

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting Minutes
September 3, 2020

Call to Order: 9:22 a.m.
Opening Ceremony: Emily Proctor
Closed Session: none

Council Present: Councilor Fred Harrington, Jr., Councilor Fred Kiogima, Councilor Tamara Kiogima, Councilor Melissa Pamp, Councilor Leroy Shomin, Councilor Marty Van De Car, Treasurer Marcella Reyes, Secretary Julie Shananaquet, Legislative Leader Emily Proctor

Absent: none

Legislative Office Staff Present: Legislative Services Attorney Donna L. Budnick, Legislative Office Manager Michele Portman-LaCount, Legislative Administrative Assistant Linda Gokee, Sr Financial Analyst Rachel Cope, General Counsel James Branksy

Executive Officials and Staff Present: Tribal Chairperson Regina Gasco-Bentley, Executive Director Unit I Phil Harmon, Executive Director Unit II Daugherty Johnson, Health Information Manager Gary Appold, WOCTEP Student Advisor Michael Mondoskin, Employment and Training Specialist Rachael Koepp, Planning Director Amanda Swiss, Accounting Technician Mary Schneider, Regulatory Director Vince Cook, Language Director Carla Osawamick, Chief financial Officer Carrie Carlson

Judicial Officials and Staff: none

Public: Katie Eberly, Melissa Shomin, Marvin Mulholland, Debra Smithkey-Browne, Donna Searles, Tammy Okuly Shananaquet

Invited Guest: Gaming Authority Matt Stemkoski, Odawa Casino Resort General Manager Ron Olson, Human Resources Director Andrea Shananaquet, Finance Director Roger Borton

Motion made by Councilor Marty Van De Car and supported by Councilor Melissa Pamp to Adopt the Agenda of September 3, 2020 as amended.

Vote: 9-yes, 0-no, 0-abstained, 0-absent
Motion carried.

Motion made by Councilor Tamara Kiogima and supported by Councilor Melissa Pamp to approve the minutes of August 20, 2020 as corrected.

Vote: 9-yes, 0-no, 0-abstained, 0-absent
Motion carried.

Executive Oversight Report

- COVID funding update. Need plan to spend money quickly by December 31, 2020.
- COVID team sent recommendations to Tribal Chair Office Executive Assistant who is working with the Chief financial Officer.
- \$1.1Million COVID funding appropriation resolution will need go to Appropriations and Finance Committee for appropriation.



- Line 5 update.

Executive Director Unit II Daugherty Johnson:

- Extension and use of COVID Funds
- Line 5 update
- Phase II Extension
- Broadband license
- COVID check disbursement
- Monthly Executive Townhall meetings,
- Chairperson Regina Bentley sends thanks to Executive Staff for job well done during pandemic
- Venison distribution for Elders will continue this year

Executive Director Unit I Phil Harmon

- Getting budgets ready
- Townhalls monthly
- Deer season starts this Tuesday

Motion made by Councilor Fred Harrington Jr. and supported by Councilor Melissa Pamp to acknowledge the verbal Executive Oversight Report as presented by Tribal Chairperson Regina Gasco-Bentley, Unit II Executive Director Daugherty "Duffy" Johnson, and Unit I Executive Director Phil Harmon on September 3, 2020.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

Tribal Council Officer Reports

Legislative Leader Report

Motion made by Councilor Leroy Shomin and supported by Councilor Tamara Kiogima to accept Legislative Leader Proctor's verbal and written report for September 3, 2020.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

Secretary Report

Documents Delivered to the Executive

-Tribal Resolution 082020-01 Budget Modification for FY 2020 from the Tribal Chair's General Fund Budget to the Capital Expenditure Fund for Costs Related Solely for the Market-Rate Rental Homes and the Wilderness Cabins Repairs in the Amount of \$40,000.00—Executive signed 08/21/2020

Vetoes: none

Phone Polls passed by Tribal Council: none

Motion made by Councilor Tamara Kiogima and supported by Councilor Fred Kiogima to accept Secretary Julie Shananaquet's verbal and written report as provided on the agenda for September 3, 2020.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

Treasurer Report

Appropriations and Finance Committee:

-Last Meeting: August 11, 2020

(Motions made at Appropriations and Finance Committee Meeting were presented at the August 20, 2020 Tribal Council Meeting.)

-Next Meeting: Tuesday, September 8, 2020 at 9:00 a.m. via Zoom

Phone Polls passed by Appropriations and Finance Committee: none

Motion made by Councilor Tamara Kiogima and supported by Councilor Marty Van De Car to accept the Appropriations and Finance Committee verbal report as provided on the agenda by Treasurer Reyes, Committee Chair for September 3, 2020.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

Land and Reservation Committee

-Last Meeting: August 14, 2020

(Motions made at Land and Reservation Committee Meeting were presented at the August 20, 2020 Tribal Council Meeting.)

-Next Meeting: Friday, September 11, 2020 at 9:00 a.m. via Zoom

Motion made by Councilor Leroy Shomin and supported by Councilor Fred Kiogima to accept the Land and Reservation Committee verbal report as provided on the agenda by Treasurer Reyes, Committee Chair for September 3, 2020.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

Gaming Authority/Odawa Casino Resort – Discussion on Memo dated 08/29/2020
Revision to Statute 2013-010 Fair Employment

Motion made by Councilor Fred Kiogima and supported by Councilor Melissa Pamp to acknowledge the written and verbal report regarding Memo dated 08/29/2020 as presented by General Manager Ron Olsen and Andrea Shananaquet on September 3, 2020. 8-yes, 1-abstain (Councilor Marty Van De Car)

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

Tribal Council Member Reports:

Councilor Leroy Shomin - Thank you to Executive for job well done with COVID Funds disbursement.

Motion made by Councilor Melissa Pamp and supported by Councilor Fred Kiogima to accept Councilor Leroy Shomin's verbal report as presented on September 3, 2020.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

Legislative Office Reports:

Office of Finance and Revenue- Senior Financial Analyst

- Corporate Charters and/or Board Updates:
 - Traditional Tribal Burial Board
 - Odawa Economic Development Management, Inc.
 - Ziibimijwang, Inc.
 - Odawa Economic Affairs Holding Corporation
 - i. Review Corporate Charter Articles of Incorporation

Motion made by Councilor Fred Kiogima and supported by Councilor Leroy Shomin to accept Sr Financial Analyst Rachel Cope's verbal report for September 3, 2020.

Vote: 8-yes, 1-No (Councilor Fred Harrington Jr.), 0-abstain, 0-absent

Motion carried.

Motion made by Councilor Fred Harrington Jr. and supported by Councilor Leroy Shomin to approve the LTBB Odawa Economic Affairs Holding Company Corporate Charter as updated and approved on September 3, 2020.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

Tribal Historic Preservation Officer – No Report

10:35 a.m. Break

10:47 a.m. Resume

Legislative Services Attorney

Motion made by Councilor Tamara Kiogima and supported by Councilor Fred Harrington Jr. to acknowledge receipt of Legislative Services Attorney Donna Budnick's verbal and written report for September 3, 2020.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

General Counsel

Motion made by Treasurer Marcella Reyes and supported by Councilor Fred Harrington Jr. to accept General Counsel Jim Bransky's verbal report for September 3, 2020.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

Motion made by Legislative Leader Emily Proctor and supported by Councilor Fred Harrington Jr. to authorize Odawa Online GSP LLC to execute any documents necessary to open bank accounts including any provisions regarding jurisdiction, dispute resolution, and sovereign immunity waivers.

Vote: 8-yes, 0-no, 1-abstain (Councilor Marty Van De Car), 0-absent

Motion carried.

Legislative Office Manager No report.

Tribal Council Action Items:

Motion made by Treasurer Marcella Reyes and supported by Councilor Leroy Shomin to acknowledge receipt and approve Gaming Regulatory Sports Betting Regulations REG-WOS 2011-005 081820-001.

Vote: 8-yes, 0-no, 1-abstain (Councilor Marty Van De Car), 0-absent

Motion carried.

Motion made by Treasurer Marcella Reyes and supported by Councilor Melissa Pamp to authorize and approve for a trainer to provide Ethics and Conflict of Interest training to Legislative Branch Officials and employees to come from the Tribal Council budget up to a \$250.00.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

Motion made by Treasurer Marcella Reyes and supported by Councilor Leroy Shomin to acknowledge receipt of the Executive nomination of Denise Steffel for Odawa Economic Affairs Holding Company, Inc., and set up an interview.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

Motion made by Treasurer Marcella Reyes and supported by Councilor Leroy Shomin to acknowledge receipt of the Executive nomination of Tanya Gibbs for Odawa Economic Development Management, Inc., and set up an interview.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

Motion made by Councilor Tamara Kiogima and supported by Councilor Melissa Pamp to post the Ethics Committee Policy for Legislative Government to the Legislative Calendar.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

Motion made by Councilor Fred Harrington Jr. and supported by Treasurer Marcella Reyes to amend the agenda to add Tribal Resolution Firearms Possession.

Vote: 9-yes, 0-no, 0-abstained, 0-absent

Motion carried.

11:45 a.m. Public Comment Opens

- Carla Osawamick-Zoom meeting format restrictive.

11:47 a.m. Public Comment Closes

Motion made by Councilor Fred Harrington Jr. and supported by Treasurer Marcella Reyes to adopt Tribal Resolution Authorizing Limited Waivers of Sovereign Immunity and The Right to Exclude and Address Other Matters Required to Obtain and Maintain an Internet Gaming Operator's License from the Michigan Gaming Control Board Under the Michigan Lawful Internet Gaming Act.

Roll Call: 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.

Motion made by Councilor Fred Harrington Jr. and supported by Treasurer Marcella Reyes to adopt Tribal Resolution Authorizing Limited Waivers of Sovereign Immunity and the Right to Exclude and Address Other Matters Required to Obtain and Maintain a Sports Betting Operator's License from the Michigan Gaming Control Board Under the Michigan Lawful Sports Betting Act.

Roll Call: 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.

Motion made by Treasurer Marcella Reyes and supported by Councilor Fred Harrington Jr. to adopt Tribal Resolution Possession of Firearms Possession.

Roll Call: 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.



