



Waganakising Odawak
Little Traverse Bay Bands of Odawa Indians
Frank Ettawageshik, Tribal Chairman
7500 Odawa Circle, Harbor Springs, Michigan 49740
Phone 231-242-1401 • Fax 231-242-1412

David 12/16/07
muc
TC ccd.

**Executive Veto of the Health Commission, Housing Commission, and
Economic Development Commission Statutes as passed by
Tribal Council on November 4, 2007**

On December 5, 2007 I vetoed the Health Commission Statute WOS 2007-006, the Housing Commission Statute WOS 2007-007, and the Economic Development Commission Statute WOS 2007-008 as passed by Tribal Council on November 4, 2007 and received in the Executive Offices on November 6, 2007. This is the written explanation of those vetoes.

Our Tribe is stronger having more citizens involved in the government rather than less. Many of the existing Tribal Council members and both the Tribal Chairman and Vice Chairman are former members of tribal commissions or tribal boards. Service in these appointed positions is good experience for individual citizens to help prepare them for potential service as elected officials should they decide to run for office. At the same time the tribal citizenry has a chance to see how well an individual is at public service. Even if an individual never chooses any other public service than to serve as a commissioner or board member, it makes us a much stronger tribe by having more people involved in tribal governance in both elected and appointed positions.

I understand that the Executive and Legislative bodies of our Tribal Government have fiscal duties and responsibilities. Financial concerns for operational budgets have caused us all to be cautious when approving budgets. Last spring I signed the FY 2008 Budget with smaller budgets for these commissions. If budgetary concerns are the reason for cutting the size of these three commissions then I think we need to revisit these budgets at the Executive level, perhaps by eliminating non-meeting travel. Additionally while not specifically addressed within the statutes at hand, we need to consider that quarterly meetings will make it very difficult for these commissions to get anything accomplished. I believe that at the very least a meeting every other month is necessary. In dealing with the budgetary issue it would also be wiser for us to cut the stipend levels for commissioners rather than to have less citizens involved by cutting the size of the commissions. Changing the stipend level would require revisiting and changing the stipend policy.

I understand that Tribal Council may override these vetoes, may make modifications suggested by the Executive and resubmit these statutes for Executive consideration, or may let them die without further action. I am in favor of updating these statutes and would favorably consider signing them if resubmitted with modifications that addressed the concerns raised within this veto statement.

Frank Ettawageshik, Tribal Chairman
December 16, 2007

WAGANAKISING ODAWAK STATUTE 2007-007

WAGANAKISING ODAWA HOUSING COMMISSION

SECTION I. SHORT TITLE, PURPOSE AND DEFINITIONS

A. Short Title

This Statute shall be entitled "Waganakising Odawa Housing Commission Act." This statute replaces Waganakising Odawak Statute 1997003 and 1998009.

B. Purpose

The Commission is to be strictly advisory in nature and shall assist in promoting and advocating for housing services for Tribal Citizens.

C. Definitions

1. "Commission" shall mean "The Waganakising Odawa Housing Commission".

SECTION II. CREATION OF THE COMMISSION

A. Creation

The Tribal Council hereby creates the Waganakising Odawa Housing Commission and it shall be composed of three (3) Commissioners.

SECTION III: DUTIES AND AUTHORITY OF THE COMMISSION

A. Duties and Authority

1. The Commission shall advocate for Community needs relating to housing issues.
2. The Commission shall assist with channeling communication to and from the Department and the Tribal Community and Tribal Citizens.
3. The Commission may provide advice from a Tribal Community perspective, in general, on housing.

4. The Commission may hold public hearings to gather information from the Tribal Community and Citizens.
5. The Commission may provide advice to the Executive on Tribal Community and Citizens needs regarding housing.
6. The Commission may share information regarding housing programs with the Tribal Community and Citizens.

SECTION IV. SEVERABILITY

If any section, subsection, paragraph, sentence, phrase or portion of this Statute is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION V. EFFECTIVE DATE

Effective upon signature of the Executive or 30 days from Tribal Council approval which ever comes first or if the Executive vetoes the legislation, then upon Tribal Council override of the veto.

CERTIFICATION

As the Tribal Council Legislative Leader and Tribal Council Secretary, we certify that this Statute was duly passed by the Tribal Council of the Little Traverse Bay Bands of Odawa Indians at a regular meeting of the Tribal Council held on November 4, 2007 at which a quorum was present, by a vote of 5 in favor, 4 opposed, 0 abstentions, and 0 absent as recorded by this roll call:

	In Favor	Opposed	Abstained	Absent
Fred Harrington, Jr.		X		
Melvin L. Kiogima		X		
Dexter McNamara	X			
Marvin Mulholland		X		
Shirley Oldman	X			
Alice Yellowbank	X			
Gerald Chingwa		X		
Regina Gasco Bentley	X			
Beatrice A. Law	X			

Date: 11/04/07 Beatrice A. Law
Beatrice A. Law, Legislative Leader

Date: 11-4-07 Regina Gasco Bentley
Regina Gasco Bentley, Secretary

Received by the Executive Office on 11-6-07 by Don Flynn

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 the action of the Tribal Council.

Date: 12-5-2007 Frank Ettawageshik
Frank Ettawageshik, Tribal Chairperson

VETO

Housing Commission Statute passed by Tribal Council November 4, 2007