

**Little Traverse Bay Bands of Odawa Indians  
Tribal Council Chambers  
7500 Odawa Circle, Harbor Springs, MI 49740  
Tribal Council Regular Meeting  
April 19, 2018**

Call to Order: 9:02 a.m.  
Opening ceremony: Shanna Wemigwase  
Closed Session: none

Council Present: Councilor Emily Proctor, Secretary Tamara Kiogima, Councilor Julie Shananaquet, Treasurer Marcella Reyes, Councilor Dexter McNamara, Councilor Shanna Wemigwase

Absent: Councilor Frank Bernard, Councilor David Harrington, Legislative Leader Fred Harrington, Jr.

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

Executive Officials and Staff Present: Human Resources Department Stephanie Carver, Elder's Director Mary Roberts, Chief Financial Officer Carrie Carlson

Judicial Officials and Staff: none

Public: Heidi Bosma, Andrew Stich

Invited Guest: none

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**9:09 a.m. Councilor David Harrington arrived.**

**Motion** made by Councilor Shananaquet and supported by Councilor Wemigwase to adopt the agenda for April 19, 2018 as amended.  
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)  
Motion carried.

**Motion** made by Treasurer Reyes and supported by Councilor Proctor to dedicate this meeting in honor of the following Citizen(s) who have walked on: Karin Truman, and Marshall Cude.  
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)  
Motion carried.

Introduction of new Tribal Government employees: Mary Roberts Elders Director, Jason Smith Great Lakes Fishery Biologist. John Kenoshmeg Elders Driver (*mentioned*).

**Motion** made by Treasurer Reyes and supported by Councilor Wemigwase to approve the Regular Meeting minutes of April 7, 2018 as corrected.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

**Executive Report:**

Vice-Chair Stella Kay:

- Michigan Indian Elders Association conference was last week and initial feedback has been positive
- The Veterans Honor Guard annual meeting and training will be next week, April 23 and 24. Tribal Council would like to be informed of the times.
- We hired a new Elders Director – Mary Roberts
- Accounting Department is working diligently on our annual audit
- The Round Dance is scheduled for this Saturday, April 21<sup>st</sup>, 5:00 to 11:00
- The Elders Dentures and the Hearing Aid programs are ready to roll. The Health Clinic phone greeting message has been changed to include directions for these programs.
- This week is Sexual Assault Awareness Month as well as Child abuse Prevention month and the Human Services department is busy with associated activities (Pinwheel gardens)
- I will be attending a Uniting Three Fires Against Violence Conference at Sault Ste Marie next week on Domestic Violence (April 23/24).
- Demolition of the Appleyard Daycare building begins tomorrow (4/20)
- Tribal Chairperson Regina Gasco-Bentley is busy with many CORA meetings and phone conferences

Motion made by Councilor Shananaquet and supported by Treasurer Reyes to acknowledge the verbal and written Executive Report as presented by Vice-Chair Stella Kay.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

**Legislative Officer Reports:**

Legislative Leader Report – No report

Secretary Report

- Acquisition of Culturally Significant Items Statute-delivered 04/09/18, due back 05/09/18
- Gaming Authority Statute-delivered 04/09/18, due back 05/09/18
- Legislative Procedures Statute-delivered 04/09/18, due back 05/09/18
- Lease Inheritance Statute-delivered 04/13/18, due back 05/14/18
- Participation in Opioid Litigation Certified Motion-delivered 04/09/18, due back 05/09/18

- Department of Health and Human Services Children and Families ANA Language Preservation Grant Certified Motion 040718-18-delivered 04/07/18 complete.
- Participation on Opioid Litigation Certified Motion 040718-03-delivered 04/09/18 complete.
- Hearing Aid Program REGS-TR-030218-01 040518-01 delivered signed complete 04/13/19
- Elder Dental Services Program REG-TR-032218-02 040618-01 delivered signed complete 04/13/19

ii. Vetoes: (a vote of Tribal Council to override a veto shall occur within 90-days of the veto) none

iii. Phone Polls passed by Tribal Council: none

**Motion** made by Councilor Shananaquet and supported by Treasurer Reyes to accept Secretary Kiogima's verbal and written report as presented on the agenda for April 19, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

Treasurer Report-Appropriations and Finance Committee  
Budget Hears update.

-Last Regular Meeting was held April 10, 2018 (actions taken at this meeting):

- *Motion made by Councilor Wemigwase and supported by Treasurer Reyes to recommend to Tribal Council to approve Certified Motion #041918-01 Request for Funding from the National Fish and Wildlife Foundation, FY 2018 Sustain Our Great Lakes Program. Vote: 3 -Yes, 0 -No, 0 -Abstain, 0 -Absent Motion carried.*
- *Motion made by Councilor Wemigwase and supported by Councilor McNamara to recommend to Tribal Council to approve Certified Motion #041918-02 Request for Funding from the Institute of Museum and Library Services, Native American Library Services FY 2018 Enhancement Grant. Vote: 3 -Yes, 0 -No, 0 -Abstain, 0 -Absent Motion carried.*
- *Motion made by Councilor Wemigwase and supported by Councilor McNamara recommend to Tribal council to adopt Tribal Resolution Use of 3rd Party Support Revenues for Expansion of Dental Program. Vote: 3 -Yes, 0 -No, 0 -Abstain, 0 -Absent Motion carried.*
- *Motion made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to adopt Tribal Resolution Amended FY 2018 Governmental Budgets. Vote: 3 -Yes, 0 -No, 0 -Abstain, 0 -Absent Motion carried.*
- *Motion made by Councilor McNamara and supported by Treasurer Reyes to recommend to Tribal Council to adopt Tribal Resolution Supplemental funding in the amount of \$160,000 for the Legislative Branch FY 2018 Budget for purchase of Land Parcel #111. Vote: 2 -Yes, 1 -No (Councilor Wemigwase), 0 -Abstain, 0 -Absent*

*Motion carried.*

-Next Appropriations and Finance Committee Special Meeting April 27, 2018 at 9:00 a.m. in Tribal Council Chambers.

-Next Regular Scheduled Meeting: May 8, 2018 at 1:00 pm in the Council Chambers

ii. Phone Polls passed by Appropriations and Finance Committee:

- *04/18/18: Motion to recommend to Tribal Council to approve funding from U.S. Environmental Protection Agency, Section 319 of the Clean Water Act, FY 2018 Indian Tribes and Intertribal Consortia Nonpoint Source Management Grant*
- *04/18/18: Motion to amend the 2019 Budget Formulation Process-Planning Calendar to change the dates of the Final 2019 Annual Budget approved by Tribal Council and the Final 2019 Annual Budget posted to Tribal Website from April 19, 2018 and April 20, 2018 to "no later than May 17, 2018 and May 18, 2018", respectively.*

**Motion** made by Councilor McNamara and supported by Councilor David Harrington to accept Treasurer Reyes' verbal and written Appropriations and Finance Committee report as presented on the agenda for April 19, 2018  
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)  
Motion carried.

**Motion** made by Councilor Wemigwase and supported by Councilor McNamara to amend the 2019 Budget Formulation Process-Planning Calendar to change the dates of the Final 2019 Annual Budget approved by Tribal Council and the Final 2019 Annual Budget posted to Tribal Website from April 19, 2018 and April 20, 2018 to "no later than May 17, 2018 and May 18, 2018", respectively; as recommended by the Appropriation and Finance Committee.  
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)  
Motion carried.

**10:29 a.m.** Break  
**10:48 a.m.** Return

Land and Reservation Committee

-Last Regular Meeting that was scheduled for April 13, 2018 was cancelled.

-Next Regular Scheduled Meeting: May 8, 2018 at 1:00 pm in the Council Chambers

**Motion** made by Councilor Shananaquet and supported by Councilor McNamara to acknowledge receipt of Treasurer Reyes Committee Chair's verbal and written report for the Land and Reservation Committee as presented on the agenda for

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

**Tribal Council Member Reports:**

Councilor Wemigwase – Attendance to provide service to Elders at Michigan Indian Elder's Association Conference, Drug Court Graduation, Tribal Council presence at Annual Community Meeting.

**Motion** made by Councilor Shananaquet and supported by Treasurer Reyes to acknowledge receipt of Councilor Wemigwase verbal Tribal Council Member report for April 19, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

Councilor Shananaquet – Discussion regarding Casino Health Inspection Report, Drug Court Graduation, Status of Gaming Authority Statute.

**Motion** made by Treasurer Reyes and supported by Councilor Wemigwase to acknowledge receipt of Councilor Shananaquet verbal Tribal Council Member Report for April 19, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

Councilor McNamara – Discussion Casino Food Inspection, Line 5, Drug Court Graduation.

Councilor Shananaquet would like to acknowledge and congratulate Citizen Janaan Cornstalk for winning the 2018 Northern Michigan Environmental Action Council (NMEAC) Environmentalist "Volunteer" of the Year Award.

**Motion** made by Councilor Shananaquet and supported by Councilor Wemigwase to acknowledge receipt of Councilor McNamara verbal Tribal Council Member Report for April 19, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

Councilor Proctor - Attendance to provide service to Elders at Michigan Indian Elder's Association Conference, Drug Court Graduation. Youth from Harbor Springs Schools for formation of a Youth Council.

**Motion** made by Councilor Shananaquet and supported by Treasurer Reyes to acknowledge receipt of Councilor Proctor verbal Tribal Council Member Report for April 19, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

**11:44 a.m. Public Comment opened and closed with no comments**

**Motion** made by Councilor McNamara and supported by Councilor Proctor to acknowledge receipt of the LTBB Minimum Control Standards Amendment REG-WOS 2011-005-040618-018 as presented by the Executive on April 19, 2018.

Vote: 5 - Yes, 1 – No (Councilor Shananaquet), 1 – Abstained (Councilor David Harrington), 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

**11:58 p.m. Lunch**

**1:32 p.m. Return**

#### **Corporate Charters and/or Board Updates:**

##### Traditional Tribal Burial Board update

2018 1st Quarter Report. Cemetery update. Will post their Minutes to web.

**Motion** made by Treasurer Reyes and supported by Councilor Proctor to acknowledge receipt of the Traditional Tribal Burial Board verbal and written 2018 1st Quarter Report as presented by Kevin Willis Board Chair and Lisa Flynn board Treasurer.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

#### **Legislative Staff Reports:**

##### Office of Finance and Revenue Report

Sr Financial Analyst Rachel Cope presented a power point.

**Motion** made by Councilor Shananaquet and supported by Treasurer Reyes to acknowledge receipt of Sr. Financial Analyst Rachel Cope's verbal and written report for April 19, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

Tribal Historic Preservation Officer – no report

##### Legislative Services Attorney Report

Phone conference with RB Construction. Land Ad-Hoc Meeting tomorrow, Annual Community Meeting committee meeting at 12:00 pm. on April 25, 2018 in the Legislative Offices.

**Motion** made by Councilor Shananaquet and supported by Councilor Wemigwase to acknowledge receipt of Legislative Services Attorney Budnick's verbal and written report for April 19, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

#### General Counsel

Updates on: Mackinaw Property, 910 Petoskey Street trust application, Wells Fargo, Meetings with departmental staff regarding depositions, Gaming Revenue Commission meeting attendance.

**Motion** made by Treasurer Reyes and supported by Councilor Wemigwase to acknowledge receipt of General Counsel Bransky's verbal report for April 19, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

#### **Public Comment**

**2:58 p.m.** Open:

- Andrew Stich spoke regarding his attendance at Budget Hearing and Language Department's not looking for other grant sources before grant ended. Should be looking for other grants at least 1-year in advance.

**3:01 p.m.** Close

#### Legislative Office Manager Report

Have not received any emailed comments from Citizens since last Tribal Council meeting report. Provided next Tribal Council work session update.

**Motion** made by Councilor Shananaquet and supported by Councilor David Harrington to accept Legislative Office Manager Portman-LaCount's written and verbal report as presented on

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

**3:04 p.m.** Break

**3:31 p.m.** Resume

Odawa Economic Development Management, Inc. – no report

Ziibimijwang, Inc. – no report

Gaming Enterprise Board – February Odawa Casino Resort Reports

**Motion** made by Councilor McNamara and supported by Councilor Proctor to acknowledge receipt of the Gaming Enterprise Board/Odawa Casino Resort Q4 2017 Business Plan Summary dated February 5, 2018 and Q4 2017 Engagement Survey Ongoing Data February 5, 2018.

Vote: 5 - Yes, 1 - No (Councilor Shananaquet), 1 - Abstained (Councilor David Harrington), 2 - Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

**Motion** made by Treasurer Reyes and supported by Councilor McNamara to assume the costs for the 3-Tribes Land and Reservation meeting to be held May 11, 2018 at the Odawa Hotel with costs to come from Legislative/Tribal Council Branch budget.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

***The motion to acknowledge receipt of Sunnese Granados Letter of Interest for the Gaming Enterprise Board and set up an interview will be rescheduled pending completion of the legislative process for the Gaming Authority Board Statute.***

**Motion** made by Councilor Wemigwase and supported by Councilor McNamara to approve Certified Motion #041918-01 Request for Funding from the National Fish and Wildlife Foundation, FY 2018 Sustain Our Great Lakes Program.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

**Motion** made by Treasurer Reyes and supported by Councilor McNamara to approve to approve Certified Motion #041918-02 Request for Funding from the Institute of Museum and Library Services, Native American Library Services FY 2018 Enhancement Grant.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

**Motion** made by Treasurer Reyes and supported by Councilor Wemigwase to approve Certified Motion 041918-03 Request for Funding from U.S. Environmental Protection Agency, Section 319 of the Clean Water Act, FY 2018 Indian Tribes and Intertribal Consortia Nonpoint Source Management Grant.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

**3:34 p.m. Tribal Government Building System failure due to down transformer on Hedwig Rd. The remainder of the meeting is not recorded.**

**Motion** made by Treasurer Reyes and supported by Councilor McNamara to approve Certified Motion #041918-04 Request for Funding from Bureau of Indian Affairs Litigation Support Funding.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

**Motion** made by Councilor Wemigwase and supported by Councilor Shananaquet to adopt Tribal Resolution: amended Fiscal Year 2018 Governmental Budgets.

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

Motion carried.

**Motion** made by Treasurer Reyes and supported by Councilor McNamara to adopt Tribal Resolution Use of 3rd Party Support Revenues for Expansion of Dental Program.

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

Motion carried.

**Motion** made by Treasurer Reyes and supported by Councilor David Harrington to adopt Tribal Resolution supplemental Funding in the amount of \$160,000 for the Legislative Branch FY 2018 budget for Purchase of Land Parcel #111.

Roll Call Vote: Councilor Bernard-absent, Councilor David Harrington-yes, Councilor McNamara-no, Councilor Proctor-no, Councilor Shananaquet-no, Councilor Wemigwase-no, Treasurer Reyes-yes, Secretary Kiogima-no, Legislative Leader Fred Harrington, Jr.-absent

Motion **fails**.

**3:54 p.m. Motion** made by Councilor David Harrington and supported by Councilor Wemigwase to adjourn.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Bernard, Legislative Leader Fred Harrington, Jr.)

Motion carried.

Next Tribal Council Regular Meeting

These Minutes have been read and are approved as written.

  
\_\_\_\_\_  
Tamara Kiogima, Tribal Council Secretary

05-03-18

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Date

