

Little Traverse Bay Bands of Odawa Indians  
7500 Odawa Circle, Harbor Springs, MI 49740  
Council Chambers  
Appropriations and Finance Committee  
Regular Meeting  
July 17, 2018

Call to Order: **9:15 a.m.**

Committee Member Roll Call: Councilor McNamara, Councilor Wemigwase

Absent: Treasurer Marcella R. Reyes

Tribal Councilors present: Councilor Emily Proctor

Legislative Staff: Sr Financial Analyst Rachel Cope, Legislative Administrative Assistant Linda Gokee

Executive Staff/Official Present: Grant Writer Amber Holt, Grant Writer Alison Simon, Vice-Chairperson Stella Kay, Executive Assistant Rebecca Fisher

Judicial Staff/Official Present: Court Administrator Michael Wolf, Chief Judge Chief Judge Allie Maldonado via phone conference

Public: Tribal Citizens Waasageebwan "Gia" and Waaseyaban Wemigwase

Invited Guests:

Closed Session: No

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**Agenda:**

Motion made by Councilor McNamara and supported by Councilor Wemigwase to adopt the Agenda of July 17, 2018.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Wemigwase to approve the minutes of June 12, 2018 as corrected.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)

Motion carried.

**Phone Polls:**

*-06/21/18 Motion to recommend Tribal Council to approve Certified Motion # 062818-02 Acceptance of Funds as a sub-grantee from the Inter-Tribal Council of Michigan Substance Abuse and Mental Health Services Administration (SAMHSA), Medication Assisted Treatment – Prescription Drug and Opioid Addiction (MAT-PDOA).*

*Comments: none*

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

*Motion carried.*

*-06/21/18 Motion to recommend to Tribal Council to approve Certified Motion # 062818-03 Authorization of the Inter-Tribal Council of Michigan, Inc. to Administer the BIA Child Welfare Assistance Program under PL-638, FY 2019 Child Welfare Assistance Program/Child Care Fund. Comments: none  
Phone Poll Vote: 3 Yes, 0 No, 0 Abstained, 0 Absent  
Motion carried.*

*-06/21/18 Motion to recommend Tribal Council to authorize Treasurer Reyes and Legislative Leader Fred Harrington Jr. to sign the Merrill Lynch check request to transfer funds from Little Traverse Bay Bands of Odawa Indians Investment account for the Great American Fidelity/Crime Insurance Policy Renewal for Tribal Council in the amount of \$15,046 and made payable to broker representative Cottingham and Butler, PO Box 449, Dubuque, IA 52004-0449, and submit same to Merrill Lynch (Two signatures are required). Comments: none  
Phone Poll Vote: 3 Yes, 0 No, 0 Abstained, 0 Absent  
Motion carried.*

### **New Business:**

#### **Discussion: Well & Septic Systems Contract Be-17-K01 Modification #01 Funding Increase.**

- Funding source added \$100,000 more to the existing contract,
- Indirect costs depend on the amount used for FY 2019,
- Tribal Citizens residing within the 27 County Service Area are now eligible to apply for the well and septic program.

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to approve Certified Motion # 072818-01 Request for Funding from the U.S. Department of Health and Human Services, Indian Health Service-Sanitation Program, Well & Septic Systems Contract Be-17-K01 Modification #01 Funding Increase.  
Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)  
Motion carried.

#### **Discussion: FY 2018 Tribal Victim Services Set-Aside Program.**

- Set-Aside is funding for Tribes to use towards services for victims of any crime,
- These are formula funds and are non-competitive,
- No match required,
- One (1) Full-time employee (FTE) will be hired under the Human Services Department until the grant ends,
- Services to be collaborated with the justice system, i.e. Tribal Court and Prosecutor's Office.

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to approve Certified Motion # 072818-02 Request for Funding from Department of Justice (DOJ), Office of Justice Programs (OJP), Office for Victims of Crime (OVC), FY 2018 Tribal Victim Services Set-Aside Program.  
Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)  
Motion carried.

#### **Discussion: FY 2018 Rights Protection Implementation Supplemental Funding.**

- The Bureau of Indian Affairs (BIA) is providing Tribes with additional supplemental funding to protect, enhance and manage the Tribe's natural resources, protect and promote the Tribe's treaty rights,
- The Natural Resources Department will receive \$252,000 for Rights Protection Implementation.

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to approve Certified Motion # 072818-03 Request for Funding from the United States Department of Interior, Bureau of Indian Affairs, FY 2018 Rights Protection Implementation Supplemental Funding.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)  
Motion carried.

**Discussion: FY 2019 Food Distribution Program on Indian Reservations (FDPIR).**

- This is the standard application for Fiscal Year 2019,
- A match of \$60,000 is required,
- A match waiver will be filed. Previous waivers submitted to the USDA have been approved.
- Statistics for 2017 is as follows:
  - 60% of participants are Little Traverse Bay Bands Citizens
  - 35% of participants are of other American Indian Tribes
  - 5% of participants are non-Native
- The food distribution program encompasses a large service area.

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to approve Certified Motion # 072818-04 Request for Funding from the United States Department of Agriculture (USDA), Food and Nutrition Services, FY 2019 Food Distribution Program on Indian Reservations (FDPIR).

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)  
Motion carried.

**Discussion: 2019 Consolidated Tribal Government Programs Annual Contract.**

- This is an Annual Funding Agreement which supports Enrollment, Education, Human Services, Natural Resources, a part of Law Enforcement and Tribal Court.
- This funding is based off of the 2019 Budgets approved by Tribal Council.

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to approve Certified Motion # 072818-05 Request for Funding from the United States Department of Interior, Bureau of Indian Affairs, P.L. 93-638 Annual Funding Agreement, 2019 Consolidated Tribal Government Programs Annual Contract.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)  
Motion carried.

**Discussion: 2019 Law Enforcement Annual Contract.**

- These funds can only be used for Law Enforcement, and
- Is based off of the 2019 Budgets approved by Tribal Council

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to approve Certified Motion # 072818-06 Request for Funding from the United

States Department of Interior, Bureau of Indian Affairs, P.L. 638 Annual Funding Agreement, 2019 Law Enforcement Annual Contract.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)

Motion carried.

**Discussion: Little Traverse Bay Bands of Odawa Indians FY 2019 Annual Funding Agreement.**

- This is the annual Indian Health Service renewal agreement,
- The Health Department operates on this funding,
- Funding is based off of the 2019 Budgets approved by Tribal Council
- Funded at 87% for FY 2018.

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to approve Certified Motion # 072818-07 Request for Funding from the U.S. Department of Health and Human Services, Indian Health Service, Little Traverse Bay Bands of Odawa Indians FY 2019 Annual Funding Agreement.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)

Motion carried.

**Discussion: Child Care Fund In-Home Care FY 2019.**

- The State of Michigan reimburses 50% of expenses related to protective services and case management through Human Services Social Workers,
- The Human Services had more unanticipated costs for Foster Care,
- Human Services anticipates \$55,000 for reimbursement.

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to approve Certified Motion # 072818-08 Request for Funding from the State of Michigan, Department of Health & Human Services, Bureau of Juvenile Justice Community Programming and Support Services, Child Care Fund Unit, Child Care Fund In-Home Care FY 2019.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)

Motion carried.

**Discussion: Child Care Fund Unit, Child Care Fund Intensive Care FY 2019.**

- This grant is for delinquency and Intensive services provided by the Tribal Court,
- The program reimburses at 50% of expenses,
- Face to face contact during probation period,
- Tribal Probation Staff must be certified by the State of Michigan, and the Tribal Court has their own Professional Development requirements,
- Tribal Court Probation will oversee youth up until the age of 19 (not voluntary).

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to approve Certified Motion # 072818-09 Request for Funding from the State of Michigan, Department of Health & Human Services, Bureau of Juvenile Justice Community Programming and Support Services, Child Care Fund Unit, Child Care Fund Intensive Care FY 2019.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)

Motion carried.

**Discussion: Tribal Opioid Response Grant.**

- Similar funding compared to Set-Aside funds,
- The formula is based off Substance Abuse and Mental Health Services Administration (SAMHSA) guidelines, and
- on Tribal population who utilizes and qualifies for services at the health park,
- This grant will design and implement response for Opioid abuse and is supportive of rehabilitation.

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to approve Certified Motion # 071818-10 Request for Funding from the Substance Abuse and Mental Health Services Administration, Center for Substance Abuse Prevention, Tribal Opioid Response Grant.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent

Motion carried.

**Discussion: Ziibimijwang request for Funding through the Kresge Foundation, Frey Foundation, W.K. Kellogg Foundation, and the First Nations Development Institute.**

- These funds would allow Ziibimijwang to further their goals of the farm and Minogin Market.

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to approve Certified Motion # 072818-11 Ziibimijwang, Inc. Request for Funding through the Kresge Foundation, Frey Foundation, W.K. Kellogg Foundation, and the First Nations Development Institute.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)

Motion carried.

**Discussion: NRD Modular in the amount of \$32,000.00.**

- These funds are being used to provide additional work space for Natural Resources Departmental employees.
- The Natural Resources Department received more BIA Rights Protection Implementation funding which freed up General Fund dollars to cover modular costs,

**10:40 a.m.** Break

**10:53 a.m.** Meeting resumes

NRD Modular discussion continues:

- The present AFC members request Natural Resources Director Doug Craven and/or Vice-Chairperson Stella Kay to be present to answer questions,
- The AFC questioned if the NRD budgeted for an increase in their space costs for the remainder of FY 18 and FY 19.

Discussion on hold until the Executive is present.

**Discussion: Budget Modification for Youth Services Vehicle.**

- General Fund dollars freed up from Law Enforcement and moved to the Youth Department to purchase a new vehicle.

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to adopt Tribal Resolution Budget Modification for Youth Services Vehicle in the amount of \$42,490.00.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)  
Motion carried.

Discussion continued on NRD Modular.

- Per Vice-Chairperson Stella Kay, NRD is taking funds from the Fish Hatchery Program to cover cost of modular.
- This was the easiest and most practical (cheapest) was to add more space.

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to adopt Tribal Resolution Budget Modification for NRD modular in the amount of \$32,000.00.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)  
Motion carried.

**Discussion: Supplemental funding in the amount of \$34,400.00 to pay detention costs.**

- Youth detention cost is \$120.00 per day for one (1) youth,
- Potential long-term stay,

**11:36 a.m.** Break

**11:41 a.m.** Meeting resumes

Discussion continues on Detention costs:

- Tribe pays up front costs in full-the State of Michigan reimburses at 50% for Child Care Reimbursement if correct paperwork is filed.
- The Executive and Tribal Court are invited to a Tribal Council Work Session on July 26, 2018 at 2:30 pm. to discuss Detention Costs.

**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 \$34,400.00 to pay detention costs.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)  
Motion carried.

**Sr. Financial Analyst Report:**

- Ongoing process for Sweep Accounts with PNC,
- Continues to formulate the grant positions for corporations,
- Rachel will be on PTO from August 13-17, 2018. She will be available via cell phone and/or email.

**Motion** made by Councilor McNamara and supported by Councilor Wemigwase to accept Sr Financial Analyst Rachel Cope verbal report for July 17, 2018.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)  
Motion carried.

**Old Business:**

**Discussion: 2019 Fiscal Year Operating Budgets.**

- Table discussion on the 2019 FY Operating Budgets until the next AFC Meeting on August 14, 2018 to see what grants have been awarded and the summer months financial statements from Odawa Casino Resort-Petoskey.

**Motion** made by Councilor Wemigwase and supported by Councilor McNamara to **TABLE** the Appropriation of Funds for the 2019 Fiscal Year Operating Budgets until the next Appropriations and Finance Committee meeting to be held on Tuesday, August 14, 2018 at 9:00 a.m. in the Tribal Council chambers.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)  
Motion carried.

**Public Comment:**

**12:08 p.m.** Public Comment Opens

- No Comments

**12:09 p.m.** Public Comment Closed

**Adjourn:**

**1:40 p.m. Motion** made by Councilor Wemigwase and supported by Councilor McNamara to adjourn.

Vote: 2 -yes, 0 -no, 0 -abstain, 1 -absent (Treasurer Reyes)  
Motion carried.

Next Meeting date(s)  
Regular Meeting: August 14, 2018 at 9:00 a.m.