



The Little Traverse Bay Bands of Odawa Indians
Council Chambers and via ZOOM
Tribal Council Regular Meeting Agenda
January 26, 2023
9:00 a.m.

All meetings, work sessions and Citizens' meetings are recorded

Agenda subject to change and may include closed session

Public Comment 11:45 a.m. & 3:00 p.m. (approximate)

Lunch Recess may be held approximately 12:00 p.m. - 1:30 p.m.

Participation. With respect to all participants, and in accordance with Waganakising Odawak Statute 2015-014 Open Meetings of the Tribal Council, and the Tribal Council Meeting Policy and Procedures for Electronic Meetings, participants are required to provide their full name and Tribal affiliation at log in for meeting entry. Citizens use name and enrollment number, all others who are required to be in the meeting, use name and title. Without required identification you will remain in the Zoom waiting room of this session until the entry criteria is met. If you log in under what appears to be a fictitious name, you may be removed and will not be provided entry into the meeting room until such time as your log in is verifiable.

Public Comment.

Tribal Council will not accept comments nor discuss matters that relate to the following:

1. Personnel matters.
2. Personal information affecting an individual's privacy, including personnel matters. or medical conditions or similar matters that constitute a clearly unwarranted invasion of personal privacy unless it pertains to the Tribal Citizens who is raising the matter.
3. Matters covered by attorney client privilege.
4. Matters considered confidential by other Statutes.
5. Matters regarding confidential business or legal matters of the Tribe or a Tribal Citizen.
- 6 Matters that could impair a criminal investigation.

(Source: WOS 2015-014, July 24, 2015, Section VI)

Topic: Tribal Council Meeting

Time: Jan 26, 2023 09:00 AM Eastern Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/84776042677?pwd=WWJtSER6RTg0Y0FMb3kwTnJZYkhVQT09>

Meeting ID: **847 7604 2677**

Passcode: 449364

One tap mobile

+19294362866,,84776042677#,,,,*449364# US (New York)

+13017158592,,84776042677#,,,,*449364# US (Washington DC)

Dial by your location

+1 929 436 2866 US (New York)

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+1 646 931 3860 US
+1 386 347 5053 US
+1 507 473 4847 US
+1 564 217 2000 US
+1 669 444 9171 US
+1 669 900 6833 US (San Jose)
+1 689 278 1000 US
+1 719 359 4580 US
+1 253 205 0468 US
+1 253 215 8782 US (Tacoma)
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Find your local number: <https://us02web.zoom.us/j/84776042677>

GENERAL SESSION

1. Call to Order
2. Opening Ceremony
3. Roll Call
4. **Motion** to adopt the agenda of January 26, 2023 as (presented/amended).
5. **Motion** to dedicate the meeting in honor of the following Tribal Citizen (s) who have walked on: Archie Kiogima Jr., Gary Kiogima, Misti Porter.
6. Review and Approve Minutes of January 12, 2023.
 - a. **Motion** to approve the minutes of December 15, 2022 as (presented/corrected).
7. **9:30 a.m.** Introduction of new Tribal Government Employees:

Attending:

Shanna MacLaren – Nurse Practitioner (CTWC) – Health
Brianna Riethmeier – Medical Assistant (CTWC) – Health
Amanda Broman – Medical Assistant (CTWC) – Health
Angeline Roberts – Community Health Grant Coordinator (Transfer) – Health
Nicole Daily – Patient Registration Specialist – Health
Eli Robinson – Clinic Nurse – Health
Sean Cahill – Executive Services Attorney – Tribal Chairman

Special Mention:

Jesse Boda – Occupancy Specialist (Transfer) – Housing
David Thom Jr. – Safety and Emergency Management Coordinator (Transfer) – Human Resources

8. Executive Oversight Report
 - i. **Motion** to acknowledge receipt of the verbal Executive Oversight Report as presented by...for January 26, 2023.

9. **10:00 a.m.** Tribal Burial Board, Inc. 2022 4th Quarter Report

Motion to acknowledge receipt of the verbal and written Tribal Burial Board, Inc 2022 4th Quarterly Report with financials as presented by...for January 26, 2023.

10. Tribal Council Officer Reports

a. Legislative Leader Report

Motion to acknowledge receipt of Legislative Leader Emily Proctor's verbal and written report for January 26, 2023.

b. Secretary Report

i. Documents Signed the Executive:

- a. Tribal Resolution 011223-01 Crooked Tree Wellness Clinic Services to Non-Beneficiaries signed on 01/16/23.

ii. Vetoes: none

iii. Phone Polls passed by Tribal Council:

- 01/19/23 *The reason for the Phone Poll: Motion to approve the 2024 Budget Formulation Process Planning Calendar.*

Vote: 8-yes, 0-no, 0-abstain, 1-absent (Councilor Aaron Otto)

Motion carries

Motion to acknowledge receipt of Secretary Marcella Reyes' verbal and written report as provided on the agenda for January 26, 2023.

c. Treasurer Report

Appropriations and Finance Committee

-Last Meeting: January 17, 2023

(Motions made at Appropriations and Finance Committee Meeting):

- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to adopt Tribal Resolution Increase Human Resources department FY 2023 Operating Budget in the amount of \$40,000 for a Wage Grid Study and Design.

Vote: 3-yes, 0-no, 0-abstained, 0-absent

Motion carries

- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to adopt Tribal Resolution: To authorize \$140,000 in supplemental funding to the Legislative branch to meet increased technological requirements and expanded tribally chartered responsibilities to come from the General Fund – Fund Balance.

Vote: 3-yes, 0-no, 0-abstained, 0-absent

Motion carries

- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 012623-01 Request for Funding from US Environmental Protection Agency Section 103 of the Clean Air Act FY 2023- FY 2024.
Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries
- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 012623-02 Request for Funding as a sub-grantee from the Michigan Department of Natural Resources (MDNR) for funding from the National Fish and Wildlife Foundation (NFWF) America the Beautiful Challenge (ATBC) FY 2022.
Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries
- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 012623-03 Request for funding from the Shakopee Mdewakanton Sioux Community Grant Shakopee Mdewakanton Sioux Community Grant Annual Funding.
- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 012623-04 Request to Accept Funding Increase from the Michigan Department of Health and Human Services (MDHHS), Victims of Crime Act (VOCA) Tribal Victim Services Project Funding Increase.
Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries
- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 012623-05 Request to Accept Funding Increase from the Bureau of Indian Affairs FDPIR 638-Demonstration Project Funding Increase.
Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries
- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 012623-06 Request for Funding from the Bureau of Indian Affairs, Fish Hatchery Maintenance Projects FY 2023.
Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries
- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 012623-07 Request for Funding from the Bureau of Indian Affairs, Great Lakes Restoration Initiative Distinct Tribal Program FY 2023.
Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries
- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 012623-08 Request for Funding from the Bureau of Indian Affairs, Great Lakes Tribal Capacity FY 2023 – FY 2025.
Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries
- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to amend to the agenda to include Certified Motion #9.
Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries
- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 012623-09 Request for Funding from Natural Resources Conservation Service Environmental Quality Incentives Program (EQIP) Road-Stream Crossings Improvement Project.

Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries

The motion for Certified Motion #10 needs to be tabled until Grants obtains more information. May need a phone poll of the Appropriations and Finance Committee as grant is due before end of month.

- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to TABLE CERTIFIED MOTION # 012623-10 Request for funding from the Administration on Children, Youth and Families, FY 2023 – FY 2025 Triennial Child Care and Development Fund Program and Child Count Declaration.
Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries
- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 012623-11 Request to Accept Funding Increase from the Michigan Department of Health and Human Services (MDHHS), COVID-19 Tribal Workforce Program Funding Increase.
Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries
- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 012623-12 Request for Funding from the Bureau of Indian Affairs Rights Protection Implementation Funds FY 2023.
Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries
- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to adopt TRIBAL RESOLUTION 2023 Jingtamok Supplemental funding in the Amount of \$70,820.00 from General Fund.
Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries
- **Motion** made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve the 2024 Budget Formulation Process Calendar. (The Annual Budget Formulation Process Calendar shall be approved by Tribal Council on or before January 21 and shall be posted to the Tribal website).
Vote: 3-yes, 0-no, 0-abstained, 0-absent
Motion carries

Phone Polls passed by Appropriations and Finance Committee:

- **12/19/2022 Reason for Phone Poll:** Motion to recommend to Tribal Council to approve CERTIFIED MOTION Request to Accept Funding Increase from the Bureau of Indian Affairs FY 2022 CTGP and Law Enforcement P.L. 93-638 Annual Funding Agreements.
Phone Poll Vote: 3 Yes, 0 No, 0 Abstain, 0 Absent
Motion carries.
- **01/19/23 Reason for Phone Poll:** Motion to recommend to Tribal Council to approve CERTIFIED MOTION # 012623-10 Request for funding from the Administration on Children, Youth and Families, FY 2023 – FY 2025 Triennial Child Care and Development Fund Program and Child Count Declaration. POSTED AT 2:15 PM 01/18/23
Phone Poll Vote: 3 Yes, 0 No, 0 Abstain, 0 Absent
Motion carries.

Next Special Meeting date: Wednesday, February 1, 2023 at 9:00 a.m. in Council Chambers and via Zoom

Next Regular Meeting date: Tuesday, February 14, 2023 at 9:00 a.m. in Council Chambers and via Zoom

Motion to acknowledge receipt of the Appropriations and Finance Committee verbal and written report as provided on the agenda by Treasurer Leroy Shomin, Committee Chair for January 26, 2023.

d. Land and Reservation Committee Report

-Last Meeting: January 6, 2023 - Motions made at Land and Reservation Committee Meeting were reported at the January 12, 2023 Tribal Council Meeting.

Phone Polls passed by Land and Reservation Committee: none

-Next Meeting: February 3, 2023 at 9:00 a.m. In Tribal Council chambers and via Zoom

Motion to acknowledge receipt of the Land and Reservation Committee verbal and written report as provided on the agenda by Councilor Aaron Otto, Committee Chairperson for January 26, 2023.

11. Tribal Council Member Reports:

- a. Councilor Fred Kiogima
- b. Councilor Tamara Kiogima
- c. Councilor William Ortiz
- d. Councilor Aaron Otto
- e. Councilor Melissa Pamp
- f. Councilor James Pontiac
- g. Legislative Leader Emily Proctor
- h. Secretary Marcella Reyes
- i. Treasurer Leroy Shomin

Motion to acknowledge receipt of ...(verbal/written) report for January 26, 2023.

10. Legislative Office Reports:

- a. Office of Finance and Revenue - Senior Financial Analyst
 - i. Office Update
 - ii. Corporate Charters and/or Board Updates:

1:00 p.m. Ziibimijwang, Inc. 2022 4th Quarter Report

Motion to acknowledge receipt of the verbal and written Ziibimijwang, Inc. 2022 4th Quarterly Report as presented by...for January 23, 2023.

- Gaming Authority
- Odawa Economic Affairs Holding Corporation.
- Odawa Economic Development Management, Inc.

Motion to acknowledge receipt of Sr Financial Analyst Rachel Cope's verbal and written report for January 26, 2023.

b. Tribal Historic Preservation Officer

Motion to acknowledge receipt of Tribal Historic Preservation Officer Melissa Wiatrolik's verbal and written report for January 26, 2023.

c. General Counsel

Motion to acknowledge receipt of General Counsel Jim Bransky's verbal report for January 26, 2023.

d. Legislative Office Manager

Motion to acknowledge receipt of Legislative Office Manager Michele Portman-LaCount's verbal and written report for January 26, 2023.

12. Tribal Council Action Items:

a. Motions

- i. **Motion** to acknowledge receipt of Executive Nomination of Laura Blumberg to Ziibimijwang, Inc., and set up an interview.
- ii. **Motion** to acknowledge receipt of Executive Nomination of Laura Blumberg to Odawa Economic Affairs Holding Corporation and set up an interview.
- iii. **Motion** to acknowledge receipt of Executive Nomination of Dexter McNamara for the Odawa Economic Affairs Holding Corporation and set up an interview.
- iv. **Motion** to acknowledge receipt of Executive Nomination of Jennifer Yuhn for the Housing Commission and set up an interview.
- v. **Motion** to acknowledge receipt of Executive Nomination of Dexter McNamara for the Housing Commission and set up an interview.
- vi. **Motion** to acknowledge receipt of Executive Re-Nomination of Angie Woodin for the Housing Commission and set up an interview.
- vii. **Motion** to acknowledge receipt of Executive Nomination of Jennifer Yuhn for the Citizenship Commission and set up an interview.
- viii. **Motion** to acknowledge receipt of Executive Nomination of Linda Gokee for the Citizenship Commission and set up an interview.
- ix. **Motion** to acknowledge receipt of Executive Nomination of Deleta Smith for the Housing Commission and set up an interview.
- x. **Motion** to appoint Kevin Gasco to Ziibimijwang, Inc for a 4-year term ending January 26, 2027.

- xi. **Motion** to approve Department of Commerce For-Profit and Non-Profit Corporation Fee Schedule REG-Waganakising Odawak Statute 2003-007 012623-001
- xii. **Motion** to approve Department of Commerce Limited Liability Company Fee Schedule REG-Waganakising Odawak Statute 2020-005 012623-001.
- xiii. **Motion** to post Waganakising Odawak Statute Dissolution of Marriage sponsored by Councilor Melissa Pamp.
- xiv. **Motion** to post Waganakising Odawak Statute Amendment to Waganakising Odawak Statute 2021-004 Domestic Violence Statute sponsored by Councilor Melissa Pamp.
- xv. **Motion** to approve CERTIFIED MOTION # 012623-01 Request for Funding from U.S. Environmental Protection Agency Section 103 of the Clean Air Act FY 2023-FY 2024.
- xvi. **Motion** to approve CERTIFIED MOTION # 012623-02 Request for Funding as a sub-grantee from the Michigan Department of Natural Resources (MDNR) for funding from the National Fish and Wildlife Foundation (NFWF) America the Beautiful Challenge (ATBC) FY 2022.
- xvii. **Motion** to approve CERTIFIED MOTION # 012623-03 Request for funding from the Shakopee Mdewakanton Sioux Community Grant Shakopee Mdewakanton Sioux Community Grant Annual Funding.
- xviii. **Motion** to approve CERTIFIED MOTION # 012623-04 Request to Accept Funding Increase from the Michigan Department of Health and Human Services (MDHHS), Victims of Crime Act (VOCA) Tribal Victim Services Project Funding Increase.
- xix. **Motion** to approve CERTIFIED MOTION # 012623-05 Request to Accept Funding Increase from the Bureau of Indian Affairs FDPIR 638-Demonstration Project Funding Increase.
- xx. **Motion** to approve CERTIFIED MOTION # 012623-06 Request for Funding from the Bureau of Indian Affairs, Fish Hatchery Maintenance Projects FY 2023.
- xxi. **Motion** to approve CERTIFIED MOTION # 012623-07 Request for Funding from the Bureau of Indian Affairs, Great Lakes Restoration Initiative Distinct Tribal Program FY 2023.
- xxii. **Motion** to approve CERTIFIED MOTION # 012623-08 Request for Funding from the Bureau of Indian Affairs, Great Lakes Tribal Capacity FY 2023 – FY 2025.
- xxiii. **Motion** to approve CERTIFIED MOTION # 012623-09 Request for Funding from Natural Resources Conservation Service Environmental Quality Incentives Program (EQIP) Road-Stream Crossings Improvement Project.
- xxiv. **Motion** to approve CERTIFIED MOTION # 012623-10 Request for funding from the Administration on Children, Youth and Families, FY 2023 – FY 2025 Triennial Child Care and Development Fund Program and Child Count Declaration.
- xxv. **Motion** to approve CERTIFIED MOTION # 012623-11 Request to Accept Funding Increase from the Michigan Department of Health and Human Services (MDHHS), COVID-19 Tribal Workforce Program Funding Increase.

- xxvi. **Motion** to approve CERTIFIED MOTION # 012623-12 Request for Funding from the Bureau of Indian Affairs Rights Protection Implementation Funds FY 2023.
- xxvii.

b. Roll Call Votes

- i. **Motion** to adopt Tribal Resolution: Increase Human Resources department FY 2023 Operating Budget in the amount of \$40,000 for a Wage Grid Study and Design.
- ii. **Motion** to adopt Tribal Resolution: To authorize \$140,000 in supplemental funding to the Legislative branch to meet increased technological requirements and expanded tribally chartered responsibilities to come from the General Fund – Fund Balance.
- iii. **Motion** to adopt Tribal Council Resolution: TCR012623-01 To Establish the FY2023 1.5% Cost of Living (COLA) for Little Traverse Bay Bands of Odawa Indians (LTBB) Legislative Branch Employees.
- iv. **Motion** to adopt Tribal Resolution: 2023 Jingtamok Supplemental funding in the Amount of \$70,820.00 from General Fund.
- v.

13. Other Items of Business:

a. CLOSED SESSION – Personnel

_____p.m. **Motion** to enter into closed session for personnel.

_____p.m. **Motion** to return to open session.

Motion to approve Confidential Memo 012623-01 Personnel.

13. Adjournment

_____ a.m./p.m. **Motion** to adjourn.

Next Scheduled Meeting;
Thursday, February 9, 2023 at 9:00 a.m. in Council Chambers and via Zoom