

The Little Traverse Bay Bands of Odawa Indians Tribal Council  
Tribal Court Room 7500 Odawa Circle, Harbor Springs, MI 49740  
November 24, 2002  
Smudging: 9:15 am  
9:30 am

Executive Session: yes

Call to order: Meeting was called to order at 9:40 am

Council present: Chairman Gerald V. Chingwa, Vice-Chairman George Anthony,  
Treasurer Alice Yellowbank, Secretary Fred Harrington Jr., Councilor Janet Shomin,  
Councilor Rita Shananaquet, Councilor Beatrice A. Law

Council absent: none

Staff present: See attached list

Guests: See attached list

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Motion made by Secretary Fred Harrington Jr. and supported by Treasurer Alice Yellowbank, to adopt the agenda as amended for November 24, 2002.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Treasurer Alice Yellowbank, to approve the corrected minutes of November 3, 2002.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony, to postpone review of the minutes of October 20, 2002 until after lunch.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony, to accept the Tribal Administrator's verbal and written report for November 24, 2002 as presented by Yvonne Salgat.

Vote: 5 Yes, 2 No (Councilor Janet Shomin, Councilor Rita Shananaquet), 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Treasurer Alice Yellowbank, to approve December 26, 27, and 30 as paid time off for governmental employees and further to authorize closing all Tribal Governmental Offices from December 24, 2002 through and including January 1, 2003 providing that all regulatory functions shall continue and that emergency services shall remain available to Tribal Members during the holiday season additionally in lieu of holiday time off, staff who are

required to work due to regulatory requirements or emergencies shall accrue an equivalent amount of Paid Time Off (PTO) for use at other approved times.

Vote: 4 Yes, 3 No (Councilor Janet Shomin, Councilor Rita Shananaquet, Vice-Chairman George Anthony), 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony, to schedule a work session on December 14, 2002 for discussing the future of the Tribe's Trap Net Fisheries.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Treasurer Alice Yellowbank, to fund a winter solstice celebration with indirect support of \$3,584.00 and a total budget of \$17,584.00 to come from the Enterprise Fund, General Welfare, cultural activities line item.

Vote: 3 Yes, 4 No (Councilor Janet Shomin, Councilor Rita Shananaquet, Vice-Chairman George Anthony, Chairman Gerald V. Chingwa), 0 Abstained, 0 Absent

Motion failed

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony, to approve fiscal year 2002 budget increases for the following programs; \$14,500.00 for Facilities, \$32,200.00 for Administration; \$26,000.00 for MIS; \$2,500.00; for Archives; \$31,000.00 for Human Resources; \$3,000.00 for Accounting; \$3,150 for Contracts; \$15,000.00 for Enrollment; \$21,200.00 Human Services; \$20,300.00 for Tribal Court; \$9,750.00 for NRD Wildlife; \$7,250.00 for NRD Conservation; \$3,000.00 for Substance Abuse; \$35,000 for the Community Outreach Program.

Vote: 5 Yes, 2 No (Councilor Janet Shomin, Councilor Rita Shananaquet), 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony, to accept the Tribal Chairman's verbal and written report for November 24, 2002.

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

Motion carried

11:45 am, public comment opened, Andrew Stitch, Audrey Atkinson presented \$305.00 from the Memorial Fund of Midawe' Noodin (Fred Thomson) to the Education Department, Andrew Stitch, Carla McFall, Yvonne Salgat

11:53 am, public comment closed

Motion made by Councilor Rita Shananaquet and supported by Vice-Chairman George Anthony, that we enter into the record the \$305.00 received from Audrey Perry Atkinson on behalf of Fred Thompson to be use for education programs K through 12.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

11:58 am, recessed

12:09 pm, reconvened

Motion made by Councilor Janet Shomin and supported by Vice-Chairman George Anthony, to accept the verbal and written report from the Gaming Administration given by the General Manager Ronnie Olsen.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Councilor Rita Shananaquet, to support Duncan & Miller Design as the Architectural firm to be used for the Victories Hotel renovation project not to exceed \$5,000,000.00 with the contract to be approved when the scope of work is complete.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

1:08 pm, recessed until 2:30 pm.

2:42 pm, reconvened

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony, to accept Rosemary Knapp's resignation from the Health Board.

Vote: 5 Yes, 0 No, 0 Abstained, 2 Absent (Councilor Janet Shomin, Councilor Rita Shananaquet)

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony, to appoint Daugherty Andrew Johnson III to fill the vacancy on the Natural Resources Commission.

Vote: 4 Yes, 1 No (Vice-Chairman George Anthony), 0 Abstained, 2 Absent (Councilor Janet Shomin, Councilor Rita Shananaquet)

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony, to appoint Catherine M. Laba to fill the vacancy on the Gaming Administration.

Vote: 2 Yes, 2 No (Councilor Beatrice A. Law, Chairman Gerald V. Chingwa), 1 Abstained (Treasurer Alice Yellowbank), 2 Absent (Councilor Janet Shomin, Councilor Rita Shananaquet)

Motion failed

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony to appoint Terri Chingwa-Jimmicum to fill the vacancy on the Housing Commission.

Vote: 3 Yes, 0 No, 2 Abstained (Chairman Gerald V. Chingwa, Treasurer Alice Yellowbank), 2 Absent (Councilor Janet Shomin, Councilor Rita Shananaquet)

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony, to appoint Ellie Barber to fill the vacancy on the Indian Child Welfare Commission.

Vote: 2 Yes, 3 No (Councilor Beatrice A. Law, Chairman Gerald V. Chingwa, Treasurer Alice Yellowbank), 0 Abstained, 2 Absent (Councilor Janet Shomin, Councilor Rita Shananaquet)

Motion failed

Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony to appoint Judy Pierzynowski to fill the vacancy on the Gaming Administration.

Vote: 4 Yes, 0 No, 1 Abstained (Treasurer Alice Yellowbank), 2 Absent (Councilor Janet Shomin, Councilor Rita Shananaquet)

Motion carried

Motion made by Secretary Fred Harrington Jr. and supported by Councilor Beatrice A. Law, to adopt changes to the "Uniform Construction Procedures" as proposed by the Tribal Planner, Bryan Gillette.

Vote: 5 Yes, 2 No (Councilor Janet Shomin, Councilor Rita Shananaquet), 0 Abstained, 0 Absent

Motion carried

Motion made by Councilor Beatrice A. Law and supported by Treasurer Alice Yellowbank, for the EDC and along with the attorneys do the necessary paperwork necessary to formulate a Section 17 corporation.

Vote: 4 Yes, 3 No (Councilor Janet Shomin, Vice-Chairman George Anthony, Secretary Fred Harrington Jr.), 0 Abstained, 0 Absent

Motion carried

Motion made by Councilor Rita Shananaquet and supported by Councilor Beatrice A. Law, to have the Osborn property, Nine Mile Point, Pleasant View property, to be surveyed and have signs posted identifying LTBB territory.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

Motion made by Councilor Beatrice A. Law and supported by Treasurer Alice Yellowbank, that we do the survey and signage to come from Government Operations Planning, not to exceed \$10,000.00.

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

Motion carried

4:05 pm, public comment opened

4:05 public comment closed

Motion made by Secretary Fred Harrington Jr. and supported by Treasurer Alice Yellowbank, to fund a winter solstice celebration / Christmas party/ Jiingtamok with indirect support of \$3,584.00 and a total budget of \$17,584.00 to come from the Enterprise Fund, General Welfare, cultural activities line item.

Vote: 2 Yes, 5 No (Councilor Janet Shomin, Councilor Rita Shananaquet, Councilor Beatrice A. Law, Vice-Chairman George Anthony, Chairman Gerald V. Chingwa), 0 Abstained, 0 Absent

Motion failed

Motion made by Councilor Beatrice A. Law and supported by Vice-Chairman George Anthony, to rescind the motion “that we do the survey and signage to come from Government Operations Planning, not to exceed \$10,000.00.”

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

Motion carried

Motion made by Councilor Beatrice A. Law and supported by Councilor Rita Shananaquet, that we do the survey and signage to come from economic development, capitol improvement line item, not to exceed \$10,000.00.

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

Motion carried

4:27 pm, recessed

4:35 pm, reconvened

Motion made by Secretary Fred Harrington Jr. and supported by Treasurer Alice Yellowbank, to approve the corrected minutes of October 20, 2002

Vote: 5 Yes, 0 No, 0 Abstained, 2 Absent (Councilor Janet Shomin, Councilor Rita Shananaquet)

Motion carried

4:37 pm, Motion made by Vice-Chairman George Anthony and supported by Councilor Beatrice A. Law, to begin an executive session for legal.

Vote: 5 Yes, 1 No (Secretary Fred Harrington Jr.), 0 Abstained, 1 Absent (Councilor Janet Shomin)

Motion carried

5:49 pm, Motion made by Councilor Janet Shomin and supported by Vice-Chairman George Anthony, to return to open session.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

5:51 pm, Motion made by Secretary Fred Harrington Jr. and supported by Vice-Chairman George Anthony, to adjourn.

Vote: 7 Yes, 0 No, 0 Abstained, 0 Absent

Motion carried

These minutes have been read and approved as written:  
Recorded by:

\_\_\_\_\_  
Fred Harrington Jr., Tribal Secretary

\_\_\_\_\_  
Date