

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Administrative Meeting
1150 Bayview, Petoskey, MI 49770
March 05, 2000
9:30 a.m.

Closed Session: Yes

Called to Order: Meeting was called to order at 9:55 a.m.

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

Council Absent: None

Staff Present: See attached list

Guests: See attached list

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

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Wysocki** to adopt **Resolution #022000-03, General Counsel Contract**, into the record.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Wysocki** to adopt **Resolution #022000-04, Authorization For Amicus Brief**, into the record.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shomin** to approve the minutes of the February 20, 2000 meeting as corrected.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Wysocki** to accept the Phone Poll dated 02/29/00 into the record.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Gasco** and **Supported** by **Councilor Yellowbank** to adopt **Resolution #030500-01, Appointment of Ray Kiogima**, as the LTBB Tribal representative to the Readmond Friendship Park Committee.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

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Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to approve the signing of the Leonard, Street & Deinard waiver in the Fox River issue, and to authorize the Tribal Chairman to sign the waiver with corrected date.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

1 **Motion Carried**

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3 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to adopt
4 **Resolution #030500-02, Special Counsel Contract**, for Forman & Prochaska, authorizing the
5 Tribal Chairman to sign the contract and pay the retainer.

6 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

7 **Motion Carried**

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9 **Public Comment:** Called at 11:30 a.m. Comment provided by Wes Andrews.

10 **Public Comment:** Closed at 11:32 a.m.

11

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

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

16 **Motion Carried**

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18 **Motion** made by **Councilor Yellowbank** and **Supported** by **Councilor Shomin** to accept List B
19 of persons requesting declination of membership to the LTBB as requested by the Enrollment
20 Office and Commission.

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

22 **Motion Carried**

23

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

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

28 **Motion Carried**

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30 **Motion** made by **Councilor Anthony** and **Supported** by **Councilor Shananaquet** to postpone
31 the requested stipend increase from the Enrollment Commission until after the Commissions,
32 Boards and Committees Statute is reviewed and the Tribal Council has completed their budget
33 review.

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

35 **Motion Carried**

36

37 **Motion** made by **Councilor Anthony** and **Supported** by **Councilor Shananaquet** to move
38 forward on the agenda the NRC Five Tribes Report, for immediate consideration.

39 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

40 **Motion Carried**

41

42 **Motion** made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to accept the
43 NRC Five Tribes report from **Councilor Anthony** on the fishing negotiations.

44 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

45 **Motion Carried**

46

47 LTBB Minutes of Tribal Council Mtg. 03/05/00

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50 **Recess:** Called at 11:50 a.m. with meeting reconvening at 1:30 p.m.

51

52 **Motion** made by **Councilor Wysocki** and **Supported** by **Councilor Anthony** to have the Tribal
53 Administrator and two Tribal Council members hire the Human Resources Manager with the
54 position being supervised by the Tribal Administrator.

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

56 **Motion Carried**

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Motion made by **Councilor Shomin** and **Supported** by **Councilor Wysocki** to authorize that the BIA signature form for payment request include the Tribal Chairman, Vice-Chairman, Treasurer and Tribal Administrator.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** to accept the Tribal Administrator's report as presented.

Vote: 7 Yes 0 No 1 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to waive the thirty day notice and allow the Human Resources Manager to end his contract effective March 5, 2000, with benefits being paid through April 27, 2000.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to request the resignation of **Councilor Wysocki** from either the Tribal Council or her position in the Law Enforcement Department.

Vote: 3 Yes 4 No (**Chairman Chingwa, Councilors Anthony, Gasco and Wysocki**)

0 Abstained 0 Absent

Motion Failed

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to accept the Mission Statement as amended, submitted by Wes Andrews for the Archives and Records Department.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to approve the submission of the proposal to Michigan Consolidated Gas, by the Archives and Records Department, for the purchase of equipment and authorizing the Tribal Chairman to sign the proposal.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shomin** to authorize acceptance of donation funds by the Archives and Records Department and to approve of their deposit into the Cemetery Maintenance Fund.

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 approve the submission of the NRC Lake Trout Proposal to the Great Lakes Fishery Trust.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Recess: Called at 2:53 p.m. with the meeting reconvening at 3:07 p.m.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to approve Budget Modification #1 for FY 2000 USDA Commodities Program.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

1 **Motion Carried**

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3 **Motion** made by **Councilor Wysocki** and **Supported** by **Councilor Anthony** to enter into
4 closed session for the purpose of legal discussions.

5 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

6 **Motion Carried**

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8 **Closed Session:** Called at 3:12 p.m.

9 **Closed Session:** Returned to open session at 3:35 p.m.

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11 **Public Comment:** Called at 3:35 p.m. Comment provided by Victor Kishigo, Rosemary Knapp,
12 Carter McFall, Beverley Wemigwase and Tim Harrington.

13 **Public Comment:** Closed at 3:56 p.m.

14

15 **Motion** made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to postpone the
16 Health Department issues until the Health Director arrives.

17 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

18 **Motion Carried**

19

20 **Motion** made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to adopt
21 **Waganakising Odawak Statute 2000-02, Gaming Administration.**

22 **Roll Call Vote:** Chairman Chingwa-Yes, Vice-Chairman Anthonoy-No, Secretary Gasco-
23 Yes, Treasurer Shananaquet-Yes, Councilor Shomin-Yes, Councilor Yellowbank-No and
24 Councilor Wysocki-No.

25 **Vote:** 4 Yes 3 No 0 Abstained 0 Absent

26 **Motion Carried**

27

28 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Yellowbank** to approve
29 the LTBB Health Department's policy for dispensing medication and samples.

30 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

31 **Motion Carried**

32

33 **Motion** made by **Councilor Anthony** and **Supported** by **Councilor Wysocki** for the LTBB
34 Health Department to submit a grant application to Indian Health Services for a Special Diabetes
35 Program.

36 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

37 **Motion Carried**

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40 LTBB Minutes of Tribal Council Mtg. 03/05/00

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43 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** for the LTBB
44 Health Department to submit a grant application to the Department of Health and Human
45 Services for a Dental Disease Prevention and Health Promotion Program.

46 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

47 **Motion Carried**

48

49 **Motion** made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** for the LTBB
50 Health Department to submit a grant application to Indian Health Services for a Prevention
51 Program providing a Public Health Nurse.

52 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

53 **Motion Carried**

54

1 **Motion** made by **Councilor Anthony** and **Supported** by **Councilor Shananaquet** to approve
2 the submission of the amended Credit Application to Bergen Brunswick and to authorize the Tribal
3 Chairman and Health Director to sign the application.

4 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

5 **Motion Carried**

6
7 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Yellowbank** to approve
8 the Preferred Provider Agreement as amended and authorize the Tribal Chairman to sign the
9 agreement.

10 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

11 **Motion Carried**

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13 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to approve the
14 LTBB Health Department I.H.S. Scholarship Program.

15 **Motion Withdrawn**

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17 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to authorize
18 the Tribal Chairman to write a letter of recommendation for Winnay Wemigwase supporting her
19 participation in the Miss Indian World Pageant.

20 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

21 **Motion Carried**

22
23 **Motion** made by **Councilor Gasco** and **Supported** by **Councilor Wysocki** to have the Tribal
24 Council Budget Workshop on Saturday, March 11, 2000, at 10:00 a.m.

25 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

26 **Motion Carried**

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28 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to postpone
29 the discussion of small grants and donations until the Tribal Council Budget Workshop.

30 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

31 **Motion Carried**

32
33 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to bring the
34 Tribal Council Travel Stipend up for review.

35 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

36 **Motion Carried**

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38 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** that Tribal
39 Council shall no longer receive a stipend for travel days

40 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

41 **Motion Carried**

42
43 **Motion** made by **Councilor Gasco** and **Supported** by **Councilor Anthony** to enter into closed
44 session for a personnel discussion.

45 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

46 **Motion Carried**

47 LTBB Minutes of Tribal Council Mtg. 03/05/00/Draft

48 **Closed Session:** Called at

49 **Closed Session:** Return to open session at 7:52 p.m.

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51 **Motion** made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to approve a
52 stipend for Tribal Council to attend the Tribal Council Budget Workshop on Saturday, March 11,
53 2000.

54 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

55 **Motion Carried**

56

1 **Motion** made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to accept the
2 Tribal Chairman's verbal report as presented.

3 **Vote:** 7 Yes 0 No 0 Abstained 0 Absent

4 **Motion Carried**

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6 **Motion** made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to adjourn
7 the Administrative Session of the Tribal Council for March 05, 2000 at 8:02 p.m.

8 **Vote:** 0 Yes 0 No 0 Abstained 0 Absent

9 **Motion Carried**

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12 **These Minutes have been read and approved as written:**

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18 _____ Date _____
19 Dorothy Gasco, Tribal Council Secretary

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35 LTBB Minutes of Tribal Council Mtg. 03/05/00

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53 LTBB Minutes of Tribal Council Mtg. 01/23/00

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