

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
Tribal Court Room  
7500 Odawa Circle Harbor Springs, MI 49740  
April 19, 2009

Closed Session: none

Call to Order: Meeting was called to order at: 9:33 a.m.

Opening Ceremony: Frank Ettawageshik

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 Rita Shananaquet

Absent: Councilor Marvin Mulholland

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

Executive Officials and Staff Present: Tribal Chairman Frank Ettawageshik

Judicial Officials Present: JoAnne Gasco, Jenny Kronk

Guests: Patrick Wemigwase, Ken Harrington, Fred Kiogima, Kevin Willis, Heidi Bosma, Annette VanDeCar

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Motion made by Secretary Gasco Bentley and supported by Councilor McNamara to adopt the agenda for April 19, 2009 with additions.

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

9:58 a.m. Councilor Mulholland arrived.

Motion made by Secretary Gasco Bentley and supported by Treasurer Chingwa to approve the minutes of April 5, 2009 as presented.

Vote: 7 - Yes, 1 - No (Councilor Yellowbank), 1 - Abstained (Councilor Mulholland), 0 - Absent

Motion carried.

FY2010 Budget Hearing.

10:35 a.m. Recess called.

10:43 a.m. Meeting resumed.

Motion made by Councilor Yellowbank and supported by Secretary Gasco Bentley to accept Legislative Leader Law's verbal report for April 19, 2009.

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

Motion carried.

Motion made by Councilor Kiogima and supported by Councilor Mulholland to accept Treasurer Chingwa's, Treasurer and Appropriations and Finance Committee Chairman verbal report for April 19, 2009.

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

Motion carried.

Motion made by Councilor Mulholland and supported by Treasurer Chingwa to accept the Land and Reservation Committee Chairperson Kiogima's verbal report for April 19, 2009.

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

Motion carried.

11:46 a.m. Public Comment opened: Ken Harrington spoke regarding casino payments to the Tribe.

11:48 a.m. Public Comment closed.

Motion made by Councilor Yellowbank and supported by Treasurer Chingwa to accept Legislative Services Attorney Budnick's verbal report for April 19, 2009.

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

Motion carried.

Motion made by Councilor McNamara and supported by Councilor Mulholland to appoint Councilor Melvin Kiogima to the Appropriations and Finance Committee to fill the remainder of the vacant term.

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

Motion carried.

12:00 p.m. FY2010 Budget Hearing ends.

12:02 p.m. Lunch recess.

1:36 p.m. Meeting reconvened.

1:38 p.m. Councilor McNamara arrived.

Motion made by Treasurer Chingwa and supported by Councilor Yellowbank to accept the Tribal Chairman's verbal and written report with confidential items contained therein.

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

Motion carried.

Motion made by Treasurer Chingwa and supported by Councilor Yellowbank to adopt Tribal Resolution Request for Funding from the U.S. Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention, FY 09 Local Youth Mentoring Initiative Little Traverse Bay Bands of Odawa Indians Youth Mentoring Project.

Roll Call Vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-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 adopt Tribal Resolution Request for Funding from the Department of Commerce, National Oceanic and Atmospheric Administration (NOAA), National Marine Fisheries Service, Little Traverse Bay Bands of Odawa Indians, Fisheries Enhancement Project.

Roll Call Vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-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 Secretary Gasco Bentley to adopt Tribal Resolution Request for Funding from the U.S. Department of the Interior, Bureau of Indian Affairs Indian Highway Safety Program, National Highway Traffic Safety Administration, Little Traverse Bay Bands of Odawa Indians Highway Safety Program.

Roll Call Vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-yes, Councilor Yellowbank-yes, Treasurer Chingwa-yes, Secretary Gasco Bentley-yes, Legislative Leader Law-yes

Motion carried.

Motion made by Treasurer Chingwa and supported by Councilor McNamara to adopt Tribal Resolution Authorization to Execute Intergovernmental Accord between the Tribal Leaders of the Federally Recognized Indian Tribes in Michigan and the Governor of the State of Michigan to Address the Crucial Issue of Climate Change.

Roll Call Vote: Councilor Harrington, Jr.-yes, Councilor Kiogima-yes, Councilor McNamara-yes, Councilor Mulholland-yes, Councilor Shananaquet-no, 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 approve Enrollment List A - Eligible for Citizenship dated March 25, 2009 for a total of 8.

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 In-eligible for Citizenship dated March 25, 2009 for total of 1.

Vote: 8 - Yes, 1 - No (Councilor Harrington, Jr.), 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to acknowledge receipt of Enrollment list C - Voluntary relinquishment dated March 25, 2009 for a total of 1.

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

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to post to the Legislative Calendar the Amendment to Waganakising Odawak Statute 2006-026 Elections and Election Board Statute.

Vote: 8 - Yes, 1 - No (Councilor Harrington, Jr.), 0 - Abstained, 0 - Absent

Motion carried.

Motion made by Secretary Gasco Bentley and supported by Councilor Kiogima to change the August 15-16 & 29-30 2009 Tribal Council work session/meeting weekends to August 8-9 & 22-23, 2009.

Vote: 6 - Yes, 3 - No (Councilor Mulholland, Councilor Yellowbank, Councilor Harrington, Jr.), 0 - Abstained, 0 - Absent

Motion carried.

2:57 p.m. Recess called.

3:07 p.m. Meeting reconvened.

3:07 p.m. Public Comment, Ken Harrington spoke regarding the request for the Berg Lease. Michele LaCount clarified comment regarding Tribal Council not receiving copies of contracts from the Executive after they have asked for them.

3:10 p.m. Public Comment closed.

Motion made by Treasurer Chingwa and supported by Councilor Yellowbank to adopt Tribal Resolution Appropriation of Funds for the 2010 Operating Budget and Restatement of Allocation for the 2010 Fiscal Year in the amount of \$29,484,456.

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

Motion carried.

4:58 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:

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Regina Gasco Bentley, Tribal Council Secretary

Date