

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting Minutes
May 21, 2020

Call to Order: **9:03 a.m.**

Closed Session: none

Opening Ceremony: Emily Proctor

Council Present: Councilor Fred Kiogima, Councilor Melissa Pamp, Councilor Marty Van De Car, Treasurer Marcella Reyes, Secretary Julie Shananaquet, Legislative Leader Emily Proctor

Absent: Councilor Fred Harrington, Jr., Councilor Tamara Kiogima, Councilor Leroy Shomin

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick Legislative, Office Manager Michele Portman-LaCount, Sr. Financial Analyst Rachel Cope, Tribal Historic Preservation Officer Melissa Wiatroluk, General Counsel Jim Bransky

Executive Officials and Staff Present: Vice-Chair Stella Kay, Enrollment Director Pauline Boulton, Human Resources Department Generalist Rose Pyant, Executive Director Unit II Daugherty Johnson, Tribal Court Cultural Resources Advisor Sunnese Granados, Higher Education Specialist Kim Gabrick, Senior Hatchery Technician Gary Michaud, Education Director Jordan Shananaquet

Judicial Officials and Staff: none

Public: Wayne Ettawageshik, Doug Emery, Marvin Mulholland, Toni Smith, Maanii Tall Cloud, Bryan Dayson, Christine Shomin, Judy Field,

Invited Guest: Gaming Authority Mary Kilmer, Odawa Casino Resort: Andrea Shananaquet, Nick Foltz, Dennis Shananaquet, Mary Schneider, Shari Temple, Cathi Rotan, Linda Gokee, John Kawegoma, Carla Osawamick, Renee Dillard

9:08 a.m. Councilor Tamara Kiogima joins meeting.

Motion made by Treasurer Marcella Reyes and supported by Councilor Marty Van De Car to adopt the Agenda of May 21, 2020.

Vote: 7-yes, 0-No, 0-Abstain, 2-Absent (Councilor Fred Harrington Jr. Councilor Leroy Shomin)

Motion carried.

Motion made by Councilor Melissa Pamp and supported by Councilor Fred Kiogima to approve the minutes of May 12, 2020 as corrected.

Vote: 7-yes, 0-No, 0-Abstain, 2-Absent (Councilor Fred Harrington Jr. Councilor Leroy Shomin)

Motion carried.

- 9:12 a.m.** Introduction of new Tribal Government Employees
- Sunnese Granados Tribal Court Cultural Resources Advisor
 - Kathryn Burek Enrollment PT Receptionist-absent
 - Kim Gabrick Higher Education Specialist
 - Gary Michaud Senior Hatchery Technician
 - Beth Koskuc Community Health Representative-absent
 - Meghan Day VOCA Victim Advocate-absent

9:15 a.m. Councilor Fred Harrington Jr. joins meeting

Legislative Officer Reports:

Legislative Leader Report

Discussion: *Odawa Casino Resort joined in for discussion item decision to draft letter regarding precautionary measures to be used during re-opening. Councilor Fred Harrington Jr. suggested use of shields between machines.*

Motion made by Councilor Fred Kiogima and supported by Councilor Melissa Pamp to accept Legislative Leader Proctor's verbal report for May 21, 2020.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Leroy Shomin)

Motion carried.

Executive Report:

Discussion: *Return to work Phase 1 will begin June 1st. Elder meal program will resume June 1st. 30 employees will begin furlough program. Discussion regarding hazard pay. Discussion regarding social media and release of information regarding COVID-19 Stimulus without official action of Appropriations and Finance Committee or Tribal Council. Executive requested approval of emergency budgets prior to release of funds to Citizens.*

Motion made by Councilor Fred Harrington Jr. and supported by Councilor Tamara Kiogima to acknowledge the verbal Executive Oversight Report as presented by Vice-Tribal Chairperson Stella Kay and Unit 2 Director Dougherty Johnston on May 21, 2020.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Leroy Shomin)

Motion carried.

Secretary Report

Documents Delivered to the Executive: none

Vetoes: none

Phone Polls passed by Tribal Council: none

Secretary comment:

I would like to acknowledge and thank Bernadece Boda for submitting sample Resolution, and to give notification of E-mail correspondence with Matt Stemkowski thanking him for participating in phone conference at Tuesday's work session and to relay the following: "My email could have been handled differently most certainly, and I apologize for that. My goal was to get across that I want this to be a cohesive unit, all of us.... Maybe not spoken of on my half with the most eloquence"

Additional comments:

I would like to see Chairperson Regina Gasco-Bentley's proposed/intended use of COVID-19 Stimulus in a Resolution format that includes what percentage of funds will be used for specific items i.e. Citizen health and welfare, Indian business, Judicial, etc.

Motion made by Councilor Tamara Kiogima and supported by Treasurer Marcella Reyes to accept Secretary Shananaquet's verbal and written report as provided on the agenda for May 21, 2020.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Leroy Shomin)

Motion carried.

Tribal Council Committee Reports:

Treasurer Report

Appropriations and Finance Committee

Last meeting: May 12, 2020

(Motions made at the Appropriations and Finance Committee Meeting):

Motion made Secretary Julie Shananaquet and supported by Councilor Leroy Shomin to recommend Tribal Council approval of CERTIFIED MOTION #052120-01 Request for Funding from the United States Environmental Protection Agency, Performance Partnership Grant FY 2021-2022.

Vote: 3-Yes, 0-No, 0-Abstain, 0-Absent

Motion carried.

Motion made Secretary Julie Shananaquet and supported by Councilor Leroy Shomin to recommend Tribal Council approval of CERTIFIED MOTION #052120-02 Request for Funding from the Office for Victims of Crime, Tribal Victim Services Set Aside Formula Program FY 2020.

Vote: 3-Yes, 0-No, 0-Abstain, 0-Absent

Motion made Councilor Leroy Shomin supported by Secretary Julie Shananaquet to recommend Tribal Council approval of CERTIFIED MOTION #052120-03 Request for Funding from the Michigan Department of Health and Human Services, Public Health Preparedness and Emergency Response (PHEP) FY 2021-2024.

Vote: 3-Yes, 0-No, 0-Abstain, 0-Absent

-Next Meeting: June 16, 2020 at 9:00 a.m. Location to be determined.

Phone Polls:

05/20/20 Motion to recommend to Tribal Council to adopt TRIBAL RESOLUTION: Declaration of a Budget Emergency for FY2020.

Vote: 3-Yes, 0-No, 0-Abstain, 0-Absent

05/20/20 Motion to recommend to Tribal Council to approve CERTIFIED MOTION #052120-01 Request for Funding from the United States Department of the Interior Bureau of Indian Affairs One-Time Welfare Assistance CARES Act Funds.

Vote: 3-Yes, 0-No, 0-Abstain, 0-Absent

Motion made by Councilor Melissa Pamp and supported by Secretary Julie Shananaquet to accept the Appropriations and Finance Committee verbal and written

report as provided on the agenda by Treasurer Reyes, Committee Chair for May 21, 2020.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Leroy Shomin)

Land and Reservation Committee

Last Meeting: April 17, 2020. The May 1, 2020 Meeting was cancelled.

(Motions made at Land and Reservation Committee April 17, 2020 Meeting were reported at the May 7, 2020 Tribal Council Meeting)

Phone Polls: none

Next Meeting: June 5, 2020 at 9:00 a.m. location to be determined.

Motion made by Councilor Tamara Kiogima and supported by Councilor Marty Van De Car to accept the Land and Reservation Committee verbal and written report as provided on the agenda by Treasurer Reyes, Committee Chair for May 21, 2020.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Leroy Shomin)

Motion carried.

Tribal Council Member Reports - none

Legislative Office Reports:

Office of Finance and Revenue Report Sr Financial Analyst Rachel Cope

Corporate Charters and/or Board Updates

Odawa Economic Development Management, Inc.

Traditional Tribal Burial Board, Inc.

Ziibimijwang, Inc.

Gaming Authority

Motion made by Councilor Melissa Pamp and supported by Treasurer Marcella Reyes to accept Sr Financial Analyst Rachel Cope's verbal and written report for May 21, 2020.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Leroy Shomin)

Motion carried.

Tribal Historic Preservation Officer

Motion made by Treasurer Marcella Reyes and supported by Councilor Melissa Pamp to accept Tribal Historic Preservation Officer Melissa Wiatroluk's verbal and written report as presented on May 21, 2020.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Leroy Shomin)

Motion carried.

Legislative Services Attorney Report

Motion made by Councilor Tamara Kiogima and supported by Councilor Melissa Pamp to acknowledge receipt of Legislative Services Attorney Donna Budnick's verbal and written report for May 21, 2020.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Leroy Shomin)

Motion carried.

General Counsel

Motion made by Councilor Fred Harrington Jr. and supported by Councilor Fred Kiogima to accept General Counsel Jim Bransky's verbal report for May 21, 2020.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Leroy Shomin)

Motion carried.

Legislative Office Manager Report

Motion made by Councilor Melissa Pamp and supported by Councilor Fred Harrington Jr. to accept Legislative Office Manager Michele Portman-LaCount's verbal report as presented on May 21, 2020.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Leroy Shomin)

Motion carried.

11:06 a.m. Break

11:15 a.m. Resume

Tribal Council Action Items:

Motion made by Councilor Fred Harrington Jr. and supported by Councilor Fred Kiogima to authorize and approve the Legislative Leader to sign the Merrill Lynch BIA/WCMA Change Form to remove the following individual from authorization: Beatrice Law, Michael Naganashe, Julie Shananaquet, Frank Bernard, Dexter McNamara, David Harrington, Fred Harrington.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Leroy Shomin)

Motion carried.

Motion made by Councilor Melissa Pamp and supported by Councilor Fred Harrington Jr. to approve Enrollment for Citizenship List A Eligible dated May 15, 2020 for a total of 8.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Leroy Shomin)

Motion carried.

Motion made by Councilor Marty Van De Car and supported by Councilor Fred Harrington Jr. to approve Enrollment for Citizenship List B Declination Ineligible dated May 15, 2020 for a total of 2.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Leroy Shomin)

Motion carried.

11:30 a.m. Councilor Leroy Shomin joins meeting

Motion made by Treasurer Marcella Reyes and supported by Councilor Fred Kiogima to approve Tribal Council Meeting Policy and Procedure for Electronic Open Meetings.

Vote: 8-yes, 0-No, 0-Abstain, 1-Absent (Councilor Leroy Shomin)

Motion carried.

Motion made by Councilor Fred Harrington Jr. and supported by Councilor Marty Van De Car to approve CERTIFIED MOTION #052120-04 Request for Funding from the United States Department of the Interior Bureau of Indian Affairs One-Time Welfare Assistance CARES Act Funds.

Vote: 9-yes, 0-No, 0-Abstain, 0-Absent

Motion carried.

Motion made by Councilor Fred Harrington Jr. and supported by Councilor Melissa Pamp to approve COVID-19 Emergency Disaster Relief Payment Program Policy.

Vote: 9-yes, 0-No, 0-Abstain, 0-Absent

Motion carried.

Motion made by Treasurer Marcella Reyes and supported by Councilor Marty Van De Car to approve CERTIFIED MOTION #052120-01 Request for Funding from the United States Environmental Protection Agency, Performance Partnership Grant FY 2021-2022.

Vote: 9-yes, 0-No, 0-Abstain, 0-Absent

Motion carried.

Motion made by Councilor Melissa Pamp and supported by Councilor Marty Van De Car to approve CERTIFIED MOTION #052120-02 Request for Funding from the Office for Victims of Crime, Tribal Victim Services Set Aside Formula Program FY 2020.

Vote: 9-yes, 0-No, 0-Abstain, 0-Absent

Motion carried.

Motion made by Treasurer Marcella Reyes and supported by Councilor Melissa Pamp to approve CERTIFIED MOTION #052120-03 Request for Funding from the Michigan Department of Health and Human Services, Public Health Preparedness and Emergency Response (PHEP) FY 2021-2024.

Vote: 9-yes, 0-No, 0-Abstain, 0-Absent

Motion carried.

Motion made by Councilor Fred Harrington Jr. and supported by Treasurer Marcella Reyes to adopt TRIBAL RESOLUTION: Supporting the submission of a low-income housing tax credit (LIHTC) application to the Michigan State Housing Development Authority; confirming the tax abatement/exemption to be provided to the project; confirming site plan approval for the project; confirming the project site is properly zoned; confirming the project-based tenant subsidies to the project; and confirming the recent significant public and private investments in the project area.

Roll Call Vote: Councilor Fred Harrington Jr.-yes, Councilor Fred Kiogima-yes, Councilor Tamara Kiogima-yes, Councilor Melissa Pamp-yes, Councilor Leroy Shomin-yes, Councilor Marty Van De Car-yes, Treasurer Marcella Reyes- yes, Secretary Julie Shananaquet-no (see comments from AFC phone poll and meeting), Legislative Leader Emily Proctor-yes

Motion carried.

11:46 a.m. Public comment opens

John Kawegoma stated that it does show on this screen that meeting is being recorded. Would like meetings posted on Facebook page. Would like clarity of payment to Citizens.

11:49 a.m. Public Comment closes

Motion made by Councilor Marty Van De Car and supported by Secretary Julie Shananaquet to adopt TRIBAL RESOLUTION: Declaration of a Budget Emergency for FY2020.

Roll Call Vote: Councilor Fred Harrington Jr.-yes, Councilor Fred Kiogima-yes, Councilor Tamara Kiogima-yes, Councilor Melissa Pamp-yes, Councilor Leroy Shomin-

yes, Councilor Marty Van De Car-yes, Treasurer Marcella Reyes- yes, Secretary Julie Shananaquet-yes, Legislative Leader Emily Proctor-yes
Motion carried.

11:56 a.m. Motion made by Treasurer Marcella Reyes and supported by Councilor Melissa Pamp to go into closed session for personnel.
Vote: 9-yes, 0-No, 0-Abstain, 0-Absent
Motion carried.

12:12 p.m. Motion made by Councilor Tamara Kiogima and supported by Councilor Fred Harrington Jr. to return to open session.
Vote: 9-yes, 0-No, 0-Abstain, 0-Absent
Motion carried.

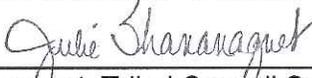
Motion made by Councilor Fred Harrington Jr. and supported by Councilor Marty Van De Car to approve Legislative Services Attorney Contract Addendum, dated May 21, 2020, and authorize and approve the Legislative Leader Emily Proctor to electronically sign the Addendum.
Vote: 9-yes, 0-No, 0-Abstain, 0-Absent
Motion carried.

Adjournment

12:15 p.m. Motion made by Councilor Tamara Kiogima and supported by Councilor Leroy Shomin to adjourn.
Vote: 9-yes, 0-No, 0-Abstain, 0-Absent
Motion carried.

Next Tribal Council Meeting
Regular: June 9, 020 at 9:00 a.m.

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

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| Julie Shananaquet, Tribal Council Secretary | Date |