

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Court Room
7500 Odawa Circle Harbor Springs, MI 49740
November 16, 2008

Closed Session: none

Call to Order: Meeting was called to order at: 9:35 a.m.

Opening Ceremony: Melvin L. Kiogima

Council Present: Legislative Leader Beatrice A. Law, Secretary Regina Gasco Bentley, Treasurer Gerald Chingwa, Councilor Dexter McNamara, Councilor Alice Yellowbank, Councilor Melvin L. Kiogima, Councilor Fred Harrington, Jr., Councilor Marvin Mulholland

Absent: Councilor Shirley Oldman

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Office Manager Michele LaCount

Executive Officials and Staff Present: Executive Assistant Rebecca Atkinson

Guests: Fred Kiogima, Audrey Atkinson

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to adopt the agenda for November 16, 2008 with amendments.

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

Motion carried.

Motion made by Councilor Yellowbank and supported by Treasurer Chingwa to approve the minutes of November 2, 2008 with corrections.

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

Motion carried.

10:05 a.m. Councilor Oldman arrived.

No Phone Polls.

No Elder Comments at this time.

Motion made by Secretary Gasco Bentley and supported by Councilor Harrington, Jr., to accept the Legislative Leader's verbal and written report with confidential items contained therein.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 – Absent

Motion carried.

10:49 a.m. Recess called.
10:57 a.m. Meeting reconvened.

Motion made by Secretary Gasco Bentley and supported by Councilor Harrington, Jr., to accept Treasurer Chingwa's Treasurer/Appropriation and Finance Committee verbal report for November 16, 2008.
Motion on hold for consideration of Public Comment.

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

Motion above resumes.
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent
Motion carried.

Motion made by Councilor Oldman and supported by Councilor Yellowbank to appropriate \$15,500 from Prior Period Funds for the FY2008 Little Traverse Bay Bands of Odawa Indians Winter Solstice Children's Christmas Party.

Vote: 8 - Yes, 0 - No, 1 - Abstained (Secretary Gasco Bentley), 0 - Absent
Motion carried.

Motion made by Councilor McNamara and supported by Councilor Oldman to accept the verbal and written report from Land and Reservation Chairperson Kiogima.
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent
Motion carried.

Motion made by Councilor McNamara and supported by Councilor Harrington, Jr., to accept Councilor Mulholland's verbal and written report with recommendations for the Trust Fund Board.
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent
Motion carried.

Motion made by Councilor Kiogima and supported by Treasurer Chingwa to accept the Legislative Services Attorney's written report for November 16, 2008.
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent
Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Mulholland to adopt Tribal Resolution Approval to submit: State of Michigan, Department of Human Services, Bureau of Juvenile Justice Community Programming and Support Services, Child Care Fund Unit: Little Traverse Bay Bands of Odawa Indians Child Care Fund Annual Tribal Plan.
Roll Call Vote: Councilor Harrington, Jr., -yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-yes, Councilor

Yellowbank-yes, Treasurer Chingwa-yes, Secretary Gasco Bentley-yes,
Legislative Leader Law-yes
Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor
Yellowbank to acknowledge receipt of the Tribal Chairman Addendum report.
Vote: 9 - Yes, 0 - No, 0 – Abstained, 0 – Absent
Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor
McNamara to post the Health Clinic Policies to Legislative Calendar.
Vote: 9 - Yes, 0 - No, 0 – Abstained, 0 – Absent
Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor
McNamara to appoint Sharon Sierzputowski to the Citizenship Commission to fill
the remainder of a four year term ending in 2010.
Vote: 9 - Yes, 0 - No, 0 – Abstained, 0 – Absent
Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Mulholland to
appoint Peggy Hemenway to the Health Commission to fill the remainder of a
three year term ending in 2009.
Vote: 9 - Yes, 0 - No, 0 – Abstained, 0 – Absent
Motion carried.

Motion made by Treasurer Chingwa and supported by Councilor Yellowbank to
add the Gaming Regulatory Commission Regulations to the Draft Work Products
on the Legislative Calendar.
Vote: 9 - Yes, 0 - No, 0 – Abstained, 0 – Absent
Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor
McNamara to approve Enrollment List A - Eligible for Citizenship dated
November 12, 2008 for a total of 15.
Motion on hold in consideration of a recess called.

2:18 p.m. Recess called.
2:29 p.m. Meeting reconvened.

Motion above resumes.
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent
Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor
McNamara to approve Enrollment List B – Declination (Ineligible) dated
November 12, 2008 for a total of 12.
Vote: 8 - Yes, 1 – No (Councilor Harrington, Jr.), 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Treasurer Chingwa to post to the Legislative Calendar Amendment Waganakising Odawak Statute 2008-013 Management and Labor Relations.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Treasurer Chingwa and supported by Councilor Kiogima to post to the Draft Work Products on the Legislative Calendar the Commissions, Boards and Committees Stipend and Compensation Policy.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

3:08 p.m. Public Comment opened: no comments.

3:08 p.m. Public Comment closed.

Motion made by Treasurer Chingwa and supported by Councilor McNamara to post to the Draft Work Product on the Legislative Calendar the Land Use, Building Regulation, and Zoning Statute.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Treasurer Chingwa and supported by Councilor Kiogima to post to the Draft Work Product on the Legislative Calendar the Indian Preference in Tribal Employment Statute. (Beatrice A. Law version)

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Councilor Mulholland and supported by Councilor Oldman to post to the Draft Work Product on the Legislative Calendar the Citizen Preference in Tribal Employment Statute. (Melvin L. Kiogima version)

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

Motion carried.

Motion made by Councilor Yellowbank and supported by Secretary Gasco Bentley to post to the Draft Work Product on the Legislative Calendar the Indian Preference in Tribal Employment Statute. (Alice Yellowbank version)

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

4:01 p.m. Recess called.

4:09 p.m. Meeting reconvened.

Motion made by Councilor Kiogima and supported by Councilor Mulholland to post the Commission, Boards and Committees Policy to the Draft Work Product/Legislative Calendar.

Motion Withdrawn.

The following agenda items were tabled: the Child Protection Statute, Child Welfare Commission, Tribal Treasurer Reporting Responsibilities to the Tribal Citizens Statute and Receiving Grants, Donations and other Funding Policy.

Motion made by Councilor Harrington, Jr., and supported by Councilor Mulholland to adjourn at 5:15 p.m.

Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

Motion carried.

These Minutes have been read and approved as corrected:

Regina Gasco Bentley, Tribal Council Secretary

Date