

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Legislative Meeting
915 Emmet Street, Administrative Building
November 21, 1999
9:30 a.m.

Closed Session: No

Called to Order: Meeting was called to order at 9:42 a.m.

Council Present: Chairman Gerald V. Chingwa, Vice-Chairwoman Alice Yellowbank, Secretary Dorothy Gasco, Treasurer Rita Shananaquet, Councilor Janet Shomin, Councilor George Anthony and Councilor Susan Wysocki.

Council Absent: None.

Staff Present: See attached list

Guests: See attached list

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to adopt the Agenda as presented and amended.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to accept the minutes of the November 7, 1999, Tribal Council meeting as presented.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to approve LTBB Health Department Budget Modification #1 for FY2000, Contract No. 239-96-0042, to include the increase in funding.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Shananaquet** to approve the Workplan Agreement to achieve credentialing as a Federally Qualified Health Center with Rehmann Robson's Healthcare Management Group, and authorize the Tribal Chairman to sign the agreement.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

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Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Yellowbank** to approve the Pharmacy Services Agreement between LTBB Health Department and Spencer Drugs to provide prescription drugs at government rates, with a revision to No. 18. Choice of Law, reflecting applicable

Tribal Law and the laws of the State of Michigan, with Tribal Chairman to sign the agreement.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to approve the Services Agreement Between Munson Hospital and LTBB Tribal Health Program and to authorize the Tribal Chairman to sign the agreement.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Shananaquet** to approve and support **Resolution #112199-01** for the establishment of a three-person standing Audit Committee for the gaming enterprise, composed of a member from the Gaming Administration, Gaming Regulatory Commission and the Tribal Council.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** to appoint Councilor Shananaquet as the Tribal Council representative to the Audit Committee for the gaming enterprise.

Vote: 6 Yes 0 No 1 Abstained (**Councilor Shananaquet**) 0 Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shananaquet** to appoint Councilor Shomin as the alternate to the Audit Committee for the gaming enterprise.

Vote: 6 Yes 0 No 1 Abstained (**Councilor Shomin**) 0 Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony**, that the Tribal Chairman shall be included as a signatory on any cash transfers or disbursements with the US Trust Bank for the gaming enterprise.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

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Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to postpone the appointment of Housing Commissioners until the Tribal Council meeting on December 5, 1999. The Housing Department shall provide Tribal Council with letters of interest and brief resumes for each applicant.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Public Comment: Called at 11:30 a.m. Comment was provided by Andrew Stich.

Public Comment: Closed at 11:37 a.m.

Recess: Called at 11:37 a.m. with meeting reconvening at 1:04 p.m.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to postpone the discussion of the LTBB Governmental Complex until the next Tribal Council meeting on December 5, 1999, and to have Planning Department staff present to provide information.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** to accept List A of persons eligible for enrollment for membership to the LTBB as requested and approved by the Enrollment Office and Commission.

Vote: 6 Yes 1 No (**Councilor Shananaquet**) 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shomin** to accept List B of persons ineligible for enrollment for membership to the LTBB as requested and approved by the Enrollment Office and Commission.

Vote: 6 Yes 1 No (**Councilor Shananaquet**) 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to postpone the revision of the Election Statute until the Legislative Session of January 23, 2000.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

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Motion made by **Councilor Anthony** and **Supported** by **Councilor Shananaquet** to postpone the consideration of the TERO Statute until the Legislative Session of January 23, 2000.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Public Comment: Called at 2:45 p.m. Comment provided by Harriet Booth.

Public Comment: Closed at 2:53 p.m.

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Shomin** to authorize the Tribal Chairman to sign the contract with James M. McClurken and Associates, Ethnohistorical Consultants.

Vote: 6 Yes **1** No (**Councilor Shananaquet**) **0** Abstained **0** Absent
Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to authorize the Tribal Chairman to sign the contract with Bruce M. White, Turnstone Historical Research, Ethnohistorical Consultant.

Vote: 5 Yes **2** No (**Councilors Shananaquet/Wysocki**) **0** Abstained **0** Absent
Motion Carried

Recess: Called at 3:30 p.m. with meeting reconvening at 3:48.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to postpone action regarding development of Civil Codes for LTBB Tribal Court until the Legislative Session of January 23, 2000.

Vote: 7 Yes **0** No **0** Abstained **0** Absent
Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to schedule a community meeting to coincide with the Gaming Administration's bi-annual meeting.

Vote: 7 Yes **0** No **0** Abstained **0** Absent
Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to support **Resolution #112199-02** authorizing the contract between the Gaming Administration and Sodak Gaming, Inc.

Motion Withdrawn

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Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to authorize a \$20.00 cash bonus to be included with the payroll prior to Christmas for all LTBB Governmental and Headstart employees from the discretionary account.

Vote: 4 Yes **1** No (**Councilor Shananaquet**) **2** Abstained (**Councilor Wysocki/Chairman Chingwa**) **0** Absent
Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to authorize stipend, mileage and per diem for Councilors Gasco and Yellowbank to attend the M.A.S.T. meeting to be held in Mt. Pleasant on December 1 & 2, 1999.

Vote: 5 Yes **0** No **2** Abstained (**Councilors Gasco/Yellowbank**) **0** Absent
Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to have Attorney Bransky of Michigan Indian Legal Services, prepare a resolution for the creation of a Police Commission for the LTBB Law Enforcement Department.

Vote: 4 Yes 3 No (**Chairman Chingwa and Councilors Wysocki/Gasco**)
0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Anthony** to approve the Tribal Chairman's report of November 21, 1999.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Shananaquet** to adjourn the Legislative Session of the Tribal Council for November 21, 1999 at 7:17 p.m.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

These Minutes have been read and approved as written:

Dorothy Gasco, Tribal Council Secretary

Date