

**LTBB TRIBAL COUNCIL PHONE POLL**

**Reason for Phone Poll:** The regularly scheduled Tribal Council Meeting of 12/15/16 was cancelled due to inclement weather and the following Action Items require immediate attention: (each Action Item will be listed and voted upon individually)

Action Items addressed during this phone poll:

1. Adopt Tribal Resolution; Budget Modification for Employee Appreciation (Gas Card).
2. Adopt Tribal Resolution: Authorizing the Re-Financing and Conversion of the Loan from Wells Fargo Bank, National Association.
3. Approve Odawa Casino Resort five (5) year Strategic Economic Development Plan as revised on 12/2016 that includes OCR refinancing, Mackinaw casino expansion and other related activities.
4. Join an inter-tribal amicus brief in the case of Murray Energy Corporation, et al. v EPA and the American Lung Association, et al, U.S. Court of Appeals for the District of Columbia Case No. No. 16-1127 in support of the EPA's Mercury and Air Toxics Standards (MATS) Rule."

In the absence of the Legislative Leader due to health care obligations, I Secretary Julie Shananaquet hereby authorize this phone poll.

**Authorization:** Secretary Julie Shananaquet

**Phone Poll Conducted by:** Michele Portman LaCount

**Action Item 1 of 4:** Adopt Tribal Resolution; Budget Modification for Employee Appreciation (Gas Card).

**Council Members:**

<b>Frank Bernard</b>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	<b>Date/Time Called:</b> <b># of attempts:</b>	<u>12:22pm, 1:14pm, 2:12pm</u> <u>3</u>
<b>David Harrington</b>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	<b>Date/Time Called:</b> <b># of attempts:</b>	<u>12:22pm, 1:14pm</u> <u>2</u>
<b>Beatrice A. Law</b>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	<b>Date/Time Called:</b> <b># of attempts:</b>	<u>12:22pm, 1:14pm</u> <u>2</u>
<b>Dexter McNamara</b>	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	<b>Date/Time Called:</b> <b># of attempts:</b>	<u>12:22pm, 1:14pm</u> <u>2</u>

Michael J. Naganashe	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Date/Time Called:	<u>12:22pm, 1:14pm</u>
					# of attempts:	<u>2</u>
Emily Proctor	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Date/Time Called:	<u>12:22pm</u>
					# of attempts:	<u>1</u>
Julia A. Shananaquet	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Date/Time Called:	<u>12:22pm</u>
					# of attempts:	<u>1</u>
Marcella R. Reyes	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Date/Time Called:	<u>12:22pm</u>
					# of attempts:	<u>1</u>
Aaron Otto ABSENT	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Date/Time Called:	<u>12:22pm, 1:14pm, 2:48pm</u>
					# of attempts:	<u>3</u>

**Phone Poll Vote Result for Action Item 1 of 4:**

VOTE:      8 Yes    0 No    0 Abstained    1 Absent

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**Action Item 2 of 4: Adopt Tribal Resolution: Authorizing the Re-Financing and Conversion of the Loan from Wells Fargo Bank, National Association.**

**Council Members:**

Frank Bernard	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Date/Time Called:	<u>12:22pm, 1:14pm</u>
					# of attempts:	<u>2</u>
David Harrington ABSTAINED	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Date/Time Called:	<u>12:22pm, 1:14pm</u>
					# of attempts:	<u>2</u>
Beatrice A. Law	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Date/Time Called:	<u>12:22pm, 1:14pm</u>
					# of attempts:	<u>2</u>
Dexter McNamara	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	Date/Time Called:	<u>12:22pm, 1:14pm</u>
					# of attempts:	<u>2</u>
Michael J. Naganashe	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Date/Time Called:	<u>12:22pm, 1:14pm</u>
					# of attempts:	<u>2</u>
Emily Proctor	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Date/Time Called:	<u>12:22pm</u>
					# of attempts:	<u>1</u>
Julia A. Shananaquet	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Date/Time Called:	<u>12:22pm</u>
					# of attempts:	<u>1</u>
Marcella R. Reyes	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Date/Time Called:	<u>12:22pm</u>
					# of attempts:	<u>1</u>

Aaron Otto  
ABSENT

Yes \_\_\_\_\_ No \_\_\_\_\_

Date/Time Called: 12:22pm, 1:14pm, 2:48pm  
# of attempts: 3

**Phone Poll Vote Result for Action Item 2 of 4:**

VOTE: 5 Yes 2 No 1 Abstained 1 Absent

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**Action Item 3 of 4:** Approve Odawa Casino Resort five (5) year Strategic Economic Development Plan as revised on 12/2016 that includes OCR refinancing, Mackinaw casino expansion and other related activities.

**Council Members:**

Frank Bernard	Yes _____ No <u>X</u>	Date/Time Called: <u>12:22pm, 1:14pm</u> # of attempts: <u>2</u>
David Harrington ABSTAINED	Yes _____ No _____	Date/Time Called: <u>12:22pm, 1:14pm</u> # of attempts: <u>2</u>
Beatrice A. Law	Yes <u>X</u> No _____	Date/Time Called: <u>12:22pm, 1:14pm</u> # of attempts: <u>2</u>
Dexter McNamara	Yes _____ No <u>X</u>	Date/Time Called: <u>12:22pm, 1:14pm</u> # of attempts: <u>2</u>
Michael J. Naganashe	Yes <u>X</u> No _____	Date/Time Called: <u>12:22pm, 1:14pm</u> # of attempts: <u>2</u>
Emily Proctor	Yes <u>X</u> No _____	Date/Time Called: <u>12:22pm</u> # of attempts: <u>1</u>
Julia A. Shananaquet	Yes <u>X</u> No _____	Date/Time Called: <u>12:22pm</u> # of attempts: <u>1</u>
Marcella R. Reyes	Yes <u>X</u> No _____	Date/Time Called: <u>12:22pm</u> # of attempts: <u>1</u>
Aaron Otto ABSENT	Yes _____ No _____	Date/Time Called: <u>12:22pm, 1:14pm</u> # of attempts: <u>2</u>

**Phone Poll Vote Result for Action Item 3 of 4:**

VOTE: 5 Yes 2 No 1 Abstained 1 Absent

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**Action Item 4 of 4: Join an inter-tribal amicus brief in the case of Murray Energy Corporation, et al. v EPA and the American Lung Association, et al, U.S. Court of Appeals for the District of Columbia Case No. No. 16-1127 in support of the EPA's Mercury and Air Toxics Standards (MATS) Rule."**

**Council Members:**

Frank Bernard	Yes	<u>  X  </u>	No	<u>      </u>	Date/Time Called:	<u>  12:22pm, 1:14pm  </u>
					# of attempts:	<u>  2  </u>
David Harrington	Yes	<u>  X  </u>	No	<u>      </u>	Date/Time Called:	<u>  12:22pm, 1:14pm  </u>
					# of attempts:	<u>  1  </u>
Beatrice A. Law	Yes	<u>  X  </u>	No	<u>      </u>	Date/Time Called:	<u>  12:22pm., 1:14pm  </u>
					# of attempts:	<u>  2  </u>
Dexter McNamara	Yes	<u>  X  </u>	No	<u>      </u>	Date/Time Called:	<u>  12:22pm, 1:14pm  </u>
					# of attempts:	<u>  2  </u>
Michael J. Naganashe	Yes	<u>  X  </u>	No	<u>      </u>	Date/Time Called:	<u>  12:22pm, 1:14pm  </u>
					# of attempts:	<u>  1  </u>
Emily Proctor	Yes	<u>  X  </u>	No	<u>      </u>	Date/Time Called:	<u>  12:22pm  </u>
					# of attempts:	<u>  1  </u>
Julia A. Shananaquet	Yes	<u>  X  </u>	No	<u>      </u>	Date/Time Called:	<u>  12:22pm  </u>
					# of attempts:	<u>  1  </u>
Marcella R. Reyes	Yes	<u>  X  </u>	No	<u>      </u>	Date/Time Called:	<u>  12:22pm  </u>
					# of attempts:	<u>  1  </u>
Aaron Otto ABSENT	Yes	<u>      </u>	No	<u>      </u>	Date/Time Called:	<u>  12:22pm, 1:14pm; 2:30pm  </u>
					# of attempts:	<u>  3  </u>

**Phone Poll Vote Result for Action Item 4 of 4:**

**VOTE:**       8   Yes     0   No     0   Abstained     1   Absent

**Comments:**

Frank Bernard                    #1 is a yes because we already have the funds to move, and #3 I was told by the GM I would receive a marketing plan and did not receive it.

David Harrington                   \_\_\_\_\_

Beatrice A. Law                    \_\_\_\_\_

#2-I feel the Casino and Gaming Enterprise Board should be more proactive in marketing. #3-I feel Tribal Council needs more information in order to make a good decision, there was no plan.

Dexter McNamara

Michael J. Naganashe

Julia A. Shananaquet

Marcella R. Reyes

Aaron Otto

The Legislative Office Manager or Administrative Assistance in accordance with policy certifies the results of this Phone Poll and that the results of the phone poll were sent via e-mail to Tribal Council:

  
Michele Portman LaCount, Legislative Office Manager

1-3-17  
Date:

In accordance with the Tribal Council Phone Poll Policy approved on May 6, 2012, the action approved, the Tribal Council Member's vote, and the results of the vote of the phone poll shall be announced by the Secretary at the next meeting and recorded in the Minutes. The Legislative Office shall maintain the certified record of the phone poll on file.