Little Traverse Bay Bands of Odawa Indians
Tribal Council Chambers
7500 Odawa Circle, Harbor Springs, MI 49740
Tribal Council Regular Meeting
July 13, 2017

Call to Order: 9:03 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

Absent: Councilor David Harrington, Councilor Michael Naganashe, Councilor Emily Proctor

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Sr. Financial Analyst Rachel Cope, Legislative Office Manager Michele Portman-LaCount, Tribal Historic Preservation Officer Wes Andrews, Deputy Tribal Historic Preservation Officer Melissa Wiatrolik

Executive Officials and Staff Present: Chairperson Regina Gasco Bentley, Planning Director Annie Doyle, Natural Resources Noah Jansen

Judicial Officials and Staff: none

Public: none

Invited Guest: Jackie Pilette Project Manager Invasive Management

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9:12 a.m. Councilor Michael Naganashe arrived.

Agenda:
Motion made by Secretary Shananaquet and supported by Councilor Law to approve the agenda of July 13, 2017 as amended.
Vote: 7- Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Harrington, Councilor Proctor)
Motion carried.

Dedication:
Motion made by Secretary Shananaquet and supported by Treasurer Reyes to dedicate this meeting in honor of the following Citizen who have walked on:
Edward Amos Shawa Jr, Geraldine Masse, Joyce Carol Smith, Michael Harrison Bellone, Richard Charles Gould, Carol Robert Hellmer, Marguerite Frances Barnes

Motion made by Councilor Law and supported by Treasurer Reyes to approve the Regular Meeting minutes of June 22, 2017 as corrected.
Vote: 7- Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Harrington, Councilor Proctor)
Motion carried.

Motion made by Councilor Law and supported by Councilor Naganashe to amend the agenda to include the Special Meeting Minutes of July 11, 2017.
Vote: 7- Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Harrington, Councilor Proctor)
Motion carried.

Motion made by Councilor Law and supported by Treasurer Reyes to approve the Special Meeting minutes of July 11, 2017 as presented.
Vote: 7- Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Harrington, Councilor Proctor)
Motion carried.

Executive Report:
Discussion: Would like Tribal Council to consider changing a private ownership home into a rental property. Meeting with Army Corp of Engineers re: placement of stabilizers for Line 5, meeting tomorrow with the State regarding decommissioning of Line 5, U.S Representative Jack Bergman visited Tribal sites and will return again, Renee Dillard collection, meeting with Mackinaw City Manager regarding Bell's Fishery property lines. Update on snowmobile trail.

Motion made by Councilor Law and supported by Councilor Naganashe to acknowledge the July 13, 2017, verbal Executive updates as presented by Chairperson Regina Gasco Bentley and Planning Director Annie Doyle.
Discussion: Legislative Leader Otto requested an update from re: Indian Child Welfare and Adult Care Planning Committee
Vote: 7- Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Harrington, Councilor Proctor)
Motion carried.

9:55 a.m. Councilor Harrington arrives

Legislative Officer Reports:
Legislative Leader Report – FYI (Update on his in-office attendance)

10:01 a.m. Break
10:11 a.m. Resume

Secretary Report
Documents Delivered to Executive

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- Tribal Resolution #062217-01; Budget modification for Elders and Capital Improvements in the amount of $161,346.00
  Delivered to the Executive on 06-23-17
  Status: Signed on 07-07-17

- Tribal Resolution #062217-02; Ad-hoc Land Management Office Committee
  Delivered to the Executive on 06-23-17
  Status: Pending

- Waganakising Odawak Statute #2017-003; Worker's Compensation Statute
  Delivered to the Executive on 06-09-17
  Status: Signed on 07-07-17

- Tribal Resolution #051817-01; Funding Request for National Indian Child Welfare Association, in the Amount of $2,500.00.
  Submitted to the Executive on 05-23-17
  Status: Was neither signed nor vetoed by the Executive in the allotted time of 30 days and therefore the resolution is law on 06-22-17

Vetoes:

- The Constitutionally Mandated Qualifications of Tribal Chair, Vice-Chair and Tribal Council Members Statute
  Vetoed on 07-05-17

- Tribal Resolution: Banning the Use of Neonicotinoids and Glyphosate on Tribal Lands
  Vetoed on 07-05-17

- 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:

June 29, 2017 Motion to approve Certified Motion # 062817-01; Request for Funding from the Administration for Children and Families Title IV-B of the Social Security Act FY 2018 Title IV-B Continuation Funding.
Vote: 9-yes, 0-No, 0-Abstained, 0–Absent

Discussion:

- I will be attending the Michigan Indian Elder Association meeting July 25-27, 2017, and will be absent next work session and meeting. I am hoping

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to do a brief update on the importance of Tribal general welfare statutes and I will be proposing that Tribes consider donation line items for urban Indian Centers and 501's to help/assist all of our Citizens who reside outside each of our Tribal service areas.

- I am requesting that we pursue necessary changes/upgrades to Adobe Connect in order to broadcast Tribal Council meetings.

- The next Emergency Medical team meeting is scheduled for July 19, 2017. I would like to continue working on this planning committee and require a motion to continue with my participation.

Correspondence:
I received e-mails and/or requests from the following citizen(s):
07/06/17 Nicole Biber e-mail regarding "Submission of written Public Comments".
07/10/17 Nicole Biber e-mail regarding Written statement for Public Comment.
07/10/17 Nicole Biber e-mail thank you for response.

Motion made by Councilor Law and supported by Treasurer Reyes to accept Secretary Shananaquet's verbal and written report as presented on July 13, 2017.
Discussion: Questions regarding reasons for veto of Land Management and Administrative Procedures.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

Treasurer Report - FYI
Discussion: Next meeting will involve review of Auditors and schedule interviews.
Appropriations and Finance Committee
- Last meeting: June 13, 2017
- Next Meeting: July 18, 2017 at 1:00 p.m. in the Council Chambers

Tribal Council Committee Reports: FYI
Land and Reservation Committee
- Last meeting: June 16, 2017.
- Next meeting: July 21, 2017 at 9:00 a.m. in the Council Chambers

Ethics Committee:
- Last Meeting: July 10, 2017
- Next meeting: July 19, 2017 9:00 a.m. in Council Chambers

Motion made by Treasurer Reyes and supported by Councilor Naganashe to accept the July 13, 2017 Ethic's Committee Report as presented by Committee Chairperson Law.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)

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Motion carried.

Tribal Council Member Reports
Councilor McNamara – **see 1:30 p.m. presentation of Invasive Management**, sponsored by Councilor McNamara

David Harrington - Enbridge Grant
Discussion: LTBB should return money and not support terms of agreement for Enbridge money. Secretary Shananaquet – supports decommissioning of Line 5, however if this does not occur we need be prepared to assist in clean up (proactive) Legislative Leader Otto suggests creative advertising and use of money.

Motion made by Councilor Law and supported by Councilor McNamara to accept Councilor Harrington's verbal report regarding Enbridge Grant.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

Motion made by Councilor Harrington and supported by Councilor Law to approve Certified Motion # 071317- xx Return of Funding from Enbridge Energy Partners, Safe Community Grant Protecting Tribal Properties: Oil Spill Response Supplies
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

Legislative Staff Reports:

Tribal Historic Preservation Officer – 2nd Quarter Report
Motion made by Councilor Law and supported by Councilor Harrington to acknowledge receipt of the written and verbal 2017 2nd Quarter Tribal Historic Preservation Office (THPO) report as presented by THPO Officer Wes Andrews and Melissa Wiatrolik Deputy Tribal Historic Preservation Officer.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

Legislative Services Attorney Report
Motion made by Secretary Shananaquet and supported by Councilor Law to accept the July 13, 2017 Legislative Services Attorney Budnick's verbal report.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

Councilor Naganashe exits meeting

General Counsel - No report

Legislative Office Manager Report

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Motion made by Treasurer Reyes and supported by Councilor Harrington to accept the July 13, 2017 Legislative Office Manager's verbal and written report as presented by Legislative Office Manager, Michele Portman-LaCount.
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2– Absent (Councilor Naganashe, Councilor Proctor)
Motion carried.

Public Comment
11:47 a.m. Public Comment opens

- Secretary Shananaquet read Citizen Biber's Written Comment regarding tribal website accessibility and increased transparency of government operations.

12:01 p.m. Public Comment closes

Office of Finance and Revenue Report
Motion made by Councilor Law and supported by Treasurer Reyes to accept the July 13, 2017 Office of Finance and Revenue's verbal and written report as presented by Sr. Financial Officer Rachel Cope.
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2– Absent (Councilor Naganashe, Councilor Proctor)
Motion carried.

12:03 p.m. Lunch Break
Councilor Naganashe arrives
1:34 p.m. Meeting Resumes

Corporate Charters and/or Board Updates
Odawa Economic Development Management, Inc.
Traditional Tribal Burial Board, Inc.
Ziibimijwang, Inc.
Gaming Enterprise Board

Action Items: (Motions)
Motion made by Councilor Law and supported by Treasurer Reyes to acknowledge receipt of the written 2016 Audit Report as provided by BDO.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

1:30p.m Jackie Pilette District Manager/Programs Coordinator at Emmet Conservation District - Invasive Management Presentation.

Motion made by Secretary Shananaquet and supported by Treasurer Reyes to acknowledge Invasive Species Management Presentation as presented by Jackie Pilette, District Manager/Programs Coordinator at Emmet Conservation District.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried

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Motion made by Councilor Law and supported by Treasurer Reyes to appoint Councilor Proctor temporarily to the Ethics Committee for Ethics Complaints #061317-01 and #061317-02, because of the recusal of Committee Member Shananaquet.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Naganashe to approve attendance for three Tribal Councilors to attend the 2017 Great Lakes Native American Conference, Prior Lake, MN, August 9-11, 2017.
Vote: 7 - Yes, 1 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Law to approve attendance of three Tribal Councilors to the 6th Annual Partners in Action, Prior Lake, MN, July 18-20, 2017.
Vote: 6 - Yes, 1- No, 1 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

Motion made by Councilor Law and supported by Councilor Naganashe to approve Councilor Shananaquet, as Tribal Council's representative, to attend the Emergency Medical Response team meetings, held at the LTBB Government Center.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried

Motion made by Treasurer Reyes and supported by Councilor McNamara to approve Certified Motion #071317-01; Bureau of Indian Affairs Tribal Transportation Program Roads Inventory Road Additions FY 2017.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

Motion made by Councilor Law and supported by Treasurer Reyes to approve Certified Motion #071317-02; Bureau of Indian Affairs Tribal Transportation Program LTBB Roads Inventory Database Authority Calendar Year 2017.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

Public Comment
3:00 p.m. Opens
- Councilor Bernard thanks Councilors for hard work

3:01 p.m. Closes

Action Items – (Roll Call Votes)

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Motion made by Councilor Harrington and supported by Councilor Law to pass Waganakising Odawak Statute Housing Department and Housing Commission Statute.
Roll Call: Councilor Bernard–yes, Councilor Harrington–yes, Councilor Law-yes, Councilor McNamara–no, Councilor Naganashe–yes, Councilor Proctor–absent, Legislative Leader Otto–yes, Secretary Shananaquet–no, Treasurer Reyes–yes.
Motion carried.

Motion made by Councilor Law and supported by Legislative Leader Otto to pass Waganakising Odawak Statute Trust Fund Board Statute.
Roll Call: Councilor Bernard–yes, Councilor Harrington–yes, Councilor Law-yes, Councilor McNamara–yes, Councilor Naganashe–yes, Councilor Proctor–absent, Legislative Leader Otto–yes, Secretary Shananaquet–yes, Treasurer Reyes–yes.
Motion carried.

3:15 p.m. Break
3:33 p.m. Resume

Other Items of Business
Closed Session Confidential Business
3:34 p.m. Motion made by Treasurer Reyes and supported by Councilor McNamara to go into closed session for confidential business.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

4:04 p.m. Motion made by Councilor Harrington and supported by Councilor Law to return to open session.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Law to approve and authorize Enjmaaknegeng to apply for Small Business Administration's 8(a) program status for economic development purposes.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried.

Adjournment:
4:06 p.m. Motion made by Councilor Harrington and supported by Councilor Law to adjourn.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1– Absent (Councilor Proctor)
Motion carried

Next Tribal Council Meeting
Regular: July 27, 2017

These Minutes have been read and are approved as corrected.

APPROVED

Julie Shananaquet 7/27/17

Julie Shananaquet, Tribal Council Secretary Date

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