

The Little Traverse Bay Bands of Odawa Indians
Tribal Council
Tribal Court Room 1150 Bayview, Petoskey, MI 49770
September 23, 2001
9:30 a.m.

Executive Session: yes

Called to Order: Meeting was called to order at 9:45 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 Anthony** and **Supported** by **Councilor Harrington** to accept the agenda as amended.

Vote: 7Yes 0No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** to approve the minutes as corrected of September 9, 2001.

Vote: 7Yes 0No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Yellowbank** to accept the phone poll dated September 19, 2001, "to approve the application for IHS Small Ambulatory Program.

Note: The phone poll passed.

Vote: 7Yes 0No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** to enter into the record the phone poll "to approve stipend, mileage and lodging for Tribal Council to attend the meeting with Alan Ginsburg at the Days Inn, Traverse City on September 25, 2001" and record the vote passed.

Vote: 7Yes 0No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to note that the Tribal Chairman assigned Councilor Yellowbank to develop a draft policy for a flat \$1,000.00 rate for Tribal Council stipends in Fiscal year 2002.

Vote: 7Yes 0No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shomin** to continue Tribal council stipends and mileage at current rate for the remainder of Fiscal-Year 2001.

Vote: 7Yes 0No 0Abstained 0Absent

Motion Carried

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

Vote: 7Yes 0No 0Abstained 0Absent

Motion Carried

Recess called at 11:05 a.m. Meeting reconvened at 11:13 a.m.

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

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

Motion Carried

Election Board Report given by Eleanor Barber.

Public comment at 11:45 a.m. Rita Shananaquet; send letter of thanks for re-affirmation celebration.

Public comment closed at 11:48 a.m.

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to accept into the record the "Little Traverse Bay Bands of Odawa Indians 2001 Tribal Elections Final Report" dated September 23, 2001.

Vote: 7Yes 0No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Shomin** to go into lunch recess at 12:15 p.m.

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

Motion Carried

Recess called at 12:15 p.m. Meeting reconvened at 1:33 p.m.

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** to return to session at 1:33 p.m.

Vote: 5Yes 0No 0Abstained 2Absent (**Harrington, Yellowbank**)

Motion Carried

Councilor Harrington arrives at 1:36 p.m.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to support budget modification increase for Law Enforcement in the amount of \$26,914 from Bureau of Indian Affairs, equipment line item.

Vote: 5Yes 1No (**Shananaquet**) 0Abstained 1Absent (**Yellowbank**)

Motion Carried

Councilor Yellowbank arrives at 1:50 p.m.

Recorded Comment: **Councilor Wysocki** indicated that she had meant to abstain from the above motion but the motion was already carried.

Motion made by **Councilor Harrington** and **Supported** by **Councilor Anthony** to authorize the Tribal Chairman to sign the Vision Air contract for software system up to \$328,235.00.

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

Motion Carried

Motion made by **Councilor Shananaquet** and **Supported** by **Councilor Anthony** "to adopt amendment to Waganakasing Odawak Statute 2001-11."

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

Vote: 7Yes 0No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Yellowbank** and **Supported** by **Councilor Anthony** to postpone the amendment to the Election Statute to provide for primary election until the legislative calendar of January 2002.

Vote: 7Yes 0No 0Abstained 0Absent

Motion Carried

Recess called at 2:20 p.m. Meeting reconvened at 2:28 p.m.

Motion made by **Councilor Wysocki** and **Supported** by **Councilor Harrington** to adopt Gaming Administrative amendment Waganakasing Odawak Statute 2001-12 to section IV (A) (1) as amended.

Roll Call Vote: **Yellowbank**-yes, **Harrington**-yes, **Anthony**-yes, **Wysocki**-yes, **Shomin**-yes, **Shananaquet**-yes, **Chingwa**-yes.

Vote: 7Yes 0No 0Abstained 0Absent

Motion Carried

Motion made by **Councilor Wysocki** and **Supported** by **Councilor Yellowbank** to approve the contract with Wade Trim for Comprehensive Professional Services for Tribal Administration and Programs Building for an amount not to exceed \$131,800.00 and authorize the chairman to sign the contract.

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

Motion Carried

Recess called at 3:49 p.m. Meeting reconvened at 3:55 p.m.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to allocate 30 acres at Murray Road for the permanent site for NRC offices and to modify the Restoration Plan to reflect that.

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

Motion Carried

Councilor Wysocki leaves at 4:46 p.m.

Public comment called at 4:47 p.m. George Anthony, Francie Loper

Public comment closed at 4:57 p.m.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Yellowbank** to approve resolution #092001-01 in support of Small Ambulatory Grant Application.

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

Vote: 5Yes 1No (**Shananaquet**) 0Abstained 1Absent (**Wysocki**)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to accept the resignation dated September 9, 2001 from Tribal Councilor Wysocki as Tribal Secretary.

Vote: 5Yes 1No (**Anthony**) 0Abstained 1Absent (**Wysocki**)

Motion Carried

Motion made by **Councilor Shomin** and **Supported** by **Councilor Shananaquet** to declare the seat of Tribal Secretary vacant.

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

Motion Carried

Councilor Alice Yellowbank nominates Councilor Fred Harrington for Tribal Council Secretary.

Councilor Fred Harrington accepts nomination.

Tribal Chair appoints Councilor Fred Harrington as Tribal Council Secretary to fill the remainder of Sue Wysocki's term.

Motion made by **Councilor Shomin** and **Supported** by **Councilor Anthony** to approve stipend, mileage and lodging for Tribal Council to attend Indian Child Welfare Commission work session in October 12, 13, 14, 2001 at Holiday Inn, Petoskey, MI.

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

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shananaquet** to go into executive session for personnel and legal at 5:15 p.m.

Vote: 5Yes 1No (**Harrington**) 0Abstained 1Absent (**Wysocki**)

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shananaquet** to go out of session at 6:02 p.m.

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

Motion Carried

Motion made by **Councilor Anthony** and **Supported** by **Councilor Shananaquet** to adjourn at 6:03 p.m.

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

Motion Carried

These Minutes have been read and approved as written:

Recorded:

Fred Harrington, Tribal Council Secretary

Date