

The Little Traverse Bay Bands of Odawa Indians
7500 Odawa Circle, Harbor Springs, MI 49740
Tribal Council Chambers
Tribal Council Regular Meeting
June 8, 2017

Call to Order: 9:08 a.m.

Opening Ceremony: Frank Bernard

Closed Session: yes

Council Present: Legislative Leader Aaron Otto, Secretary Julie Shananaquet, Treasurer Marcella Reyes, Councilor Frank Bernard, Councilor Beatrice Law, Councilor Dexter McNamara, Councilor Emily Proctor

Absent: Councilor David Harrington, Councilor Michael Naganashe

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

Executive Officials and Staff Present: Chairperson Regina Gasco Bentley, Direct Services Administrator Phil Harmon, Planning Director Annie Doyle

Judicial Officials and Staff: none

Public: Citizen Ken Harrington

Invited: Renee' Dillard, Anishinaabemowin, Snowmobile Club Sue Heckman and Jim Yell

Agenda:

Motion made by Councilor Law and supported by Councilor McNamara to approve the agenda of June 8, 2017 as amended.

Vote: 7- Yes, 0 - No, 0 - Abstained, 2-Absent (Councilor Harrington, Councilor Naganashe)

Motion carried.

Minutes:

Motion made by Councilor Law and supported by Treasurer Reyes to approve the Regular Meeting Minutes of May 18, 2017, as corrected.

Vote: 7- Yes, 0 - No, 0 - Abstained, 2-Absent (Councilor Harrington, Councilor Naganashe)

Motion carried.

9:21 a.m. Councilor Harrington arrives

Motion made by Treasurer Reyes and supported by Councilor Law to approve the Special Meeting Minutes of May 19, 2017, as corrected.

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

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Proctor to approve the Special Meeting Minutes of June 1, 2017, as corrected.

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

Motion carried.

Executive Report:

Discussion:

Chairperson Gasco Bentley - Citizen complaints. Change name of MIS to IT. Planning Director Annie Doyle, and Services Administrator Phil Harmon, – developing/drafting survey to address needs of Citizens and will send to Citizens by August. Discussed incentives for Citizens and possibly scheduling survey every 5 years.

Services Administrator Phil Harmon - Community meeting update and update on Summer Youth program.

Planning Director Annie Doyle – Maintenance agreement regarding sewage line.

Motion made by Councilor Law and supported by Treasurer Reyes to acknowledge the verbal Executive updates as presented by Chairperson Regina Gasco Bentley, Direct Services Administrator Phil Harmon, and Planning Director Annie Doyle.

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

Motion carried.

9:48 a.m. – 10:19 a.m. Citizen Ken Harrington presentation and request for Snowmobile Route.

Motion made by Councilor Law and supported by Treasurer Reyes to acknowledge presentation by Citizen Ken Harrington and Snowmobile Club member regarding snowmobile trails.

Vote: 7- Yes, 0 - No, 0 - Abstained, 2-Absent (Councilor Harrington, Councilor Naganashe)

Motion carried.

10:19 a.m. Break

10:34 a.m. Resume

Tribal Council Officer Reports:

Legislative Leader Report

Discussion: Unable to attend Wednesday night's Transportation meeting, but appreciates all those that did attend. Group of Emmet County citizens holding public hearings on development of transit authorities/public transportation. Three Sister's planting at Ziibimijwang Saturday 10.am – 4 p.m. with lunch provided. Contacted Citizen Warren Petoskey regarding e-mails.

Motion made by Councilor Law and supported by Councilor McNamara to accept Legislative Leader Otto's verbal report as presented on June 8, 2017.
Vote: 8- Yes, 0 - No, 0 - Abstained, 1-Absent (Councilor Naganashe)
Motion carried.

Secretary Report

The following documents were delivered to the Executive:

- Waganakising Odawak Statute General Welfare
Submitted to the Executive: 05-05-17
Status: Signed on 06-02-17
- Request for Tribal Resolution-National Indian Child Welfare Association, in the Amount of \$2,500.00
Submitted to the Executive: 05-23-17
Status: Pending

Vetoed:

- Tribal Resolution #032317-02; Ad-hoc Land Management Office Committee
Vetoed on 04-20-17.
- Waganakising Odawak Statute Amendment to WOS #2015-019
Administrative Procedures Statute
Vetoed on 05-11-17.

Phone Polls: None

Motion made by Treasurer Reyes and supported by Councilor Law to accept Secretary Shananaquet's verbal report as presented on June 8, 2017.
Vote: 8- Yes, 0 - No, 0 - Abstained, 1-Absent (Councilor Naganashe)
Motion carried.

Treasurer Report

Discussion: Four (4) phone polls and Tribal First for the Great American Fidelity / Crime Supplemental Insurance Policy Renewal for Tribal Council.

- Next meeting: June 13, 2017 at 1:00 p.m. in the Council Chambers

Motion made by Councilor Law and supported by Councilor McNamara to accept Treasurer Reyes's verbal report as presented on June 8, 2017.

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

Tribal Council Committees

Land and Reservation Committee - FYI

- Next meeting: June 16, 2017 at 9:00 a.m. in the Council Chambers

Ethics Committee – Nothing to report

- Next meeting: TBD

Tribal Council Reports

Councilor Emily Proctor: Tribal Council Communication – Would like to see a policy developed regarding Citizen communications. (Form letters giving recognition of correspondence) Open meeting Statute. Transportation Meeting Motion made by Councilor Law and supported by Treasurer Reyes to accept Councilor Proctor's verbal and written report as presented on June 8, 2017.

Vote: 7- Yes, 0 - No, 0 - Abstained, 2-Absent (Councilor Bernard, Councilor Naganashe)
Motion carried.

Legislative Office Reports:

Tribal Historic Preservation Officer No report

Legislative Services Attorney Report

Motion made by Secretary Shananaquet and supported by Councilor Law to accept the June 8, 2017 Legislative Services Attorney video and verbal report as presented by Legislative Services Attorney Donna Budnick.

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

11:49 a.m. Public Comment Opens and Closes – No comments made.

12:04 p.m. Lunch Break

1:32 p.m. Councilor Naganashe arrives

1:37 p.m. Meeting Resumes

1:37 p.m. – 1:48 p.m. Renee Dillard, Anishinaabemowin

Enjinaaknegeng

1:57 p.m. Motion made by Councilor Law and supported by Councilor Proctor to go into closed session for Land matters.

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

2:53 p.m. Motion made by Treasurer Reyes and supported by Councilor Harrington to return to open session.

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

Motion carried.

Motion made by Secretary Shananaquet and supported by Councilor Law to approve Certified Motion 060817-06: Request for Trust Acquisition of "Indian Town": 51-15-14-200-127 Parcel in Emmet County, Michigan.

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

Motion carried.

Motion made by Councilor Law and supported by Councilor Harrington to approve Confidential Memo 060817-01 regarding land matters as presented by General Counsel Bransky.

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

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Law to accept the June 8, 2017 Enjinaaknegeng verbal and written report as presented by General Counsel James Bransky.

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

Motion carried.

3:00 p.m. Public Comment: Opens and Closes. No comments made.

3:01 p.m. Break

3:17 p.m. Resume

Legislative Office Manager Report

Motion made by Secretary Shananaquet and supported by Councilor Proctor to accept the Legislative Office Manager's verbal report as presented by Legislative Office Manager, Michele Portman-LaCount on June 8, 2017.

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

Motion carried.

Office of Finance and Revenue Report - Position currently vacant.

Corporate Charters and/or Board Updates:

Odawa Economic Development Management, Inc. – No report

Traditional Tribal Burial Board, Inc. No report

Ziibimijwang, Inc.- No report

Gaming Enterprise Board: No report

Action Items - Motions

Motion made by Councilor Law and supported by Treasurer Reyes to approve Certified Motion #060817-01; Request for funding from the U.S. Department of

Health and Human Services, Administration for Community Living (ACF),
Administration on Aging (AoA), ACF Evaluation of Title VI Programs.

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

Motion carried.

Motion made by Secretary Shananaquet and supported by Treasurer Reyes to
approve Certified Motion #060817-02; Authorization of the Inter-Tribal Council of
Michigan, Inc. to Administer the BIA Child Welfare Assistance Program under PL
93-638.

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

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Law to approve
Certified Motion #060817-03; Funding from the U.S. Department of Health and
Human Services Indian Health Service - Sanitation Program Well & Septic
Systems Contract 2017.

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

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Proctor to approve
Certified Motion #060817-04; Request for funds as a sub-grantee from the Inter-
Tribal Fisheries and Assessment Program In collaboration with the Inter-Tribal
Council of Michigan for Little Traverse Bay Bands of Odawa Indians
"Gigiigoo'inaan (Our Fish) App" Project.

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

Motion carried.

Motion made by Councilor Law and supported by Treasurer Reyes to approve
Certified Motion #060817-05; Authorization and approval for Ziibimijwang, Inc. to
apply for a grant through the USDA-Natural Resource Conservation Service in
the amount of \$9,735.66.

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

Motion carried.

Motion made by Councilor Law and supported by Treasurer Reyes to post the
draft Housing Department and Housing Commission Statute as sponsored by
Councilor Law to the Legislative Calendar in the Odawa Register.

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

Motion carried.

Motion made by Councilor Law and supported by Secretary Shananaquet to post
the draft Trust Fund Board Statute as sponsored by Legislative Leader Otto to
the Legislative Calendar in the Odawa Register.

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

Motion carried.

Motion made by Councilor Law and supported by Treasurer Reyes to approve Tribal Council to attend the Line 5 Advisory Board Meeting at the Petoskey Middle School on June 12, 2017.

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

Motion carried.

Motion made by Secretary Shananaquet and supported by Councilor Law to authorize Treasurer Reyes to submit an application to Tribal First for the Great American Fidelity / Crime Supplemental Insurance Policy Renewal for Tribal Council.

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

Motion carried.

Action Items - Roll Call Votes

Motion made by Councilor Law and supported by Secretary Shananaquet to pass the Worker's Compensation Statute.

Roll Call: Councilor Bernard-yes, Councilor Harrington-yes, Councilor Law-yes, Councilor McNamara-yes, Councilor Naganashe-yes, Councilor Proctor-yes, Legislative Leader Otto-yes, Secretary Shananaquet-yes, Treasurer Reyes-yes
Motion carried.

Motion made by Councilor Law and supported by Councilor McNamara to pass the Constitutionally Mandated Qualifications of Tribal Chair, Vice-Chair and Tribal Council Members Statute.

Roll Call: Councilor Bernard-yes, Councilor Harrington-yes, Councilor Law-yes, Councilor McNamara-yes, Councilor Naganashe-yes, Councilor Proctor-no, Legislative Leader Otto-no, Secretary Shananaquet-yes, Treasurer Reyes-yes
Motion carried.

Motion made by Councilor McNamara and supported by Councilor Harrington to adopt Tribal Resolution: Banning the Use of Neonicotinoids and Glyphosate on Tribal Lands.

Roll Call: Councilor Bernard-yes, Councilor Harrington-yes, Councilor Law-yes, Councilor McNamara-yes, Councilor Naganashe-yes, Councilor Proctor-yes, Legislative Leader Otto-yes, Secretary Shananaquet-yes, Treasurer Reyes-yes
Motion carried.

Other Items of Business

Personnel Issue

3:57 p.m. Motion made by Councilor Law and supported by Treasurer Reyes to go into closed session for personnel matter.

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

Motion carried.

4:08 p.m. Motion made by Councilor Law and supported by Councilor McNamara to return to open session.

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

