

**Little Traverse Bay Bands of Odawa Indians
Tribal Council Chambers
7500 Odawa Circle, Harbor Springs, MI 49740
Tribal Council Regular Meeting
February 8, 2018**

Call to Order: 9:04 a.m.
Opening ceremony: none
Closed Session: none

Council Present: Councilor Emily Proctor, Secretary Tamara Kiogima, Councilor Shanna Wemigwase, Councilor Frank Bernard, Legislative Leader Fred Harrington, Jr.

Absent: Councilor David Harrington, Councilor Julie Shananaquet, Treasurer Marcella Reyes

Legislative Office Staff Present: Legislative Office Manager Michele Portman-LaCount, Sr. Financial Analyst Rachel Cope, General Counsel James Bransky

Executive Officials and Staff Present: Chairperson Gasco-Bentley, Direct Services Administrator Phil Harmon, Chief Financial Officer Carrie Carlson

Judicial Officials and Staff: none

Public: Dianna Naganashe, Trisha Naganashe, Beverly Wemigwase, Andrew Stich, Petchiese C. King, Shianne Loukchart, Brittany Bentley

Invited Guest: Ziibimijwang: Kevin Donner and Blair Miller

Motion made by Councilor Proctor and supported by Councilor Wemigwase to adopt the agenda for as amended for February 8, 2018.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Councilor David Harrington, Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor Proctor to approve the Regular Meeting minutes of January 25, 2018.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Councilor David Harrington, Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Executive Report: Chairperson Gasco-Bentley and Direct Services Administrator Phil Harmon looking into the fiber optic, starting with housing in Harbor Springs, and will bring options back to Tribal Council; Working with Tenurgy to look at energy accounts; Looking at options to bring in a second dentist; Confidentiality in Pharmacy, Good meeting regarding Line 5 with other

Tribal Leaders, and will be working further with them for communication with the Governor of Michigan. Bringing awareness regarding human trafficking.

9:17 a.m. Councilor David Harrington arrived.

Executive Report continues: Does not look like Department of Justice will fund litigation support in FY 2020; Has proposal for 7th Generation feasibility study for 2nd St. property in Harbor Springs; AT&T issue for calling 911 at the 911 Spring St building, but working on this issue. Snow Snake this weekend and ice fishing February 18, 2018, Communication between government employees and staff; Working on reaching out to further tutoring.

Motion made by Secretary Kiogima and supported by Councilor Proctor to acknowledge the verbal Executive Report as presented by Chairperson Gasco-Bentley and Direct Services Administrator Phil Harmon for February 8, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Legislative Officer Reports:

Legislative Leader Report: Talked with Jim regarding a confidential legal memo from the last Tribal Council meeting closed session, Accounting of casino free play funds; Happy to see the Pharmacy function well; Meets regularly with Tribal Chairperson Regina Gasco-Bentley primarily regarding all issues unless otherwise directed by Tribal Council.

Motion made by Councilor Proctor and supported by Councilor Wemigwase to accept Legislative Leader for February 8, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Secretary Report

Documents Delivered to Executive: none

Vetoes: none

Phone Polls: none

Motion made by Councilor Wemigwase and supported by Councilor Proctor to accept Secretary Kiogima verbal and written report as presented on the agenda for February 8, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Treasurer Report: none

Councilor Wemigwase provided an update on Appropriations and Finance Committee regarding the reservation litigation funds being an item on the next agenda.

-Last Meeting: January 16, 2018 – all information from meeting was presented to Tribal Council at the January 25, 2018 Tribal Council meeting.

Phone Polls passed by Appropriations and Finance Committee:

02/01/18 Motion to recommend to Tribal Council to approve Certified Motion #020818-01 Request for Funding from the United States Department of Health and Human Services Centers for Disease Control and Prevention, Agency for Toxic Substances and Disease Registry, Tribal Practices for Wellness in Indian Country.

Committee Comments: none

Phone Poll Vote: 3-Yes, 0-No, 0-Abstained, 0-Absent Motion Carried.

-Next Meeting: February 13, 2018 at 1:00 p.m. in the Council Chambers

Motion made by Secretary Kiogima and supported by Councilor McNamara to accept Councilor Wemigwase verbal and written agenda report as presented on the agenda for February 8, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Tribal Council Committee Reports:

Land and Reservation Committee

Last Meeting: January 19, 2018 – all information from meeting was presented to Tribal Council at the January 25, 2018 Tribal Council meeting.

Meeting scheduled on February 2, 2018 was cancelled.

Next Meeting: March 2, 2018 at 9:00 a.m. in the Council Chambers

Motion made by Secretary Kiogima and supported by Councilor Wemigwase to accept the Land and Reservation Committee Report verbal and written as presented on the agenda from Councilor Proctor for February 8, 2018.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 – Absent (Councilor Shananaquet, Treasurer Reyes, Councilor Bernard)

Motion carried.

Tribal Council Member Reports:

Secretary Kiogima spoke regarding her attendance at the Wellness/Drug Court program. Most was confidential, but mentioned Tribal Council would benefit from going to see what it is about.

Motion made by Councilor Wemigwase and supported by Councilor Proctor to acknowledge receipt of Secretary Kiogima's Tribal Council member report for February 8, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Councilor Wemigwase spoke regarding wanting the end of the year casino financials to be public and not in closed session; Sr Financial Analyst Rachel Cope report and the letter mailed to the entire staff at Odawa Casino Resort; a draft Communication Policy regarding reportability between the Tribal Council and the Gaming Enterprise Board/Odawa Casino Resort; Tribal Resolution # 091417-01 To Re-Appropriate to Odawa Casino Resort (OCR) the Amount of \$820,000 to come from the Restricted General Fund Balance Funds - Economic Development Reserve and allow for OCR to Reserve Profits to implement the updated Five Year Strategic Plan.

Motion made by Councilor McNamara and supported by Councilor Proctor to acknowledge receipt of Councilor Wemigwase's Tribal Council Member Report for February 8, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

10:36 a.m. Break

10:56 a.m. Resume

Office of Finance and Revenue Report spoke regarding the allocation of revenue process for all enterprises.

Motion made by Secretary Kiogima and supported by Councilor Wemigwase to accept Sr. Financial Analyst Rachel Cope's verbal and written report for February 8, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

11:46 a.m. Public Comment opened: no comments

11:46 a.m. Public Comment closed

Legislative Services Attorney Report

Motion made by Councilor David Harrington and supported by Councilor Wemigwase to acknowledge receipt of Legislative Services Attorney Budnick's verbal report for February 8, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

12:01 p.m. Lunch

1:30 p.m. Return

Anishinaabemowin with Wasson

Motion made by Councilor McNamara and supported by Councilor Proctor to acknowledge receipt of the Ziibimijwang, Inc.- 2017 4th Quarter Report for February 8, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

General Counsel

Motion made by Councilor David Harrington and supported by Councilor Proctor to acknowledge receipt of General Counsel Bransky's verbal and written report for February 8, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor David Harrington to approve the Fire Protection Services Agreement Between Little Traverse Bay Bands of Odawa Indians and Bear Creek and Resort townships agreement and approve Chairperson Gasco-Bentley to sign the Agreement.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor David Harrington and supported by Councilor Wemigwase to approve action from General Counsel Bransky contained in the two Confidential Memos dated 02/08/18.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor David Harrington and supported by Councilor McNamara to adopt Tribal Resolution: Support of CORA's PL 93-638 Contract.

Roll call vote: Councilor Bernard-yes, Councilor David Harrington-yes, Councilor McNamara-yes, Councilor Proctor-yes, Councilor Shananaquet-absent, Councilor Wemigwase-yes, Treasurer Reyes-absent, Secretary Kiogima-yes, Legislative Leader Fred Harrington, Jr.-yes

Motion carried.

Tribal Historic Preservation Officer – no report

Legislative Office Manager Report

Motion made by Secretary Kiogima and supported by Councilor Proctor to accept Legislative Office Manager Portman-LaCount's verbal report as presented on February 8, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor McNamara and supported by Secretary Kiogima to acknowledge receipt of Cheryl Kishigo-Lesky's Letter of Interest for the Gaming Enterprise Board and set up an interview.

Vote: 6 - Yes, 0 - No, 1 - Abstained (Councilor Wemigwase), 2 - Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

2:48 p.m. Public Comment opened:

- Citizen Andrew Stich spoke regarding interviews for Election Board and wished Tribal Council asked about write in candidates. Looked up what funding Tribal Council gave to the farm compared to housing needs.
- Petchiese Carol King spoke regarding housing need compared to funds available to travel.
- Shianne Loukchart spoke regarding eligible for Citizenship Tribal children in foster/adoptive care not being able to be adopted into Little Traverse Bay Bands of Odawa Indians due to lack of help with genealogy resources. Would like to see the Tribe reach out to provide teaching for this service.

3:03 p.m. Public comment closed

3:03 p.m. Break

3:20 p.m. Resume

Motion made by Councilor McNamara and supported by Councilor David Harrington to approve Tribal Council attendance at the Native American Finance Officer's Association 36th Annual Conference on April 23-24, 2018 in New Orleans, LA.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor David Harrington to approve Tribal Council attendance at Midwest Alliance of Sovereign Tribes (MAST) Impact Week March 25-28, 2018 in Washington DC.

Motion made by Councilor David Harrington and supported by Councilor Proctor to approve Citizenship List A-Eligible for Citizenship dated January 30, 2018 for a total of 3.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor Proctor and supported by Secretary Kiogima to acknowledge receipt of the Gaming Enterprise Board's monthly Budget and Expenditure Reports for December 2017, and the Odawa Casino Resort December 2017 Financial Reports and 2017 4th Quarter report.

Vote: 6 - Yes, 0 - No, 1 – Abstained (Councilor David Harrington), 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Wemigwase to approve Certified Motion #020801-01 Request for Funding from the United States Department of Health and Human Services Centers for Disease Control and Prevention, Agency for Toxic Substances and Disease Registry, Tribal Practices for Wellness in Indian Country.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Wemigwase to appoint Joan Robinson to the Citizenship Commission to fill the remainder of a 3-year term ending September 2019.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor McNamara to re-appoint Jon Shawa to the Election Board to fill the remainder of a 4-year term ending September 21, 2021.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor David Harrington and supported by Councilor Proctor to re-appoint Alice Hughes to the Election Board to fill the remainder of a 4-year term ending September 21, 2021.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor David Harrington to re-appoint Carol Quinones to the Election Board to fill the remainder of a 4-year term ending September 21, 2021.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Secretary Kiogima and supported by Councilor David Harrington to approve Certified Motion 020818-02 Request for Funding from the U.S. Department of the Interior Bureau of Indian Affairs Great Lakes Restoration Initiative Capacity Funding, Tribal Capacity Funding FY 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Secretary Kiogima and supported by Councilor McNamara to acknowledge receipt of Mary Roberts Letter of Interest and Resume for the Gaming Enterprise Board and set up an interview.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor McNamara to approve Tribal Council's Memo dated February 8, 2018 to the Gaming Enterprise Board requesting their attendance to the February 22, 2018 Tribal Council Meeting.

Vote: 6 - Yes, 0 - No, 1 – Abstained (Councilor David Harrington), 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor David Harrington and supported by Councilor Wemigwase to post the Odawa Business Holding Corporation draft Statute to the Legislative Calendar in the Odawa Register.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

3:39 p.m. Break

3:46 p.m. Return

Motion made by Secretary Kiogima and supported by Councilor David Harrington to approve Certified Motion #020818-03 Governmental Branches Allocation of General Funds for Fiscal Year 2019.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Treasurer Reyes)

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor David Harrington to adopt Tribal Resolution: Supplemental Funding in the Amount of \$22,500.00 to remove the building on Monroe Street.

Roll call vote: Councilor Bernard-yes, Councilor David Harrington-yes, Councilor McNamara-yes, Councilor Proctor-yes, Councilor Shananaquet-absent, Councilor Wemigwase-yes, Treasurer Reyes-absent, Secretary Kiogima-yes, Legislative Leader Fred Harrington, Jr.-yes
Motion carried.

Motion made by Councilor McNamara and supported by Councilor David Harrington to adopt Tribal Resolution: Michigan Elders Association Delegate Appointment.

Roll call vote: Councilor Bernard-yes, Councilor David Harrington-yes, Councilor McNamara-yes, Councilor Proctor-yes, Councilor Shananaquet-absent, Councilor Wemigwase-yes, Treasurer Reyes-absent, Secretary Kiogima-yes, Legislative Leader Fred Harrington, Jr.-yes
Motion carried.

Motion made by Councilor David Harrington and supported by Councilor McNamara to adopt Waganakising Odawak Statute Contempt of Court that repeals Waganakising Odawak Statute #2010-004 Contempt of Court.

Roll call vote: Councilor Bernard-yes, Councilor David Harrington-yes, Councilor McNamara-yes, Councilor Proctor-yes, Councilor Shananaquet-absent, Councilor Wemigwase-yes, Treasurer Reyes-absent, Secretary Kiogima-yes, Legislative Leader Fred Harrington, Jr.-yes
Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor David Harrington to re-post of the Qualified Witness draft Statute to the Legislative Calendar in the Odawa Register.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Treasurer Reyes)
Motion carried.

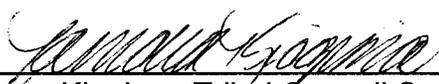
Adjournment:

4:15 p.m. Motion Councilor David Harrington and supported by Councilor Proctor to adjourn.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Treasurer Reyes)
Motion carried.

Next Regular Tribal Council Meeting:
February 22, 2018

These Minutes have been read and are approved as corrected:



Tamara Kiogima, Tribal Council Secretary


02-22-18

Date