

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
August 20, 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: 9:40 a.m.

Council Present: Legislative Leader Beatrice A. Law, Secretary Melvin L. Kiogima, Councilor Dexter McNamara, Councilor Alice Yellowbank, Councilor Rita Shananaquet, Councilor Mary Roberts, Councilor Regina Gasco Bentley, Councilor Fred Harrington, Jr.

Absent: Treasurer Shirley Oldman

Executive Office Present: Rebecca Fisher, Executive Assistant

Legal Staff Present: Jim Bransky, General Counsel

Staff Present: Michele LaCount-Legislative Office Manager, Rachel Schwarz-Environmental Services Director

Commission, Boards, and Committees: none

Guests: none

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Opening Ceremony: Melvin L. Kiogima

Motion made by Councilor McNamara and supported by Councilor Gasco Bentley to adopt the agenda, as amended, for August 20, 2006, in honor of Tribal Elder Mary Ann (Kiogima) Schofield.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Oldman)

Motion carried.

Motion made by Councilor Yellowbank and supported by Councilor McNamara to approve the minutes of August 6, 2006, as presented.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Oldman)

Motion carried.

Motion made by Councilor Yellowbank and supported by Councilor Shananaquet to adopt Tribal Resolution # 082006-01 Execution of Trust Deed for “Health Park” Parcel.

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

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor McNamara to adopt Tribal Resolution # 082006-02 Tribal Seal Authorization.

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

Motion carried.

Motion made by Councilor Harrington and supported by Councilor Shananaquet to adopt Tribal Resolution # 082006-04 Protection of Tribal Assets Accumulated with Savings in lieu of Payments to the State of Michigan for Gaming Exclusivity. (Motion on hold in consideration of recess.)

10:32 a.m. Recess called.

10:39 a.m. Meeting reconvened.

(Discussion continues regarding the above motion.)

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

Motion carried.

Motion made by Councilor Harrington and supported by Councilor McNamara to adopt Tribal Council Resolution # 082006-03 Members of Tribal Council shall be able to use the Michelle Chingwa Education Assistance Act.

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

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Yellowbank to pass Waganakising Odawak Statute 2006-016 Wetlands Protection Statute.

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

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor Roberts to pass Waganakising Odawak Statute 2006-013 Juvenile Justice.

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

Motion carried.

Motion made by Councilor Roberts and supported by Councilor Shananaquet to place the proposed legislation, the Legislative Procedures Act and the Administrative Procedures Act, on the Legislative Agenda.

Vote: 7 - Yes, 1 – No (Councilor Yellowbank), 0 – Abstained, 1 – Absent (Treasurer Oldman)

Motion carried.

11:45 a.m. Public Comment opened: no comments.

11:45 a.m. Public Comment closed.

Councilor Shananaquet would like to thank the Pow-wow Committee and all volunteers for all of their hard work for the outstanding Pow-wow.

11:54 a.m. Lunch recess called.

1:31 p.m. Meeting reconvened.

Motion made by Councilor Shananaquet and supported by Councilor Roberts to accept the Legal Department's verbal report as presented by James Bransky, General Counsel, for August 20, 2006.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Oldman)

Motion carried.

Motion made by Councilor Yellowbank and supported by Councilor Shananaquet to post the position for hiring an attorney for Tribal Council under a two year contract, approve Budget Modification without increase to TGO Tribal Council 1101-0-00 for FY 2006 in the amount of \$24,200, and approve Budget Modification with increase to TGO Tribal Council 1101-0-00 for FY 2007 in the amount of \$50,000. Funding to come from prior year funds.

Vote: 4 - Yes, 4 – No (Councilor Harrington, Councilor Gasco Bentley, Councilor Roberts, Councilor McNamara), 0 - Abstained, 1 – Absent (Treasurer Oldman)

Motion failed.

Motion made by Secretary Kiogima and supported by Councilor McNamara to accept the Legislative Leader's verbal and written report.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Treasurer Oldman)

Motion carried.

2:39 p.m. Recess called.

2:47 p.m. Meeting reconvened.

Motion made by Councilor Roberts and supported by Councilor Yellowbank to approve Tribal Council attendance to the Falmouth Training in Las Vegas for December 2006 and the Cultural Immersion in Harbor Springs for September 2006.

Vote: 5 - Yes, 3 – No (Councilor Shananaquet, Legislative Leader Law, Secretary Kiogima), 0 - Abstained, 1 – Absent (Treasurer Oldman)

Motion carried.

3:49 p.m. Recess called.

4:02 p.m. Meeting resumed.

4:45 p.m. Motion made by Councilor Shananaquet and supported by Councilor Harrington to adjourn.

Vote: 7 - Yes, 1 – No (Legislative Leader Law), 0 - Abstained, 1 – Absent (Treasurer Oldman)

Motion carried.

These Minutes have been read and approved as written:

Approved:

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Melvin L. Kiogima, Tribal Council Secretary

Date