

MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
BIG BUCKS BINGO HALL
THURSDAY – SEPTEMBER 26, 2019 – 9:00 A.M.

A. Date: September 26, 2019

B. Call to Order: Secretary LaFerner called the meeting to order at 9:08 a.m.

C. Invocation: Lord's Prayer

D. Roll Call: Present: Susan J. LaFerner, Secretary
Doreen G. Blaker, Treasurer
Robert R.D. Curtis, Jr.
Dale F. Goodreau
Randall R. Haataja (arrived at 9:55 am.)
Kim Klopstein
Michael F. LaFerner, Sr.
Rodney Loonsfoot
Elizabeth D. Mayo

Absent: Warren C. Swartz, Jr., President
Gary F. Loonsfoot, Jr., Vice President
Toni J. Minton, Assistant Secretary

E. Declaration of Quorum: Secretary LaFerner declared a quorum present and proceeded with the order of business.

F. Approval of Agenda: September 26, 2019

Deletions:	FYI-	2. Baraga Telephone Company KBIC Tribal Wide Internet Proposal
	New Business-	4. Gary Loonsfoot, Jr., KBIC Cannabis Developer/Weekly Update
		5. Sarah Smith, CEO – b) Weekly Update
	Closed Session-	1. Larry Denomie III, Ojibwa Casinos General Manager – Organizational Structure
Change:	New Business-	1. Paul Mooney, Assistant Tribal Attorney – c) Kathy Mayo, Health Administrator ii. MDHHS Grant Agreements for 2020
		3. Wanda Seppanen, VOCA – Tribal Victim Services

- Addition: FYI- 2. Community Needs Assistance Program (CNAP) Guidelines Revisions for Review
New Business- 4. Doreen Blaker, Housing Department Director – b) Change Order

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY DALE F. GOODREAU. SEVEN IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFerner, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

G. For Your Information:

1. Council Poll September 20, 2019 to approve the preferred bids for the KBIC Cannabis Development and Processing Facility from *CARBS Contracting & Electrical* for the Grow Engineering Drawings and *General Steel* for the Grow Steel Building (8 For, 1 Opposed)
2. Community Needs Assistance Program (CNAP) Guidelines Revisions for Review

H. Approval of Meeting Minutes:

1. August 8, 2019

MOTION MADE BY KIM KLOPSTEIN TO APPROVE THE AUGUST 8, 2019 MEETING MINUTES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Doreen G. Blaker, Dale F. Goodreau, Kim Klopstein, Michael F. LaFerner, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Robert R.D. Curtis, Jr.), FOUR ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

2. August 13, 2019

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE AUGUST 13, 2019 MEETING MINUTES. SUPPORTED BY DOREEN G. BLAKER. SIX IN FAVOR (Doreen G. Blaker, Dale F. Goodreau, Kim Klopstein, Michael F. LaFerner, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Robert R.D. Curtis, Jr.), FOUR ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

I. Old Business:

1. Larry Denomie III, Ojibwa Casinos General Manager –
 - a) Gasser Chair Company, Inc. additional cost for Retractable Ganging Brackets (Ojibwa Casino II) on Event Center chairs

MOTION MADE BY KIM KLOPSTEIN TO APPROVE THE ADDITIONAL COST TO GASSER CHAIR COMPANY, INC. IN THE AMOUNT OF \$15,600.00. SUPPORTED BY DOREEN G. BLAKER. SIX IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), ONE OPPOSED (Rodney Loonsfoot), ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

Rodney Loonsfoot stated his opposition: He believes we are over budget for the casino amount that was approved.

- b) LASCOR Development Corporation Purchase Agreement for additional hardware cost (Ojibwa Casino II)

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE LASCOR DEVELOPMENT CORPORATION PURCHASE AGREEMENT IN THE AMOUNT OF \$9,237.52 FOR THE ADDITIONAL COST OF HARDWARE. SUPPORTED BY KIM KLOPSTEIN. SEVEN IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

J. New Business:

- 1. Paul Mooney, Assistant Tribal Attorney –

- a) Larry Denomie III, Ojibwa Casinos General Manager –

- i. Ainsworth Game Technology, Inc. Sales and Security Agreement
- ii. Konami Gaming Purchase Equipment Order
- iii. Incredible Technologies Purchase Equipment Order
- iv. IGT Purchase Equipment Order and Multi-Hand Poker Intellectual Property License Agreement
- v. Everi Games Inc. Game and Equipment Orders (4)
- vi. Aristocrat Gaming Device Order
- vii. AGS Gaming Equipment Order
- viii. Bally Gaming Order

All Cap-Ex funds (see summary page)

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE \$3,023,015.53 AND ALL OF THE CORRESPONDING AGREEMENTS, EQUIPMENT ORDERS, LICENSE AGREEMENTS, AND GAMING DEVICE ORDERS. SUPPORTED BY DOREEN G. BLAKER. SIX IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), ONE OPPOSED (Rodney Loonsfoot), ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

- b) Evelyn Ravindran, Natural Resources Department Director (not present)/Shannon DesRochers, NRD Lake Superior Program Coordinator – U.S. Geological Survey (USGS) Joint Funding Agreements for Streamgaging Stations
October 1, 2019 – September 30, 2020

- i. Falls River, L’Anse, Michigan \$5,000 USGS and \$16,475 KBIC
- ii. Silver River, L’Anse, Michigan \$5,323 USGS and \$8,440 KBIC
- iii. Salmon Trout, East Branch Salmon Trout Rivers, and Middle Branch Escanaba River near Humboldt, Michigan \$11,490 USGS and \$32,916 KBIC

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE ALL THREE USGS JOINT FUNDING AGREEMENTS FOR THE STREAMGAGING STATIONS. SUPPORTED BY RODNEY LOONSFOOT. SEVEN IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

- c) Kathy Mayo, Health Administrator (not present) –

- i. Inter-Tribal Council of Michigan, Inc. Memorandum of Cooperative Agreement for implementation of Mishkikiwan Miidjim Project among (6) Tribal sites in Michigan September 1, 2019 – August 31, 2020 \$22,000.00

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE MEMORANDUM OF COOPERATIVE AGREEMENT WITH ITC FOR THE MISHKIKIIWAN MIIDJIM PROJECT. SUPPORTED BY DOREEN G. BLAKER. SEVEN IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

- ii. Michigan Department of Health and Human Services (MDHHS) Grant Agreements for 2020 October 1, 2019 – September 30, 2020

- 1. WIC Special Supplemental \$68,297.00

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE WIC SPECIAL SUPPLEMENTAL MDHHS GRANT AGREEMENT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

2. Public Health Emergency Preparedness (PHEP) \$19,468.00

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE PUBLIC HEALTH EMERGENCY PREPAREDNESS MDHHS GRANT AGREEMENT. SUPPORTED BY DOREEN G. BLAKER. SEVEN IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

2. Jason Ayres, Real Estate Officer –

- a) Gundlach Champion, Inc. Change Order #3 to the Roads Agreement (Landscaping: Ojibwa Casino II Entrance and Parking, Harvey Roads) \$86,104.29

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE CHANGE ORDER #3 WITH GUNDLACH CHAMPION. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), ONE OPPOSED (Rodney Loonsfoot), ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

- b) Department of Public Works Roads Division Sanding Truck Acquisition

(3) bids provided to be purchased with BIA funds and includes a plow

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE BID FROM GREENLIGHT SALES AND SERVICE IN CHASSELL, MICHIGAN FOR THE 2008 FORD F350 IN THE AMOUNT OF \$13,000.00. CO-SUPPORTED BY DALE F. GOODREAU AND MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

- c) Resolution KB-035-2019 KBIC Tobacco Company LLC Commercial Lease for Billboard Signs in L'Anse and Baraga Townships

Randall Haataja arrived at 9:55 a.m.

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE RESOLUTION KB-035-2019 KBIC TOBACCO COMPANY LLC COMMERCIAL LEASE FOR BILLBOARD SIGNS. SUPPORTED BY DALE F. GOODREAU. SEVEN IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Randall R. Haataja), THREE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton), MOTION CARRIED.

3. Wanda Seppanen, VOCA - Tribal Victim Services (MDHHS) Grant Agreement for 2020
October 1, 2019 – September 30, 2020 \$129,431.00

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE TRIBAL VICTIM SERVICES MDHHS GRANT AGREEMENT. SUPPORTED BY KIM KLOPSTEIN. EIGHT IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton), MOTION CARRIED.

4. Doreen Blaker, KBIC Housing Department Director –

- a) Housing Fans Purchase for bathroom venting system (no invoice provided)

MOTION MADE BY ELIZABETH D. MAYO TO ALLOW THE AGGREGATE TOTAL OF \$13,000.00 FOR THE BATHROOM FANS FROM LOWES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton), MOTION CARRIED.

- b) Change Order from Kahkonen Excavating for the installation of (9) steel window wells and (1) culvert \$1,420.00 (specified project housing units)

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE CHANGE ORDER FOR KAHKONEN CONSTRUCTION FOR THE BASEMENT WINDOW WELLS AND CULVERT IN THE AMOUNT OF \$1,420.00. SUPPORTED BY RODNEY LOONSFOOT. EIGHT IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton), MOTION CARRIED.

5. Sarah Smith, CEO – KBOCC CEU's (classes) for Government Employees – Ojibwa Language I, Tribal Government and Constitution, Effective Workplace Communication Discussion \$10,160.00

Break: 10:08 - 10:17 a.m.

Dr. Beth Vertanen and Lori Sherman presented the proposal which will be considered at the budget meeting next week.

K. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 10:39 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Jr., Toni J. Minton), MOTION CARRIED.

Respectfully submitted,

Peggy Loonsfoot
Administrative Specialist