

LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS
7500 Odawa Circle
Harbor Springs, MI 49740

TRIBAL RESOLUTION # 050522-02
Tribal Council Limited Resumption of In-person Meetings

WHEREAS the Waganakising Odawak Nation, known as the Little Traverse Bay Bands of Odawa Indians, and its citizens are vested with inherent sovereignty and right to self-governance;

WHEREAS the Little Traverse Bay Bands of Odawa Indians is a federally recognized Indian Tribe under Public Law 103-324, and is a party to numerous Treaties with the United States the most recent of which being the Treaty of Washington of March 28, 1836 (7 Stat. 491) and the Treaty of Detroit of 1855 (11 Stat. 621);

WHEREAS Article VII (J) of the LTBB Constitution says that five Tribal Council members constitute a quorum necessary to transact official business of the Tribal Council, that all votes must be cast only by those actually present at the meeting during which the vote was taken, and that the Tribal Council shall hold regular meetings at least once a month at the Tribal government offices.

WHEREAS in 2020 the Legislative and Executive Branches of LTBB government declared a State of Emergency to address the COVID-19 pandemic, and closed the Tribal government offices to all but a very small number of staff whose limited presence in the building was needed to maintain essential functions;

WHEREAS to continue governmental functions during the State of Emergency on April 29, 2020 Tribal Council passed Tribal Resolution 042920-01 which the Chairperson signed into law on April 30, 2020;

WHEREAS Resolution 042920-01 resolved that:

1. when a State of Emergency prevents physical assembly to comply with the Constitutional requirement that Tribal Council hold its regular meetings at least once a month an online meeting platform, such as Zoom or Microsoft Teams, will serve as the "Tribal government offices." Online Tribal Council meetings will be conducted following the same procedures as other regular meetings to the greatest extent feasible;
2. that Tribal Council may also host online information townhall style forums during States of Emergency; and

3. the Tribal Council will provide notification of the dates, times and joining instructions to Tribal Citizens of on-line regular meetings and townhall forums through the LTBB website and other appropriate means of communication, such as social media;

WHEREAS the COVID 19 pandemic remains a significant health concern, but has improved to the point that in-person Tribal Council meetings may resume with appropriate safety protocols and limitations on total room capacity in keeping with Executive safety planning and procedure;

THEREFORE, BE IT RESOLVED THAT:

1. As long as permissible under Executive safety planning and procedure Tribal Council will hold its work sessions and meetings in-person at the 7500 Odawa Circle Tribal Government Center;

2. Tribal Council members may continue to attend Tribal Council meetings remotely via Zoom or similar platform, including being counted toward a quorum, participating in deliberations, and voting;

3. Tribal staff, citizens and other authorized attendees may continue to attend Tribal Council meetings via Zoom or similar platform, and may be required to do when Tribal Council chambers are at physical capacity per Executive safety planning and procedure.

CERTIFICATION

As the Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Tribal Resolution was duly adopted by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held on May 5, 2022 at which a quorum was present, by a vote of 6 in favor, 0 opposed, 0 abstentions, and 3 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Fred Kiogima	X	_____	_____	_____
Tamara Kiogima	_____	_____	_____	X
William Ortiz	_____	_____	_____	X
Aaron Otto	X	_____	_____	_____
Melissa Pamp	_____	_____	_____	X
Martin Van De Car	X	_____	_____	_____
Leroy Shomin	X	_____	_____	_____
Marcella Reyes	X	_____	_____	_____
Emily Proctor	X	_____	_____	_____

Date: 05.05.2022 Emily Proctor

 Emily Proctor, Legislative Leader

Date: 05.05.2022 Marcella R. Reyes

 Marcella Reyes, Tribal Secretary

Received by the Executive Office on 5.6.2022 by Kerstine Onley

Pursuant to Article VII, Section D, Subsection 1 of the Little Traverse Bay Bands of Odawa Indians Constitution adopted on February 1, 2005 the Executive concurs in this action of the Tribal Council.

Date: 5.10.2022 Regina Gasco Bentley

 Regina Gasco Bentley, Tribal Chairperson

Received from the Executive on 05.11.2022 by [Signature]