

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
June 11, 2006
Tribal Court Room 7500 Odawa Circle
9:15 a.m. Smudging
9:30 a.m.

Closed Session: no

Call to Order: Meeting was called to order at: 9:29 a.m.

Council Present: Legislative Leader Beatrice A. Law, Secretary Melvin L. Kiogima, Treasurer Shirley Oldman, Councilor Dexter McNamara, Councilor Mary Roberts, Councilor Regina Gasco Bentley, Councilor Fred Harrington, Jr.

Absent: Councilor Alice Yellowbank, Councilor Rita Shananaquet

Executive Office Present: Tribal Chairman Frank Ettawageshik

Legal Staff Present: James Bransky-General Counsel

Staff Present: Michele LaCount-Legislative Office Manager, Cathy Portman-Gaming Board of Directors Administrative Assistant, Barry Milligan-Casino General Manager

Commission, Boards, and Committees: Carol McFall-Gaming Board of Directors, Cheryl Kishigo Lesky-Economic Development Commission Chairperson, John Bott-Economic Development Commission, Laura LaCroix Blumberg-Economic Development Commission

Guests: Andrew Chingman, Sr., Andrew Chingman, Jr., Bryan Chingman, Brittany Bentley, Rochelle Ettawageshik

Opening Ceremony: Melvin L. Kiogima

Motion made by Councilor Harrington and supported by Councilor McNamara to approve the agenda of June 11, 2006, as amended in honor of Michael Evans Keshick and Harvey Delorme.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent: (Councilor Shananaquet, Councilor Yellowbank)

Motion Carried

Motion made by Treasurer Oldman and supported by Councilor Roberts to approve the minutes of May 21, 2006, as presented.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Yellowbank)

Motion Carried

Motion made by Councilor Gasco Bentley and supported by Councilor Roberts to authorize Tribal Council members to attend the Enrollment Commission Training for June 2006.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Councilor Yellowbank)

Motion Carried

Motion made by Councilor Harrington and supported by Councilor McNamara to adopt Tribal Resolution #061106-18 Recognizing Harvey Delorme.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-no, Secretary Kiogima-yes, Legislative Leader Law-no

Motion Carried

Motion made by Councilor Harrington and supported by Councilor Roberts to repeal, Tribal Resolution #052106-01 and, adopt Tribal Resolution #061106-19 Appropriation of \$5,000 for the Restoration of the Burt Lake Burial Grounds.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor McNamara and supported by Councilor Gasco Bentley to adopt Tribal Council Resolution #061106-20 Standards for Tribal Council Ad Hoc Committees.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor Harrington and supported by Councilor Gasco Bentley to adopt Tribal Council Resolution #061106-21 Establishing Michelle Chingwa Education Assistance Act Scholarship Levels.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

10:46 a.m. Recess called

11:00 a.m. Meeting resumed

Motion made by Councilor Harrington and supported by Councilor Roberts to pass the Business Assumed Name Act.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Harrington and supported by Councilor Roberts to pass Waganakising Odawak Statute Food Safety Act.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Gasco Bentley and supported by Councilor Harrington to adopt Tribal Resolution #061106-22 Amendment to Revenue Allocation Plan.
(Motion on hold in consideration of Public Comment)

11:45 a.m. Public Comment opened: Andrew Chingman

12:28 p.m. Public Comment closed

12:28 p.m. Lunch recess called

1:59 p.m. Meeting resumed

(Discussion of previous motion continues regarding a resolution)

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-absent, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Harrington and supported by Councilor Gasco Bentley to adopt Tribal Resolution #061106-01 Request for Funding from U.S. Department of Health and Human Services, Indian Health Service, Little Traverse Bay Bands of Odawa Indians, 2006 Tribal Injury Prevention Project.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-absent, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Gasco Bentley and supported by Councilor Roberts to adopt Tribal Resolution #061106-02 Request for Funding from the Bureau of Justice Statistics, Office of Justice Programs, United States Department of Justice, Little Traverse Bay Bands of Odawa Indians, FY 2006 Tribal Criminal History Record Improvement Program.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor

Yellowbank-absent, Treasurer Oldman-absent, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Roberts and supported by Councilor McNamara to adopt Tribal Resolution #061106-03 Request for Funding from the United States Environmental Protection Agency, Little Traverse Bay Bands of Odawa Indians, Performance Partnership Grant.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-absent, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Roberts and supported by Councilor Gasco Bentley to adopt Tribal Resolution #061106-04 U.S. Department of Health and Human Services, Administration for Children and Families, Funding for Tribes under Title IV-B of the Social Security Act, Little Traverse Bay Bands of Odawa Indians FY 2007 Title IV-B Child Welfare Services Allotment.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-absent, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Roberts and supported by Councilor Harrington to adopt Tribal Resolution #061106-05 Request for Funding from the U.S. Department of Health and Human Services, Administration for Children and Families, Office of Family Assistance, Little Traverse Bay Bands of Odawa Indians, Promoting Responsible Fatherhood Project.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-abstained, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Gasco Bentley and supported by Councilor Roberts to adopt Tribal Resolution #061106-06 Request for funding from U.S. Department of Health and Human Services Administration for Children and Families, Administration on Children, Youth and Families, Little Traverse Bay Bands of Odawa Indians Child Care and Development Fund Program.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor McNamara and supported by Councilor Gasco Bentley to adopt Tribal Resolution #061106-07 Department of Health and Human Services, Indian Health Service, Little Traverse Bay Bands of Odawa Indians In collaboration with the Inter-Tribal Council of Michigan, Inc. Health Promotion and Disease Prevention Grant Program.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor Roberts and supported by Councilor McNamara to adopt Tribal Resolution #061106-08 Request for funding from the U.S. Department of Health and Human Services, Indian Health Service, Tribal Management Grant Program, Little Traverse Bay Bands of Odawa Indians Tribal Health Management Project.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor Roberts and supported by Councilor Gasco Bentley to adopt Tribal Resolution #061106-09 Request for Funding from the U. S. Environmental Protection Agency, Source Reduction Assistance Grants Program, Little Traverse Bay Bands of Odawa Indians Pollution Prevention Project.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor McNamara and supported by Councilor Roberts to adopt Tribal Resolution #061106-10 Opposition to Kennecott Minerals Proposed Sulfide Ore Mine.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-abstained, Legislative Leader Law-yes

Motion Carried

Motion made by Secretary Kiogima and supported by Treasurer Oldman to adopt Tribal Resolution #061106-11 Approval of Memorandum of Understanding Between the Little Traverse Bay Bands of Odawa Indians, the Emergency Management Division of Emmet County, and the Emergency Management Division of the Michigan Department of State Police.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor

Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Roberts and supported by Councilor Gasco Bentley to adopt Tribal Resolution #061106-12 Execution of Trust Deed for “Drier Road” Parcel.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor McNamara and supported by Councilor Roberts to adopt Tribal Resolution #061106-13 Authorization for Utility Easement on “Drier Road” Parcel.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor Gasco Bentley and supported by Councilor McNamara to adopt Tribal Resolution #061106-14 Resolution Approving “Statement of Mutual Understanding and Support” and Authorizing Its Signing by the Executive.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-no, Legislative Leader Law-yes

Motion Carried

Motion made by Councilor McNamara and supported by Councilor Harrington to approve Enrollment lists A – Eligible for Citizenship dated May 16, 2006, for a total of 9 applicants.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Yellowbank)

Motion Carried

3:24 p.m. Public Comment opened: no comments

3:24 p.m. Public Comment closed

3:25 p.m. Recess called

3:36 p.m. Meeting resumed

Motion made by Councilor Harrington and supported by Secretary Kiogima to adopt Tribal Resolution #061106-15 Odawa Enterprise Management and Department of Commerce Authorization and Funding Provisions.

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Harrington and supported by Treasurer Oldman to adopt Tribal Resolution #061106-16 Resolution for Partially Funding the Reprinting of the Book "The Way It Happened".

Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Harrington and supported by Treasurer Oldman to adopt Tribal Resolution #061106-17 Additional Funding for Four Directions Video.
Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-yes, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

Motion made by Councilor Harrington and supported by Councilor Roberts to adopt Tribal Resolution #061106-23 Appropriations for Pending Litigation.
Roll Call Vote: Councilor Gasco Bentley-yes, Councilor Harrington-yes, Councilor McNamara-yes, Councilor Roberts-yes, Councilor Shananaquet-absent, Councilor Yellowbank-absent, Treasurer Oldman-no, Secretary Kiogima-yes, Legislative Leader Law-yes
Motion Carried

4:53 p.m. Recess called

5:00 p.m. Meeting reconvened

Motion made by Councilor McNamara and supported by Councilor Roberts to accept the verbal and written report of the Legislative Leader for June 11, 2006, including the Executive Report which contained confidential items.
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Councilor Yellowbank)
Motion Carried

Motion made by Councilor McNamara and supported by Councilor Roberts to accept the verbal and written Treasurer's report as submitted by Treasurer Oldman for June 11, 2006.
Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Councilor Yellowbank)
Motion Carried

Motion made by Councilor Roberts and supported by Councilor Gasco Bentley to authorize Tribal Council attendance for the June 23, 2006, work session for the Children's Code.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Councilor Yellowbank)

Motion Carried

6:43 p.m. Motion made by Councilor Roberts and supported by Councilor McNamara to adjourn.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 – Absent (Councilor Shananaquet, Councilor Yellowbank)

Motion Carried

These Minutes have been read and approved as written:

Approved:

Melvin L. Kiogima, Tribal Council Secretary

Date