

**Little Traverse Bay Bands of Odawa Indians
Tribal Council Chambers
7500 Odawa Circle, Harbor Springs, MI 49740
Tribal Council Regular Meeting
October 27, 2018**

Call to Order: **9:07 a.m.**

Opening ceremony: Councilor Emily Proctor

Closed Session: Yes

Council Present: Councilor David Harrington, Councilor Dexter McNamara, Councilor Emily Proctor, Councilor Julie Shananaquet, Councilor Shanna Wemigwase, Treasurer Marcella R. Reyes, Secretary Tamara Kiogima, Legislative Leader Fred Harrington Jr.

Absent: Councilor Frank Bernard

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Sr Financial Analyst Rachel Cope, Legislative Administrative Assistant Linda Gokee

Executive Officials and Staff Present: Tribal Chairperson Regina Gasco-Bentley, Executive Assistant Rebecca Fisher

Judicial Officials and Staff: none

Public: Denise Petoskey, Cheri Dominic, Joanne Carey, Jordan Shananaquet, Theresa Keshick, Deleta Smith, Rochelle Ettawageshik, Renee "Wasson" Dillard, Isaac Dillard, Carol Kiogima, Angie Wooden, Carla Osawamick, Sharon Sierzputowski, Carol McFall, Danielle Becenti, Maanii Fonseca

Invited Guest: none

Motion made by Councilor Proctor and supported by Treasurer Reyes to adopt the agenda for January 18, 2018 as presented.

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

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Shananaquet to dedicate this meeting in honor of the following Citizens who have walked on: Arlene Foreman and Gerald Ramage.

Comments: Councilor McNamara would like more information such as where they are from to be included in the Honored deaths.

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

Motion carried.

Due to difficulty of Tribal Councilors accessing minutes, the motion to approve has been moved to the end of agenda.

Tribal Council Action Items:

Motion made by Councilor Shananaquet and supported by Councilor Wemigwase to reimburse Tribal Council mileage for travel to Grand Rapids to meet the Citizens on October 13, 2018.

Vote: 7 - Yes, 1 - No (Secretary Kiogima), 0 - Abstained, 1 - Absent (Councilor Bernard)
Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Wemigwase to approve Certified Motion #102718-01 Funding renewal from the U.S. Department of Health and Human Services, Indian Health Service, Little Traverse Bay Bands of Odawa Indians FY 2018 Annual Funding Agreement, Mod 18-2, Mod 18-5 & Mod 18-6 Funding Increase.

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

Motion made by Councilor Wemigwase and supported by Councilor Proctor to approve Certified Motion #102718-02 Acceptance of Funding from the United States Department of Justice, Office on Violence Against Women (OVW), Transitional Housing Assistance Grants for Victims of Sexual Assault, Domestic Violence, Dating Violence, and Stalking FY 2018 48-Month Project.

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

Motion made by Councilor Shananaquet and supported by Councilor Proctor to approve Certified Motion #102718-03 Request for Funding from the U.S. Department of Health and Human Services, Indian Health Service-Sanitation Program, Well & Septic Systems Contract FY 2019.

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

Motion made by Councilor Shananaquet and supported by Councilor Wemigwase to approve Certified Motion #102718-04 Request for Funding from U.S. Department of Housing and Urban Development, Native American Housing Assistance and Self-Determination Act (NAHASDA), Indian Housing Block Grant Program FY 2019.

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

Motion made by Councilor Shananaquet and supported by Councilor Wemigwase to authorize and request the Tribal Chair to negotiate an agreement with the Commission of Social Security in accordance with the "Tribal Social Security Fairness Act of 2018" that would extend the insurance system to Tribal Council.

Comments: Legislative Leader Fred Harrington Jr. stated all of Tribal Council needs to agree as a whole to pay into Social Security. The Accounting Department would deduct 6 ½% towards Social Security from councilors payroll.

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

Motion made by Treasurer Reyes and supported by Councilor David Harrington to approve Citizenship List A-Eligible for Citizenship dated Friday, October 19, 2018 for a total of 7.

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

Motion made by Councilor Wemigwase and supported by Treasurer Reyes to approve Citizenship List B-Ineligible for Citizenship dated Friday, October 19, 2018 for a total of 2.

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

Motion made by Councilor Wemigwase and supported by Councilor McNamara to adopt Tribal Resolution Election Board Request for Supplemental Funding in the amount of \$12,000.00 to come from General Funds-Fund Balance.

Roll Call: 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.-yes

Motion carried.

Discussion: "Stone Circle" property on Beaver Island, Michigan.

-The Little Traverse Conservancy asked for a donation from Little Traverse Bay Bands of Odawa Indians to purchase the Stone Circle property on Beaver Island.

-Little Traverse Bay Bands of Odawa Indians would have not control over the land except the possibility of a cultural easement.

Legislative Leader Fred Harrington Jr.: view on the Stone Circle property

-Significant events occurred at the Stone Circle,

-The War of 1812, Odawa's showed their strength to the British Army.

-The Tribe would not know what the conservancy group would allow for a cultural easement.

-The land is appraised at \$180,000

-The Legislative Leader attended the October 16, 2018 Appropriations and Finance Committee Meeting and asked for consideration to purchase this property.

-This will be the last chance for the Tribe to purchase this property.

Councilor McNamara:

-Supports the Tribe purchasing of this property as it has a cultural significance.

Councilor Shananaquet:

-What funding source is this to be taken from?

Councilor Wemigwase:

-Has this property site gone through the Phase I inspection?

Motion made by Councilor David Harrington and supported by Councilor McNamara to adopt Tribal Resolution Supplemental Funding in the Amount of \$180,000 for the Legislative Branch FY18 Budget for purchase of "Stone Circle" property on Beaver Island, Michigan to come from General Fund-Fund Balance.

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

Motion carried.

9:47 a.m. Break

10:05 a.m. Meeting resumes

Executive Oversight Report:

Discussion:

- GIS, Planning and Department of Commerce will be moving to the Government Complex.
- Environmental and SEEDS will be moving to 1345 US 31 North, also known as the White House.
- A Tribal Citizen inquired if the Tribe would endorse Dana Nessel, Michigan's race for the next Attorney General.
- The Per Capita Distribution will be mailed on/by November 9, 2018 in the Amount of \$500.00.
- Vice-Chairperson Stella Kay has answers to Tribal Councilor's questions from the October 11, 2018 Tribal Council Meeting:
 - Natural Resources Commissioner John Keshick III or Natural Resources Director Doug Craven will be presenting an update to Tribal Council regarding the 2020 Consent Decree.
 - Harbor Springs Board of Education does not want to sell their high-speed internet fiber optic to the Tribe due to the ongoing Reservation Litigation case. The Executive will be meeting with Great Lakes Energy as they are installing fiber optic cable in Emmet County.
 - Open Communication Day for Tribal Citizens, on the advice of Hogen Adams, does not recommend discussion on the Boundary Litigation Case. The Youth's You Tube production video will proceed.
 - The Tribal Chair and General Counsel Jim Bransky met with Harbor Point residents.
- Councilor Shananaquet asked how often does the Executive submit weekly press releases to the Petoskey News Review?
 - The Executive is following the advice of Hogen Adams to not respond to Emmet County Lakeshore Association's press release.
- The Executive will follow Tribal Council's direction, when given, regarding the Historical Boundary Litigation case.
- Legislative Services Attorney Donna Budnick suggests a phone conference with Hogen Adams at the next Tribal Council Work Session to bring Tribal Officials up to date on the boundary case.
- The Tribal Chair is working with the State of Michigan on the 340B Drug Discount Program. This is a federal program created by Congress to help provide relief from escalating drug prices to safety-net hospital and other healthcare providers serving vulnerable patient populations. It requires drug companies to offer discounts of up to 50 percent on many popular outpatient drugs. If this goes through, the Tribe could receive up to 2.7 million in reimbursements for prescription drugs.
- The Tribal Chair, Legislative Leader Fred Harrington Jr. and General Counsel Jim Bransky met with Gretchen Whitmer. General Counsel Jim Bransky addressed the Reservation Boundary, Legislative Leader Fred Harrington Jr. discussed medical marijuana and the Chair discussed Medicaid reimbursement, health care and education.

Legislative Leader Report:

- Was asked by the Executive to attend the meeting with gubernatorial candidate Gretchen Whitmer to discuss economic development.
- The Legislative Leader also spoke briefly on the Tribe's lawsuit and compared it to the current migrant caravan walk of men, woman, and children. What will happen to these young children upon reaching the border and President Trump removes them from their parents? It's no different when the state takes away our Indian children.

-On a positive note, Whitmer seems willing to communicate and negotiate with Tribes. Options of Compact or Memorandums of Understanding can occur between the state and Tribes. Rather than being adversaries, we should be partners in business and economic development. There are many opportunities for both the Tribe and State of Michigan.

Executive Oversight Report continued:

- Bay Mills Indian Community plans to file suit against Governor Snyder and the agreement he made with Enbridge to build a tunnel under the Straits of Mackinac. Snyder plans to "fast track" it through so there will not be no chance of turning back. Bay Mills is looking for a letter of support and/or monetary funding.
- Tribal Chair requested a Tribal Resolution opposing the tunnel.
- The Executive is looking for a simple motion on debt forgiveness in regards to the Michelle Chingwa Education Honorarium Program.

Questions to the Executive from Tribal Councilors:

Councilor Proctor:

- Asked if the Executive would like to acknowledge the Indian Child Welfare Act (ICWA), a law that has been enforced for 40 years. Councilor Proctor is willing to donate her time and effort.

Councilor McNamara:

- Were you aware the Emmet County Lakeshore Association approached the Wequetonsing (translates to *the harbor*) Association residents asking for 2% of their property taxes to help pay for their litigation against the Tribe? Their answer was no.

Secretary Kiogima:

- The following are question's Tribal Citizens of Grand Rapids asked of the Executive.
 - Elder traveled here for the Homecoming Pow Wow and was denied the gas exemption as they did not have the correct Tribal ID. They didn't receive theirs or knew that new cards were being sent issued
 - Homelessness in Grand Rapids: Do they have assistance outside of the service area. What services would be available to them?
 - Burial fund-How much per person?
 - Can the Tribe assist with glasses and dental for all citizens outside the 27-County Service Area?
 - Education Appeal for the Michelle Chingwa was denied, what is the next step to appeal?
 - Housing needs
 - People don't realize that the Odawa is a native owned casino. No Native artwork being sold at outlets or artwork being displayed.
 - Will the Tribe provide a Christmas Party for Tribal Citizens in Grand Rapids?
 - General Welfare card instead of per capita check

Councilor Shananaquet:

- Attended the Meet the Citizens in Grand Rapids and submitted her list of questions directly to the Executive via email.
- Can the Grand Rapids Citizens apply for the Small Grants Donation to assist with a Christmas party?

Councilor Wemigwase:

- Explained to the Citizens of Grand Rapids the Children's Christmas Party held in Harbor Springs is done by volunteers within the community.
- Can 3rd Party Revenue pay for glasses for all Tribal Citizens regardless of where they reside?
- Status of the Tribes Qualified Expert Witness in Indian Child Welfare cases.
- Asked the Executive to have Purchase Referred Care staff return phone calls regarding health bills being paid.
- When does the Executive plan on submitting names to Tribal Council for the Election Board?

Treasurer Reyes:

- Is it possible to have joint health care, in conjunction with other Tribes, such as an inter-tribal health care?

Executive Oversight Report continued:

- Working with Northern Shores regarding tax credits and the possibility of receiving funds at a 1-2% interest.
- Questions regarding the Tribal Resolution Paid Time-Off for Elections. Is requesting Tribal Council to word the resolution differently to avoid confusion amongst her staff.

Motion made by Secretary Kiogima and supported by Councilor Proctor to acknowledge the verbal and written Executive Oversight Report as presented by Tribal Chairperson Regina Gasco-Bentley on October 27, 2018.

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

Motion carried.

Motion made by Councilor David Harrington and supported by Councilor Proctor to adopt Tribal Resolution Opposition of the State of Michigan's agreement with Enbridge about Line 5.

Roll Call: 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.-yes

Motion carried.

Legislative Officer Reports:

Legislative Leader Report

Discussion:

- Economic Development for Odawa Aviation and all newly formed corporations.
- Strategic plans need to be developed for all corporations.
- Asked for Tribal Council consideration to appoint four (4) board members from the Ziiibimijwang, Inc. and one other person to the Odawa Aviation Corporate Charter.
- Spoke with the Gaming Authority Board regarding a Strategic Plan to include implementing sports betting and online e-betting.
- Requesting motions to appoint members to the Odawa Aviation Corporate Charter.

Motion made by Councilor Shananaquet and supported by Councilor Wemigwase to accept the verbal report from Legislative Leader Fred Harrington Jr. for October 27, 2018.

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

Motion made by Councilor McNamara and supported by Councilor Wemigwase to approve the Odawa Aviation Charter and to post the request for Letters of Interest for board member positions.

Vote: 7 - Yes, 1 - No (Councilor Proctor), 0 - Abstained, 1 - Absent (Councilor Bernard)
Motion carried.

Secretary Report

Documents Delivered to Executive:

-Tribal Resolution Paid Time-Off for Elections was delivered to the Executive for signature on 10/12/18-**PENDING SIGNATURE** (due back to Tribal Council on 11/12/18)

-Tribal Resolution Limited Waiver of Sovereign Immunity was delivered to the Executive for signature on 09/18/18-the Executive signed on 10/17/18.

-Tribal Resolution Secured Centralized Data Storage System was delivered to the Executive for signature on 10/12/18-the Executive signed on 10/17/18.

-Tribal Resolution Supplemental Funding in the Amount of \$21,000.00 for the Executive's Budget, "Political Contribution" and "Donations" Line-items was delivered to the Executive for signature on 10/19/18-the Executive signed on 10/22/18.

-Waganakising Odawak Statute Contracting Statute was delivered to the Executive for signature on 09/18/18-the Executive signed on 10/17/18.

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

Phone Polls passed by Tribal Council:

-10/18/18 Motion to adopt Tribal Resolution Supplemental Funding in the Amount of \$21,000.00 for the Executive's Budget, "Donation" Line-item.

Comments: none

Phone Poll Vote: 5 Yes, 4 No (Councilor Bernard, Councilor Proctor, Councilor Shananaquet, Secretary Kiogima), 0 Abstained, 0 Absent

Motion carried

Motion made by Councilor McNamara and supported by Councilor Wemigwase to accept Secretary Kiogima's verbal and written report as presented on the agenda for October 27, 2018.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor Bernard, Councilor Shananaquet, Legislative Leader Fred Harrington Jr.)

Motion carried.

11:22 a.m. Break

11:40 a.m. Meeting resumes

Treasurer Report

Appropriations and Finance Committee

-Last Meeting: October 16, 2018

(Motions made at Appropriations and Finance Committee Meeting)

Motion made by Councilor Wemigwase and supported by Councilor McNamara to recommend to Tribal Council adopt Tribal Resolution Supplemental Funding in the Amount of \$21,000.00 for the Executive's Budget, "Donation" Line-item.

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 approve Certified Motion #102718-01 Funding renewal from the U.S. Department of Health and Human Services, Indian Health Service, Little Traverse Bay Bands of Odawa Indians FY 2018 Annual Funding Agreement, Mod 18-2, Mod 18-5 & Mod 18-6 Funding Increase.

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 #102718-02 Acceptance of Funding from the United States Department of Justice, Office on Violence Against Women (OVW), Transitional Housing Assistance Grants for Victims of Sexual Assault, Domestic Violence, Dating Violence, and Stalking FY 2018 48-Month Project.

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 #102718-03 Request for Funding from the U.S. Department of Health and Human Services, Indian Health Service-Sanitation Program, Well & Septic Systems Contract FY 2019.

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 approve Certified Motion #102718-04 Request for Funding from U.S. Department of Housing and Urban Development, Native American Housing Assistance and Self-Determination Act (NAHASDA), Indian Housing Block Grant Program FY 2019.

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 adopt Tribal Resolution Supplemental Funding in the Amount of \$180,000 for the Legislative Branch FY18 Budget for purchase of "Stone Circle" property on Beaver Island, Michigan.

Vote: 3-yes, 0-no, 0-abstain, 0-absent

Motion carried.

-Next Meeting: Tuesday, November 13, 2018 at 9:00 a.m. in Council Chambers.

Public Comment:

11:45 a.m. Public Comment opened

- Tribal Citizen Denise Petoskey commented the Odawa Aviation Statute is vague and needs to be defined explicitly of what it means. It is unfair to the rest of the Tribal Citizens to pre-select board members without posting for the positions.

11:46 a.m. Public Comment closed

Appropriation and Finance Committee Report continued.

Phone Polls passed by Appropriations and Finance Committee:

-10/19/18 Motion to recommend to Tribal Council to approve Tribal Resolution Election Board Request for Supplemental Funding in the amount of \$12,000.00 to come from General Funds-Fund Balance.

Comments: none

Phone Poll Vote: 3 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor Shananaquet to accept the Appropriations and Finance Committee verbal and written report as provided on the agenda by Treasurer Reyes, Committee Chairperson for October 27, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Bernard, Secretary Kiogima)

Motion carried.

Land and Reservation Committee

-Last Meeting: August 31, 2018

-The regular scheduled meeting on Friday, October 5, 2018 was cancelled. Due to previous commitments by the committee members, it was not rescheduled.

(No motions made at Land and Reservation Committee Meeting)

-Next Meeting: Friday, November 2, 2018 at 9:00 a.m. in Council Chambers.

Phone Polls passed by Land and Reservation Committee: none

Discussion: Attendance of the Housing Presentation

-Scott Winchester and Justin Crane of Seven Generations was present and brought forth possibilities for Monroe and Second Street development.

-PowerPoint presentation which included plans for a duplex, 3-bedroom, 2-bath with attached garage.

-Second Street would be more expensive to develop due to maximum density.

-Asked Seven Generations to bring additional plans for single and 2-bedroom units as there are 36 Tribal Citizens on the housing waiting list. Out of this total, there are 20 young, single persons. The Department of Housing and Urban Development (HUD) helps families into housing quicker than single persons.

Motion made by Councilor Wemigwase and supported by Councilor Proctor to accept the Land and Reservation Committee verbal and written report as provided on the agenda by Treasurer Reyes, Committee Chairperson for October 27, 2018.

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

Motion carried.

Public Comment:

11:54 a.m. Public Comment opened

- Tribal Citizen Joanne Carey commented some of the Elders were upset with the \$20,000 allocation made to Gretchen Whitmer as there may not be enough money for Elders' fuel and utility bills. Why is Tribe giving money to the State of Michigan gubernatorial candidates? These ongoing recalls of elected officials is ridiculous because it costs the Tribe money. The Waganakising Odawak Statute

Recall of an Official and Leave of Absence Statute needs to be amended to include legitimate reasons before a recall can be initiated. Joanne would like Tribal Council's consideration in drafting a Tribal Resolution acknowledging the Eagle Staff is the first flag of Americas and should be held higher than any other flag.

- Tribal Citizen Julie Shananaquet thanked Joanne Carey for all of her work and dedication to the Michigan Elder's Association.

12:01 p.m. Public Comment closed

12:02 p.m. Lunch Break

1:30 p.m. Meeting resumes

Tribal Council Member Reports:

Treasurer Reyes:

-Attended the Meet the Citizens of Grand Rapids. Secretary Kiogima provided an excellent, written overview of the items of discussion.

-The Odawa Casino Resort Gift Shop has no representation of Odawa Art.

- A Tribal Citizen contacted Odawa Casino Resort to sell their beadwork and never received a return call.
- Ideas for items for purchase is license plates reading "ODAWA"

-Tribes Historical Boundary Litigation case.

-Cannabidiol (CBD) selling of products.

-General welfare card v Per Capita Distribution

-Twenty Tribal Citizens were in attendance. 95% of questions was asked of the Executive.

Motion made by Councilor Shananaquet and supported by Councilor Proctor to accept Treasurer Reyes' verbal report as presented on October 27, 2018.

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

Motion carried.

Councilor Shananaquet:

-Attended the Meet the Citizens of Grand Rapids.

- A special Thank You to Ron Yob of the Grand River Band of Ottawa Indians for allowing this meeting to take place at the Band's office and providing refreshments.
- The Citizens from Grand Rapids are requesting a follow-up from both the Legislative and Executive in regards to the questions brought forth.
- It was suggested the Tribe should join the movement in hemp production and medical marijuana.
- What other businesses will be going into Victories Square?
- When will a hotel be added to the casino?
- Tribal Citizens outside of the service area are requesting more money be given to them as they are not allowed to utilize the same benefits as Tribal members living in the Petoskey area.
- Can housing and emergency assistance be available to Tribal Citizens residing in cities not within the 27 County Service Area?
- When will Executive submit names to the Legislative Office to complete the five-member Election Board?

- How many times must a Tribal Citizen submit an address change to the Election Board in order for them to mail a ballot to a correct address?
- Citizens from Grand Rapids is requesting Legislative articles to be in the Odawa Trails under title "Legislative Corner".

-Attended the Executive's Housing Presentation the Odawa Hotel. Treasurer Reyes' gave an overview of the material presented in the Land and Reservation Committee report.

-Thanked Gaming Authority Board Vice-Chair Bernadece Compo-Boda for her notice of a contract termination and clarification of motion associated with Leadership Oversight Committee (LOC).

-Spoke with Gaming Authority Board Chair Bev Wemigwase and Vice Chair Bernadece Compo-Boda regarding the development and offer for Board training to assist in creating a successful board.

-How do we process emails from the former Odawa Casino Resort General Manager?

-Hunter Genia expressed an interest in presenting a video to Tribal Council on Swan Creek/Black River history and his quest in obtaining answers on obtaining tribal recognition.

Motion made by Councilor Wemigwase and supported by Councilor Proctor to accept Councilor Shananaquet's verbal and written report as presented on October 27, 2018.

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

Motion carried.

Secretary Kiogima:

-Attended the Meet the Citizens of Grand Rapids. Provided discussion and a written report during the Executive Oversight Report.

- Tribal Citizens are requesting Vocational and financial support in attending trade schools.
- Odawa Casino Resort advertising.

-More discussion of debt forgiveness.

-Asked Tribal Council if they supported a monetary donation to Bay Mills Indian Community in their suit against Governor Snyder.

Motion made by Treasurer Reyes and supported by Councilor Wemigwase to accept Secretary Kiogima's verbal and written report as presented on October 27, 2018.

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

Motion carried.

Councilor Wemigwase:

-Attended the Natural Resources Commission meeting in Grand Rapids on October 13, 2018.

- This event was well organized by the departmental staff and Commission. They had refreshments, lunch and giveaways.
- How we track eagles. They are put on GPS.
- Wild rice project.
- Eventually the Tribe will have its own eagle repository
- Issued hunting and fishing licenses.

-Attended the Meet and Greet in Grand Rapids. Most of her items have been previously discussed and would like to reiterate the following:

- Tribal Citizens want to know how much longer do we have debt on the casino? They are in favor of adding a hotel and support e-gaming.

- General Welfare cards v Per Capita payments.
- Support business ventures in CBD, medical and recreational marijuana. They would like Tribal Council to act on implementing this business.
- The Citizens of Grand Rapids request the presence of the Executive to attend these meetings.

-Attended the Gaming Authority Board Work Session on Friday, October 19, 2018.

Observations made are:

- The Board seems well organized and works hard.
- Spoke with Matt Stemkoski regarding the Appropriations and Finance Committee process,
- Obtained legal advice from General Counsel Jim Bransky,
- In the process of investigating the former General Manager,
- New roof report

-Attended the Gaming Authority Board Meeting on Saturday, October 20, 2018.

- Prefers meeting at the Odawa Hotel v. the casino.
- Two (2) Citizens were in attendance and gave public comment.
- The Board has fresh eyes and a diverse background of members.
- Financials were requested.
- Motion to terminate the General Manager contract was unanimous.
- A policy was passed for the Leadership Oversight Committee (LOC)
- Topics of questions and concerns from the Tribal Citizens of Grand Rapids were presented to the Gaming Authority Board.
- Informed the Board of the Appropriations and Finance Committee procedures for placement on their agenda.
- The Board is working on minutes to be approved at their next meeting.

-Community Teachings have been occurring, it would be nice to see Leadership attendance.

Motion made by Councilor McNamara and supported by Councilor Shananaquet to accept Councilor Wemigwase's verbal report as presented on October 27, 2018.

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

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor Shananaquet to approve Tribal Certified Motion Require a Gaming Authority Strategic Plan.

-On hold until Tribal Councilors can review the Certified Motion.

Discussion: New verbiage added to Tribal Resolution Paid Time-Off for Elections to include all Tribal branches of Government and Tribally owned enterprises and businesses to allow employees and Tribal Citizens leave during polling hours in order to vote in Tribal, state and federal elections, including special elections and primaries.

Motion made by Councilor Proctor and supported by Secretary Kiogima to adopt Tribal Resolution Paid Time-Off for Elections.

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

Motion carried.

Motion made by Councilor Wemigwase and supported by Councilor Shananaquet to approve Tribal Certified Motion Require a Gaming Authority Strategic Plan.

Vote: 6 - Yes, 1 – No (Secretary Kiogima), 1 – Abstained (Councilor David Harrington), 1 - Absent (Councilor Bernard)

Motion carried.

2:44 p.m. Break

2:56 p.m. Meeting resumes

Tribal Council Member Report on hold for public comment

Public Comment

2:59 p.m. Public Comment Opens

- Tribal Citizen Jordan Shananaquet is in support of retaining the Gijigowi First Nation language teacher. She read the Tribe's Mission Statement in Anishinaabemowin.
- Tribal Citizen Theresa Keshick supports Jordan's statement in retaining the First Nation language teacher. It is her hope and dream for our children to speak Anishinaabemowin. It is important as it is part of our identity and is what helped the Tribe in obtaining our reaffirmation.
- Tribal Elder Deleta Smith spoke for the need of change within our community. We do not make change by waging war within our own community, we must find common ground and do right.
- Tribal Elder Rochelle Ettawageshick spoke of the wonderful opportunity we have in having a First Nation language teacher. The language class comes together as one, as a community should. Asked Tribal Council to pass the 2019 Budget and not to cut the language teacher position.
- Tribal Elder Renee "Wasson" Dillard spoke of all roads to speaking our language is good. Learning how to read and write Anishinaabemowin is important. She has learned all of this from our First Nation speaker and the Tribes language teachers, Carla, Netawn, and Gwen. It is important for our children and future generations to keep the language alive.
- Tribal Citizen Carol Kiogima agrees with her language classmates and is in support of retaining the First Nation language speaker.
- Tribal Citizen Angie Woodin commented the SPRING Grant team visits 60 children in the local area public schools where they teach simple basic words to the students. When they learn a word, they become excited and light up. She also teaches her grandson these words as well and is in support of the First Nation language speaker.
- Carla Osawamick commented she does not know what's going on in regards to the 2019 Budget. Operating on the 2018 Budget for FY 2019 affects her budget in the Gijigowi Language Department. A First Nation language speaker is needed in this community in order to speak the language properly.
- Julie Shananaquet commented on the importance of our language. She recognized everything Jordan read in Anishinaabemowin due to Wasson's language lessons during Tribal Council meetings. Tribal Council is looking at working with the Executive and it is important, especially to work with us during the budget process, and for the two departments to come together to support the Language Department. Thanked the language class for attending and voicing their public comments.

- Tribal Citizen Linda Gokee commented she is in support of the language department. We have gifted language teachers here. Most of our Elders who spoke the language are no longer here and we need to keep to keep the language alive for our children.
- Tribal Citizen Denise Petoskey responded to Julie's comment regarding the 2019 Budget process. She watched the budget process where the two branches were supposed to come together, but that's not what they saw. They saw one branch dictate to the other branch of what they wanted to see in the other's budget, and then refuse to pass the budget, twice. Working together did not happen. In addition to her public comment this morning in regards to the Aviation Charter. Denise publicly objects to the willful misleading of Tribal members and the horrible precedence Tribal Council is setting. She reminded Tribal Council of the Tribes Constitution, Article VII, Tribal Council, D. Powers of the Tribal Council, 16. *"Establish committees, commissions, and boards, and approve appointments as presented by the Executive. The Tribal Council shall develop laws setting out qualifications for appointees and ensuring that the Tribal membership is given reasonable notification of available positions"*. Tribal Council should not be putting people on this board without advertising for the positions.
- Tribal Citizen Theresa Keshick shared a story of speaking the language amongst our small children.
- Tribal Citizen Shanna Wemigwase is in support of the language teacher, she would like to see it funded permanently.
- Tribal Elder Sharon Sierzaputowski is in support of the language teacher to remain with us. She has been in the language class for a few years now and has learned a lot. It is the language class's understanding, the language instructor was included in the last proposed Executive 2019 Budget and the Appropriations and Finance Committee did not pass this budget and this is why we are here. Having the language instructor is important to the community.
- Tribal Citizen Danielle Becenti commented she is a new student and is thankful for the opportunity to learn our language. It is important to learn our language so we may pass it on to our kids and so on.
- Tribal Citizen Maanii Fonseca commented her heart is breaking as this language teacher speaks fluently. It is rare to have a fluent language teacher.
- Tribal Citizen Angie Woodin thanked Tribal Council for the Michelle Chingwa Education Honorarium Act as her son is now working on his MBA at the University of Michigan and she is very proud of him. We need to be kind to one another, we can't hold grudges, don't pass judgement.

3:29 p.m. Public Comment Closed

Discussion: FY 2019 Budget

Legislative Leader Fred Harrington Jr.:

-Apologized to all in attendance as he brought forward and voted on an older document for the FY 2019 Budget instead of the one the Executive brought. The Legislative Leader felt it would have passed, had it been the correct budget. He feels he may have been the reason it did not pass.

Councilor Shananaquet:

-Voted no on the initial 2019 Budget as the language teacher was not included in the Tribal Resolution brought forward by the Executive. Tribal Council was pushing for and supported a language instructor to be in the budget and it was not. That is why Councilor

Shananaquet voted no as she knew of the importance of our language. It was disheartening for Tribal Council to learn of losing Wasson because there was no money in the budget to have her continue "Language with Wasson" during Tribal Council Meetings. Until she sees the budget come through, that's real specific to things that are important to the Tribe, she will continue to vote no. The sole source of our income is based on the casino revenue and Tribal Council is trying to stretch the dollars to put it in those programs that are important. Language is important.

Councilor Wemigwase:

-She is on the Appropriations and Finance Committee (AFC) and thanked the language class for attending then and today.
-The first original budget brought forward by the Executive did not include a language instructor and she voted no. A new budget was submitted by AFC Member Councilor Wemigwase to specifically add money into the Language Department for an instructor. This budget was passed by Tribal Council and was vetoed by the Executive. The next budget submitted by the Executive did not include funding for a language instructor, Tribal Council voted no to passing it, and this is why the Tribe is operating on a 2018 Budget for Fiscal Year 2019. She would like to see this position fully funded. Grants help but to depend on believing we will continually receive monies from the funding source is not feasible. Councilor Wemigwase wanted to the Language class know why she voted no.

Councilor Proctor:

Tribal Council must follow a budget statute. There are pieces Tribal Council along with Executive, are ironing out. In addition, we need to tighten up on how those budgets are brought forward and the process to it. Tribal Citizens seen a lot of back and forth on the budgets. In Councilor Proctor's view, there was a transparent process in regards to the budget. She appreciates the language students for coming in to discuss the budget process, and thanked them for their comments. She too is also in support of a language instructor.

Tribal Council Member Report continued

Councilor Proctor:

-January 25 & 26, 2019 is the Northern Michigan Small Farm Conference. This will be held and hosted by the Grand Traverse Resort and Spa.
-Attended the Michigan Woman's Hall of Fame Awards Dinner and Induction Ceremony on October 18, 2018. Agatha Biddle was inducted into the Historical Women's Hall of Fame. She is the second, along with Wauneta Dominic, are the only Anishinaabekwe to be inducted. Agatha is a mentor for Councilor Proctor.
-Councilor Proctor would like to create a venue to nominate our historical leaders, present leaders and our youth to these positions. A Grand Valley Student brought forth Agatha's name as she was frustrated as no Anishinaabe Leaders are ever spoke of in schools, let alone higher education, college and/or universities.
-Frustrated with the following persons/actions:

- Executive Assistant Rebecca Fisher as Legislative Leader Fred Harrington Jr. was the only Tribal Councilor invited by the Executive to attend the meeting with Gretchen Whitmer.
- The termination of the General Manager's contract, along with some employees.
- Wants to see due process and to be ensured our Gaming Authority Board is following up with investigations. Where are the reports? Where are the legal opinions?

- Is the newly appointed Gaming Authority Board doing well or do they need assistance?
- Thanked Tribal Council for listening to her concerns today.

Motion made by Councilor David Harrington and supported by Treasurer Reyes to accept Councilor Proctor's verbal report as presented on October 27, 2018.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Bernard)
Motion carried.

Legislative Staff Reports:

Office of Finance and Revenue Report

- Working with Odawa Economic Development Management, Inc. (OEDMI) on Victories Square regarding waste water and billing.
- Odawa Casino Resort refinance with PNC Bank is on hold until the accounting department is reestablished.
- Provided a chart on General Fund spending.
- Rachel and Treasurer Reyes will be having a phone conference with Merrill Lynch's Peter Eckerline.

Motion made by Councilor Shananaquet and supported by Treasurer Reyes to accept Sr. Financial Analyst Rachel Cope's verbal and written report for October 27, 2018.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Bernard)
Motion carried.

4:14 p.m. Secretary Kiogima exits meeting

Tribal Historic Preservation Officer: No report

Legislative Services Attorney Report

- Legislative Administrative Assistant Linda Gokee (22 years), Legislative Office Manager Michele Portman-LaCount (17 years), Legislative Services Attorney Donna Budnick (11 years) were recognized for their years of service.
- Emailed 3 "Fish Reports" to Tribal Council from the Negotiation of Tribes for the 2020 Consent Decree.
- On many conference calls regarding Legal Business matters.

Motion made by Councilor McNamara and supported by Councilor Proctor to acknowledge receipt of Legislative Services Attorney Budnick's verbal and written report for October 27, 2018.
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Bernard, Secretary Kiogima)
Motion carried.

General Counsel: No report

Legislative Administrative Assistant Office Report

- Worked on the November 6, 2019 Tribal Council Work Session Agenda.
- Worked with Andrea Cowles regarding the last license for a Gaming Authority Board member.
- Sent email to Gaming Authority Board to be prepared to present their budget to include a possible new Administrative Assistant position and the purchase of new laptops.

-Will resend email to Gaming Authority Board requesting the full board to present their 3rd Quarter Report.

Motion made by Councilor McNamara and supported by Councilor Wemigwase to accept Legislative Administrative Assistant Linda Gokee's verbal report for October 27, 2018.

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

Corporate Charters and/or Board Updates: No reports

4:18 p.m. Motion made by Councilor Shananaquet and supported by Councilor Proctor to go into Closed Session for Confidential Legal Matters.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor Bernard, Secretary Kiogima)
Motion carried.

4:51 p.m. Motion made by Councilor David Harrington and supported by Councilor McNamara to return to Open Session.

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

4:53 p.m. Councilor David Harrington exits meeting.

Motion made by Councilor Wemigwase and supported by Councilor McNamara to table the approval of the October 11, 2018 Tribal Council Meeting Minutes to November 8, 2018.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor Bernard, Secretary Kiogima, Councilor David Harrington)
Motion carried.

4:55 p.m. Motion made by Councilor Wemigwase and supported by Councilor Proctor to adjourn.

Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 - Absent (Councilor Bernard, Secretary Kiogima, Councilor David Harrington, Councilor Shananaquet)
Motion carried.

Next Regular Tribal Council Meeting:
Thursday, November 8, 2018 at 9:00 a.m.

These Minutes have been read and are approved as corrected/written.

 11-08-18

Tamara Kiogima, Tribal Council Secretary Date



