

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Court Room
7500 Odawa Circle Harbor Springs, MI 49740
February 8, 2009

Closed Session: yes

Call to Order: Meeting was called to order at: 9:34 a.m.

Opening Ceremony: Marvin Mulholland

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, Paralegal Intern Michael Lyons

Executive Officials and Staff Present: Tribal Chairman Frank Ettawageshik, General Counsel -James Bransky

Guests: Ken Harrington, Rita Shananaquet, Fred Kiogima, John Bott

Motion made by Secretary Gasco Bentley and supported by Councilor Yellowbank to adopt the agenda for February 8, 2009 with additions.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)
Motion carried.

Motion made by Councilor Yellowbank and supported by Councilor Kiogima to approve the minutes of January 28, 2009 with corrections.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)
Motion carried.

Tribal Elder Comments: no comments at this time.

9:55 a.m. Motion made by Councilor Kiogima and supported by Councilor McNamara to go into closed session for legal and confidential business matters.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)
Motion carried.

11:40 a.m. Motion made by Councilor Harrington, Jr., and supported by Councilor Mulholland to return to open session.
Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – Absent (Councilor Oldman)

Motion carried.

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

11: 47 a.m. Public Comment closed.

Motion made by Councilor Harrington, Jr., and supported by Councilor Mulholland to approve Confidential Memo 020809-01.

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

Motion carried.

12:03 p.m. Lunch recess.

1:35 p.m. Meeting reconvened. Councilor Oldman arrived.

Motion made by Councilor Mulholland and supported by Councilor Oldman to accept Legislative Leader Law's verbal and written report with confidential items contained therein.

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

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Oldman to accept Treasurer Chingwa's Treasurer/Appropriations and Finance Committee verbal and written report.

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

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Oldman to accept Land and Reservation Committee Chairperson Kiogima's verbal report.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to accept Tribal Council member Chingwa's verbal report regarding the Pellston Michigan Tribal property.

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

Motion carried.

3:00 p.m. Public Comment: Michele LaCount spoke regarding the utilization of fundraisers for programs or as additional support for other Tribal events. Rita Shananaquet spoke regarding Tribal Council not taking cuts to their own pay based on the amount of work they do. Rita also spoke for keeping educational programs. Ken Harrington spoke regarding Nimkee Technologies and its solar application versus the use of wind energy. Ken also spoke regarding the development decisions of the Odawa Casino.

3:11 p.m. Public Comment closed.

3:11 p.m. Recess called.

3:24 p.m. Meeting reconvened.

Motion made by Councilor Mulholland and supported by Councilor McNamara to accept Legislative Services Attorney Budnick's verbal report.

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

Motion carried.

Motion made by Treasurer Chingwa and supported by Councilor Harrington, Jr., to adopt Tribal Resolution: Request for funding from the n4a (National Association of Area Agencies on Aging) DIGITAL TV: KEEPING SENIORS CONNECTED CAMPAIGN "Ready-to-Go" Agencies Little Traverse Bay Bands of Odawa Indians Elders' Program.

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 McNamara to adopt Tribal Resolution: Request for Funding from the Bureau of Justice Assistance, Office of Justice Programs, United States Department of Justice Fiscal Year 2009 Tribal Courts Assistance Program, Little Traverse Bay Bands of Odawa Indians FY 2009 Tribal Court Assistance Project.

Roll Call Vote: Councilor Harrington, Jr. -yes, Councilor Kiogima-yes. Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Oldman-yes, Councilor Yellowbank-no, Treasurer Chingwa-yes, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Councilor Oldman and supported by Secretary Gasco Bentley to adopt Tribal Resolution: Request for Funding from Fiskars Brand, Inc. 2009 Project Orange Thumb; Little Traverse Bay Bands of Odawa Indians Orange Thumb Garden Project.

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 Councilor Kiogima and supported by Treasurer Chingwa to adopt Tribal Resolution: Request for Funding from the Coca-Cola Company, National Recycling Coalition Bin Grant Program Little Traverse Bay Bands of Odawa Indians FY 2009 Coca-Cola Recycling Bin Grant Program.

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 Kiogima to approve List A - Eligible for Citizenship dated January 23, 2009 for a total of 12.
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent
Motion carried.

Motion made by Secretary Gasco Bentley to approve List B – Declination (Ineligible) dated December 17, 2008.
Motion Withdrawn

Motion made by Councilor Kiogima and supported by Councilor Yellowbank to acknowledge the receipt of the Welfare of Adults Regulations REG-W OS-2005-07 0222407-002.
Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent
Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Oldman to approve List B – Declination (Ineligible) dated January 23, 2009.
Vote: 8 - Yes, 1 – No (Councilor Harrington, Jr.), 0 - Abstained, 0 - Absent
Motion carried.

5:08 p.m. Motion made by Councilor Harrington, Jr., and supported by Treasurer Chingwa to adjourn.
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