councilor Harrington and supported by Councilor Law to approve the minutes of November 17, 2016, as corrected.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

Executive Report:

Discussion: Chairperson Gasco Bentley - December 6th Chamber of Commerce Breakfast of Champs. Mackinaw City Plaques at Welcome Centers, Reposted Health Director position. Vice Chairperson Kay - DOL statement and effect on Tribe, attending various conferences.

Motion made by Councilor Law and supported by Councilor Proctor to acknowledge receipt of the November 2016 Executive Oversight Report (EOR) and the verbal report as presented by Chairperson Regina Gasco Bentley and Vice-Chairperson Stella Kay.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Law to acknowledge receipt of the written 3rd Quarter Grants report from the Executive as presented by on December 1, 2016.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

Motion made by Councilor Law and supported by Councilor Naganashe to acknowledge receipt and disapprove REG WOS 2005-06 010616-016 Tribal Minimum Internal Control Standards Section II General Operations Amendment for Variance Requests from the Executive.

Vote: 5 - Yes, 0 - No, 1- Abstained (Councilor Harrington), 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

10:36 a.m. Break

11:02 a.m. Resume

Legislative Officer Reports:

Legislative Leader Report - absent

Secretary Report:

- i. Documents Delivered to Executive - none
- ii. Vetoes: none
- iii. Phone Polls: none

Secretary Shananaquet acknowledges receipt of the following correspondence:

- BKC Insurance dated November 17, 2016

- Katherine Melby, Communications Coordinator Emmet County DPW/Recycling
- Citizen Doug Emery – Email dated November 22, 2016, Appreciation
- Citizen Warren Petoskey – Email dated November 30, 2016 regarding Elk Permits and Email dated November 30, 2016 regarding Historical Trauma (Boarding School Residual)
- Catherine Gibson November 30, 2016 e-mail regarding vaccinations

Motion made by Councilor Law and supported by Councilor Harrington to accept the December 1, 2016 verbal Secretary Report as presented by Secretary Shananaquet.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

Treasurer Report

- i. Appropriations and Finance Committee
 - Last meeting: November 8, 2016
 - Next meeting: December 6, 2016 @ 1.00 p.m.
- ii. Phone Poll(s): none

Tribal Council Travel Reports: none

Tribal Council Member Reports

Councilor Dexter McNamara – Vanderbilt Casino

Discussion to take place during General Counsel Bransky's Report

Tribal Council Committee Reports:

Land and Reservation Committee

Meeting dates:

- Last meeting November 4, 2016
- Next meeting: December 9, 2016 at 9:00 a.m.

Ethics Committee

Meeting dates:

- Last meeting: October 25, 2016
- Next meeting: December 20, 2016 at 9:00 a.m.

Legislative Staff Reports:

Tribal Historic Preservation Office – No Report

Legislative Services Attorney Report

Motion made by Councilor McNamara and supported by Councilor Naganashe to accept the December 1, 2016 Legislative Services Attorney's (LSA) verbal and written report as presented by Legal Services Attorney Donna Budnick.
Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)
Motion carried.

Public Comment.

11:51 a.m. Opens

- Citizen Stich – Concern on the lack of written decision of Judicial Court rulings and opinions.
- Renee Dillard – Teaching and Prayer in Odawa Language Strongly encourage Tribe to stand behind Tribal Declarations. Recycling Issues. Pulling money from Banks that are backing oil. Line 5 issues.

12:12 p.m. Closes

12:13 p.m. Lunch Break

1:36 p.m. Meeting Resumes with Councilor Naganashe absent

1:47 p.m. Councilor Naganashe arrives

Enjinaaknegeng Report

Motion made by Councilor Law and supported by Councilor Harrington to accept the December 1, 2016 Enjinaaknegeng verbal report as presented by General Counsel Bransky.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

Legislative Office Manager Report

Motion made by Secretary Shananaquet and supported by Councilor Harrington to accept the December 1, 2016 Legislative Office Manager's verbal and written report as presented by Legislative Office Manager, Michele Portman-LaCount.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

Sr. Financial Analyst Report: Position currently vacant.

Corporate Charters and/or Board Updates

Odawa Economic Development Management, Inc. No Report

Traditional Tribal Burial Board – No Report

Ziibimijwang, Inc. - No report

Action Items: (Motions)

Motion made by Councilor McNamara and supported by Councilor Law to request Human Resources to post the Tribal Deputy Historic Preservation Officer Job Description.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

Motion made by Councilor Naganashe and supported by Councilor McNamara to approve the ACR 2017 Contract between Little Traverse Bay Bands of Odawa Indians and Wesley Andrews d.b.a Andrews Cultural Resources in the amount of \$96,900.00

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

Motion made by Councilor Naganashe and supported by Councilor Proctor to accept the Executive Nomination of Kevin Hesselink to Special Prosecutor and set up an interview.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

Motion made by Councilor Proctor and supported by Councilor Naganashe to acknowledge receipt of the written October 2016 Odawa Casino Resort Report as provided by the Gaming Enterprise Board.

Vote: 5 - Yes, 0 - No, 1 – Abstained (Councilor Harrington), 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

Motion made by Councilor Law and supported by Councilor Proctor to approve Enrollment List A Eligible for Citizenship dated November 22, 2016 for a total of 6.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

Motion made by Councilor Harrington and supported by Councilor Proctor to approve enrollment List B Declination (Ineligible) dated November 22, 2016 for a total of 1.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)

Motion carried.

Motion made by Councilor Harrington and supported by Councilor Law to approve enrollment List C Voluntary Relinquishment dated November 28, 2016 for a total of 1.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)
Motion carried.

Motion made by Councilor Harrington and supported by Councilor Proctor to amend the agenda to include acknowledging receipt of letter of interest for Odawa Economic Development Management Inc (OEDMI).
Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Law, Councilor Frank Bernard)
Motion carried.

Motion made by Councilor McNamara and supported by Councilor Naganashe to acknowledge receipt of Ken Harrington's letter of interest for Odawa Economic Development Management Inc. and to set up interview.
Vote: 4 - Yes, 0 - No, 1- Abstained, 4 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Law, Councilor Frank Bernard)
Motion carried.

Action Items – (Roll Call Votes): None

2:58 p.m. Public Comment Opens and Closes. No comments

Adjournment:

2:59 p.m. Motion made by Councilor Law and supported by Councilor Harrington to adjourn.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Legislative Leader Otto, Treasurer Marcella Reyes, Councilor Frank Bernard)
Motion carried.

Next Tribal Council Meeting
Regular: December 15, 2016 9:00 a.m. – 11:00 a.m.

These Minutes have been read and are approved as corrected.



Julie Shananaquet, Tribal Council Secretary

1-19-17

Date