

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Legislative Meeting
Tribal Court Room 1150 Bayview, Petoskey, MI 49770
August 19, 2001
9:30 a.m.

Executive Session: Yes

Called to Order: Meeting was called to order at 9:40 a.m.

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

Council Absent: None

Staff Present: See attached list

Guests: See attached list

Motion made by **Councilor Wysocki** and **Supported** by **Councilor Shomin** to approve the agenda of August 19, 2001 as amended.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** to approve the minutes of August 5, 2001 as corrected.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shomin** to enter into the record the Phone Poll dated August 8, 2001 "to approve the 2001 Indian Child Welfare Commission budget request for \$33,000 to include Travel, Training, Stipends, Supplies/Maintenance, Telephone, Reproduction, Postage, Consultants/Contracts and Indirect Costs. This budget request is retroactive to January 1, 2001". The phone poll failed.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to enter into the Phone Poll dated August 8, 2001 "to authorize a budget modification increase of revenue by \$65,000.00 for Enterprise Fund by allowing line items increases of \$12,000.00 for Travel, \$40,000.00 for Funeral Assistance and \$3,000.00 for Other Expenses. The phone poll passed.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** to accept the Acting Tribal Administrator's written and verbal report.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to approve a Budget Investment Plan Work Session with Ken Mimmick for August 20, 2001 at the Holiday Inn to include stipend, lodging and Mileage for all Tribal Council Members..

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

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Motion made by **Councilor Anthony** and **Supported** by **Councilor Harrington** to authorize Chairman Chingwa to request that the Inland Lands, Waters and Resources Committee be activated at the next Chippewa Ottawa Resources Authority meeting.

Vote: 7 Yes 0 No 0 Abstained 0 Absent

Motion Carried

Recess called at 11:24 a.m. Meeting reconvened at 11:37 a.m.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to authorize \$3,000.00 to the Indian Child Welfare Commission for travel and stipend to come from the Enterprise Budget Stipend and Travel line items.

Vote: 7Yes 0 No 0Abstained 0Absent

Motion Carried

Public Comment opens at 12:19 p.m.: Francie Loper-read her letter, Bea Law, Fred Harrington-public apology, Gary Shomin.

Public Comment closes at 12:34 p.m.

Recess called at 12:34pm. Meeting reconvened at 2:05p.m.

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** to accept the Tribal Chairman's verbal report.

Vote: 7Yes 0 No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to accept the donation of \$500.00 for tribal youth services in the memory of Ophi Chingwa from Rehmann and Robson.

Vote: 7Yes 0 No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Shomin** to approve burial request #A0021 for the maximum amount.

Vote: 7Yes 0 No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shomin** to approve burial request #A0022 for the maximum amount.

Vote: 7Yes 0 No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Shomin** to postpone Education Policies and Procedures until September 9, 2001 Administrative meeting.

Vote: 7Yes 0 No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Harrington** to postpone the Zoning Statute until September 23, 2001 Legislative meeting.

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

Motion Carried

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Motion made by **Councilor Shomin** and **Supported** by **Councilor Harrington** to approve a work session on September 22, 2001 at 10:00 a.m. for Zoning Statute mark-up approval for stipend, mileage and lodging for all Tribal Council members.

Vote: 7Yes 0 No 0Abstained 0Absent

Motion Carried

Recess called at 3:16 p.m. Meeting reconvened at 3:25 p.m.

Motion made by **Councilor Yellowbank** to adopt the amendment to the Gaming Administration by adding section IV (B) (13) Surveillance.

Motion dies due to lack of support.

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to adopt resolution #081901-01 Gaming Enterprise Surveillance.

Roll call vote: Chingwa-yes, Anthony-yes, Shananaquet-yes, Yellowbank-No, Shomin-Yes, Wysocki-yes, Harrington-yes.

Vote: 6Yes 1 No (Yellowbank) 0Abstained 0 Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to add the Gaming Administration Statute to the Legislative calendar of September 23, 2001

Vote: 7Yes 0 No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Harrington** to postpone the Election Statute amendments until the legislative meeting on September 23, 2001 pending the opinion from Marianna Shulstad.

Vote: 7Yes 0 No 0Abstained 0Absent

Motion Carried

Public Comment called at 4:09 p.m. Rosemary Knapp, Harriett Booth.

Public Comment closed at 4:14 p.m.

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to adopt the Law Enforcement Commission Statute.

Roll call vote: Chingwa-no, Anthony-no, Shananaquet-yes, Yellowbank-No, Shomin-Yes, Harrington-no, Wysocki-Abstained.

Vote: 2Yes 4 No (Chingwa, Anthony, Yellowbank, Harrington) 1Abstained (Wysocki) 0 Absent

Motion Failed

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Harrington** to approve resolution #081901-02, the application for funds to support the Tobacco Grant from Inter Tribal Council in the amount of \$18,434.00.

Roll call vote: Chingwa-yes, Anthony-no, Shananaquet-no, Yellowbank-yes, Shomin-no, Harrington-yes, Wysocki-yes

Vote: 4Yes 3 No (Anthony, Shananaquet, Shomin) 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to approve proposal for tribal financing as presented by Housing Department.

Vote: 4Yes 2 No (Anthony, Shomin) 1Abstained (Chingwa) 0Absent

Motion Carried

LTBB Minutes of Tribal Council Mtg. 08/19/01

Recess called at: 5:04 p.m. Meeting reconvened at: 5:15 p.m.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to postpone the mark up and review of the Code of Ethics for the work session on September 22, 2001.

Vote: 7Yes 0 No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Yellowbank** to approve the Traditional Pow Wow Budget in the amount of \$5,130.00 to come from the Enterprise Budget Cultural line item.

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

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to approve mileage, lodging and stipend for Tribal Council on September 7, 2001 to interview for Tribal Administrator applicants.

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

Motion made by **Councilor Wysocki** and **Supported** by **Councilor Shananaquet** to approve lodging for Councilor Shomin on September 8, 2001.

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

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to approve resolution #081801-03 Approval of Middle Village Park amended by-laws and to authorize the Chairman to sign the by-laws certification.

Roll call vote: Chingwa-yes, Anthony- yes, Shananaquet-yes, Yellowbank-yes, Shomin-yes, Harrington-yes, Wysocki-yes

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

Recess called at: 6:05 p.m. Meeting reconvened at: 6:14 p.m.

Motion made by **Councilor Anthony** and **Supported** by **Councilor Wysocki** to enter into Executive Session for legal at 6:18p.m.

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

Motion made by **Councilor Wysocki** and **Supported** by **Councilor Anthony** to return to open session at 6:55 p.m.

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

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to adjourn at 6:56 p.m.

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

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These Minutes have been read and approved as written:

Approved:

Susan Wysocki, Tribal Council Secretary

Date

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