

KEWEENAW BAY INDIAN COMMUNITY

Keweenaw Bay Tribal Center
16429 Beartown Road
Baraga, Michigan 49908
Phone (906) 353-6623
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ROBERT "R.D." CURTIS, JR.
FRED DAKOTA
RANDALL R. HAATAJA
MICHAEL F. LAFERNIER, SR.
GARY F. LOONSFOOT, JR.
RODNEY LOONSFOOT
ELIZABETH D. MAYO

2017 TRIBAL COUNCIL

WARREN C. SWARTZ, JR., President
JENNIFER MISEGAN, Vice President
SUSAN J. LAFERNIER, Secretary
TONI J. MINTON, Assistant Secretary
DOREEN G. BLAKER, Treasurer

MINUTES KEWEENAW BAY INDIAN COMMUNITY REGULAR COUNCIL MEETING OJIBWA SENIOR CITIZEN'S CENTER SATURDAY – OCTOBER 7, 2017 – 9:00 A.M.

APPROVED

NOV 02 2017

KBIC PRESIDENT'S OFFICE

SIGNATURE: 

- A. Date: October 7, 2017
- B. Call to Order: President Swartz called the meeting to order at 9:12 a.m.
- C. Invocation: Lord's Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President
Jennifer Misegan, Vice President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary
Doreen G. Blaker, Treasurer
Robert R.D. Curtis, Jr.
Fred Dakota (left at 10:08 a.m.)
Randall R. Haataja
Michael F. LaFernier, Sr.
Gary F. Loonsfoot, Jr.
Rodney Loonsfoot
Elizabeth D. Mayo (left at 10:08 a.m.)
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: October 7, 2017
- Deletions: President's Report/August-September 2017
Secretary's Report/September 2017
CEO's Report/August-September 2017

The Council will adjourn after the Community Meeting is held and the Harvest Feast will follow.

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY GARY F. LOONSFOOT, JR. ALL IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

G. For Your Information:

1. A "Thank you" from Ariane's Army (for Ariane Yoder's fundraiser)
2. A "Thank you" from the Camp New Day Board and Campers
3. A "Thank you" from the Baraga County Chamber of Commerce
4. A "Thank you" from the Family of Henry Madosh
5. A "Thank you" from Pam Hillier of VAST Insurance
6. A "Thank you" from Deb Merrill, Activity Director of Bayside Village
7. A "Thank you" from the Bay Ambulance Camp 911
8. A "Thank you" from Jim LaJoie, Executive Director of the Superior Health Foundation
9. A "Thank you" from Jennifer DePuydt-Saari, Director of the Life Outreach Center - Houghton
10. A "Thank you" from Bob Wenc, Committee Member of the Parade of Nations
11. A "Thank you" from Lori LaFernier – EMS Conference Travel
12. Notification of Approved Enrollment Applications August 15, 2017 (8)

H. Vice President's Report/August-September 2017 - Verbal Report

I. Secretary's Report/August 2017 – available for your review

MOTION MADE BY TONI J. MINTON TO APPROVE BOTH THE VICE PRESIDENT AND SECRETARY REPORTS. SUPPORTED BY RANDALL R. HAATAJA. ALL IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

J. Department Head Reports/July-August 2017

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE DEPARTMENT HEAD REPORTS FOR JULY AND AUGUST 2017. SUPPORTED BY DOREEN G. BLAKER. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, TWO ABSTAINING (Robert R.D. Curtis, Jr., Rodney Loonsfoot), ABSENT - 0, MOTION CARRIED.

K. Approval of Meeting Minutes:

1. August 24, 2017

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AUGUST 24, 2017 MEETING MINUTES. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Rodney Loonsfoot), ABSENT - 0, MOTION CARRIED.

L. New Business:

1. Diana Chaudier, Election Board Chair –

a) Approval of Candidates for the 2017 Primary Election on November 4, 2017

Baraga District (8): Doreen Blaker (Inc), Robert “RD” Curtis, Jr. (Inc), Kim Klopstein, Michael P. Lahti, Jerry Magnant “Mayo”, Robert “Robbie” Mayo, Don Messer, Jr., and Debbie Parrish

L’Anse District (5): Randy Haataja (Inc), Toni Minton (Inc), Lyndon Ekdahl, Jean Jokinen, and Chris C. Voakes

MOTION MADE BY ELIZABETH D. MAYO TO CERTIFY THE BARAGA DISTRICT CANDIDATES AS DOREEN BLAKER, ROBERT “RD” CURTIS, JR., KIM KLOPSTEIN, MICHAEL P. LAHTI, JERRY MAGNANT “MAYO”, ROBERT “ROBBIE” MAYO, DON MESSER, JR., DEBBIE PARRISH AND IN THE L’ANSE DISTRICT THE CANDIDATES ARE LYNDON EKDAHL, RANDY HAATAJA, JEAN JOKINEN, TONI MINTON, AND CHRIS C. VOAKES. SUPPORTED BY JENNIFER MISEGAN. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, FOUR ABSTAINING (Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja), ABSENT - 0, MOTION CARRIED.

b) Election Board Alternates for the 2017 Primary/General Elections

Five out of the Seven Election Board Members cannot participate in the election process this year due to immediate family members running for office and one being a candidate.

Diana presented a list of election worker submissions (16) showing previous years’ experience and also those who have experience as a board member.

(Per Election Ordinance 2008-04 Section Two 22.201 11. If any member of the immediate family of an Election Board Member is an approved Candidate or Nominee for Office, the Election Board Member shall be replaced during the election by an Election Board Alternate appointed by the Tribal Council until the election is concluded.)

MOTION MADE BY JENNIFER MISEGAN TO APPOINT THE ELECTION BOARD ALTERNATES AS THE FOLLOWING: BRENDA BRUNK, EMILY EVANS, CLAYTON EKDAHL, MELISSA LAFERNIER, AND NANCY PAWLOWSKI. SUPPORTED BY ROBERT R.D. CURTIS, JR. FIVE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr.), FOUR OPPOSED (Fred Dakota, Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), TWO ABSTAINING (Toni J. Minton, Doreen G. Blaker), ABSENT - 0, MOTION CARRIED.

2. Doreen Blaker, Treasurer - Donations/October 2017

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE OCTOBER 2017 DONATIONS AS THE FOLLOWING: \$250.00 TO THE SACRED HEART SCHOOL FOR A BIKE-A-THON, \$500.00 TO THE SPECIAL OLYMPICS, \$300.00 FOR THE BARAGA AREA SCHOOL BAND DEPARTMENT TO PURCHASE A PIANO, \$500.00 TO THE BAY CLIFF HEALTH CAMP, \$500.00 TO THE SALVATION ARMY, AND \$250.00 TO LITTLE BROTHERS FRIENDS OF THE ELDERLY FOR FIREWOOD. SUPPORTED BY RODNEY LOONSFOOT. ALL IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Break: 10:08 – 10:27 a.m. (Fred Dakota and Elizabeth Mayo left)

A community meeting was held to update KBIC on the tobacco manufacturing, FY2018 Budgets, and the casino projects for Baraga and Marquette. [PowerPoint Presentation]

The KBIC Tobacco Company, LLC which was formed by the Tribal Council on February 23, 2017, is partnered with the Seneca Manufacturing Company and the Allegany Capital Enterprises, LLC. The Board of Managers includes Jennifer Misegan, Chair, Michael LaFernier, Sr., Vice Chair, Doreen Blaker, Secretary, Warren “Chris” Swartz, Jr., Treasurer, and Travis Heron from the Seneca Nation. The Tribe’s application with the Tobacco Tax and Trade Bureau (TTB) was submitted in March 2017. The next step towards the manufacturing of cigarette products is the site inspection followed by the finalization of the equipment and then ordering the manufacturing supplies.

The General Welfare Support Program payment for 2017 is \$1,800.00. KBIC’s employees will receive an annual raise of 2%.

Budget reductions had to be made on the Baraga casino project. This budget has been reduced from \$6.5 million to \$3.1 million eliminating the addition but will see an upgrade to the water service, new electrical service, generator and HVAC, also new carpeting, ceiling tiles, roof insulation, as well as new drain tile for the Pressbox.

Marquette’s budget has increased from \$33.5 million to \$43.6 million but went from a 100 room branded hotel to a 76 room hotel and slot floor space was reduced from 700 to 500. There will be a forced main wastewater system to Chocoley and the upgrades needed for the electrical system to supply the casino went from minor to major. There will no longer be three new townhouses as originally planned.

The projections given by Gundlach Champion have come back considerably higher and the adjustments to each project are necessary in order to move forward.

M. Adjournment:

MOTION MADE BY JENNIFER MISEGAN TO ADJOURN AT 12:36 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFerner, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Fred Dakota, Elizabeth D. Mayo), MOTION CARRIED.

Respectfully submitted,

A handwritten signature in cursive script that reads "Peggy Loonsfoot".

Peggy Loonsfoot
Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
REGULAR COUNCIL MEETING
OJIBWA SENIOR CITIZEN'S CENTER
SATURDAY – OCTOBER 7, 2017 – 9:00 A.M.

A. Date: October 7, 2017

B. Call to Order:

C. Invocation: Lord's Prayer

D. Roll Call:

- ___ Warren C. Swartz, Jr., President
- ___ Jennifer Misegan, Vice President
- ___ Susan J. LaFernier, Secretary
- ___ Toni J. Minton, Assistant Secretary
- ___ Doreen G. Blaker, Treasurer
- ___ Robert R.D. Curtis, Jr.
- ___ Fred Dakota
- ___ Randall R. Haataja
- ___ Michael F. LaFernier, Sr.
- ___ Gary F. Loonsfoot, Jr.
- ___ Rodney Loonsfoot
- ___ Elizabeth D. Mayo

E. Declaration of Quorum:

F. Approval of Agenda: October 7, 2017

G. For Your Information:

1. A "Thank you" from Ariane's Army (for Ariane Yoder's fundraiser)
2. A "Thank you" from the Camp New Day Board and Campers
3. A "Thank you" from the Baraga County Chamber of Commerce
4. A "Thank you" from the Family of Henry Madosh
5. A "Thank you" from Pam Hillier of VAST Insurance
6. A "Thank you" from Deb Merrill, Activity Director of Bayside
7. A "Thank you" from the Bay Ambulance Camp 911
8. A "Thank you" from Jim LaJoie, Executive Director of the Superior Health Foundation
9. A "Thank you" from Jennifer DePuydt-Saari, Director of the Life Outreach Center
10. A "Thank you" from Bob Wenc, Committee Member of the Parade of Nations
11. A "Thank you" from Lori LaFernier
12. Notification of Approved Enrollment Applications August 15, 2017 (8)

H. President's Report/August-September 2017

I. Vice President's Report/August-September 2017

J. Secretary's Report/August-September 2017

K. CEO's Report/August-September 2017

L. Department Head Reports/July-August 2017

M. Approval of Meeting Minutes:

1. August 24, 2017

N. New Business:

1. Diana Chaudier, Election Board Chair –

a) Approval of Candidates for the 2017 Primary Election on November 4, 2017

b) Election Board

2. Doreen Blaker, Treasurer - Donations/October 2017

O. Adjournment:

KEWEENAW BAY INDIAN COMMUNITY
TRIBAL COUNCIL

August 2017 Report from the Secretary to the Council/Community
(for the October 6, 2017 Regular Meeting)

ANIN! We honor the greatness in you

Remember: "Indian Country Counts"

"Our People, Our Nations, Our Future"

We continue to recognize the richness of Native American contributions, accomplishments, and sacrifices to the political, cultural, and economic life of Michigan and the United States

Remember to continue to pray for each other, our police officers, military, firefighters, and all emergency personnel. Also remember those who are ill, those with economic struggles, all those who have lost loved ones, and for our world. The wonderful Fall season is upon us and the full moon was spectacular in October!

Mino-Bimaadizin "Live Well"
Respectfully, Susan J. LaFernier

During August, the Tribal Council held the Regular Saturday meeting on August 5, 2017 and there were (3) Special Council meetings held. Following are the August 5, 10, 17, 2017 approved minutes and the August 24, 2017 unapproved minutes. This report will be published in the KBIC "Wiikwedong Dazhi-Ojibwa" newsletter and the approved minutes can also be found on the Keweenaw Bay Indian Community Website.

August 5, 2017 Special Council Meeting (approved):

- Approved June/July 2017 President's Report (Chris Swartz)
- Approved the July/July 2017 Vice President's Report (Jennifer Misegan)
- Approved the June/July 2017 Secretary's Report (Susan J. LaFernier)
- Approved the June/July 2017 CEO's Report (Larry J. Denomie, III)
- Approved the May/June 2017 Department Head Reports

- Approved Resolution KB 042-2017 FY 2017 Serving Native Survivors Circle Pilot Project Support grant developing future Victim Specialists for Indian Country to create an Associate Degree in Native American Social Work at Northern Michigan University
- Approved to offer free use of the Tribe's fitness facility for KBIC members
- Approved the following donations: \$500.00 Salvation Army to purchase back packs and school supplies; \$1,786.36 for KBIC Head Start/Early Head Start to purchase two smart board projectors; hotel and airfare for up to four firefighter family members from the Shelifoe and Swartz families to attend the Fallen Firefighters Memorial in Gettysburg in October 2017

August 10, 2017 Special Council Meeting (approved):

- Approved the July 13, July 20, and July 27, 2017 Tribal Council meeting minutes
- Approved the KBIC Housing Department Conflict of Interest Policy and Public Disclosure Notice
- Approved Amendment #2 to the Memorandum of Agreement for I.H.S. Project Zeba Infiltration and Inflow Study and Sewer Improvements \$383,000.00
- Approved Amendment #1 to the Memorandum of Agreement for I.H.S. Project Zeba Pumphouse Control Improvements System \$124,000.00
- 10 applicants and 3 alternates were selected for the Timber Stand Improvement project
- Approved Resolution KB 043-2017 USDA Proposed lease revisions for office space for 10 years at the Ojibwa Industrial Park road in Baraga, MI
- Approved Resolution KB 044-2017 Alger Delta Cooperative Electric Association "Right of Way Utility Easement" on the Chocolay Township properties to provide electricity for the future expanded casino facilities
- Approved the bid from Windsor Solutions for \$47,252.00 to provide an environmental management database for the Natural Resources Department for collection and storage of data

- Tabled a request from the Baraga Area Schools for more information to provide continued funding for the Great Explorations After School Program because their grant ended
- Approved to rephrase: 20.4 Rehire Policy
 2. Change progressive discipline to corrective action process
 3. It is the policy of the KBIC to allow the rehiring of an individual who was dismissed for an act of theft, as defined in the ~~Zero Tolerance for theft~~ policy, one year following the date of the termination ~~and after all court ordered requirement have been completed if a conviction resulted due to act of theft,~~ effective August 10, 2017 and change 24.1 ~~Zero Tolerance For Theft~~
- Approved the Assistant Tribal Attorney Employment Agreement with Roberto (Bobby) Escobar September 21, 2017-September 20, 2018

August 17, 2017 Special Council Meeting (approved):

- Approved the amendment to the CNAP Section 2: Medical Travel/Service Assistance policy to add Level I, II, and III to the tiers of funding and changes to the verification documentation process
- Approved the Legal Services Agreement with Short Cressman and Burgess, PLLC to assist in the completion of an amendment to the Treatment As A State application for water quality standards not to exceed \$10,000.00
- Approved the new business license for Sue Ellen Elmblad "Back Road Organic Supply"
- Approved the Memorandum of Agreement with I.H.S. project: Replacement Project to serve existing category homes onsite wastewater treatment systems throughout KBIC \$166,000.00
- Approved the I.T. Departments sole source bid for a Dell PowerEdge server and equal-logix storage array for the Tribal Center \$34,237.00
- Tabled amending the Health Board By-laws until the Board provides their input for changing the membership to consist of nine regular members, adding one council representative and one DHHS employee

- Approved to update the Tribal Center front desk with a credit card reading machine with the customer paying the associated fees required and have the CFO establish a reasonable fee effective October 1, 2017 (a motion prior died for lack of support to approve a card machine with no fees)
- Approved to appoint Kevin Carlisle, Tribal Attorney as the Special Prosecutor while Danielle Webb is on maternity leave or in conflict

August 24, 2017 Special Council Meeting (unapproved):

- Approved the August 5, 2017 Tribal Council meeting minutes
- Approved the Tier III Services Agreement with McGrath (Roofing) Inc. for the Ojibwa Community Library Roof project \$25,400.00
- Approved the Agreement Between Owner and Contractor for Construction Contract with Visu-Sewer, Inc. for the I.H.S. partial award of the Zeba Sewer Repair Project \$129,830.50 by June 1, 2018
- Approved the bid from Steve Lloyd Construction for the Isolation Building/Well Building at the Hatchery \$13,400.00
- Approved to comply with KBIC Housing Department's request #002-17 regarding the conditional ban at his request

June 2017 Donations

\$ 150.00	1. 21st Annual Matt Ahonen Memorial Softball Tournament (Alden Connor)
\$ 250.00	2. Taylor Kemppainen (descendant) – Girl Scouts trip to NYC
\$ 500.00	3. Native American Rights Fund (NARF)
\$1,000.00	4. Trillium House (Hospice)
\$ 500.00	5. U.P. Diabetes Outreach Network
\$1,000.00	6. Joe Derocha for State Representative
\$ 25.00	7. M. Dunn/Gift Basket for A. Yoder Benefit
\$ 53.60	8. Shopko Gift Bags T.Police/EMT Week - May
\$3,478.60	
57.66	Larry's Market - Father's Day Event
549.09	Walmart - " "
<u>4,085.35</u>	July 2017 Donations

\$ 400.00	1. Terri Denomie – Annual Water Walk Honorariums (6)
\$ 1,000.00	2. Calvin Hartwig – Anishnaabe short film project (ELA)
\$ 250.00	3. Life Outreach Center
\$ 500.00	4. Baraga County Fair – Gold Level
\$ 380.00	5. BCCF – Tony Selkey Memorial Golf Scramble
\$ 500.00	6. Baraga County Relay for Life – Nancy Pawlowski's Team "Save the Racks"
\$ 150.00	7. Lac Courte Oreilles Softball Tournament Sponsor Fee (Alden Connor)
\$ 3,180.00	
401.20	PAT's Foods - Water WALK
14.01	Pines - Water WALK
<u>3,595.21</u>	August 2017 Donations

\$ 500.00 ✓	1. Salvation Army in Ishpeming – school supplies/back packs
1,685.24	2. KBIC Head Start/EHS – (2) Smart Boards
\$1,786.36 ✓	3. Travel Expenses for families of the Fallen Fire Fighters to attend Memorial in October – Airfare
pd from \$ XXXX 4,424.00	
630 match Program to Head Start	
<u>4,924.00</u>	

September 2017 Donations

\$ 2,000.00 ✓	1. Darnishia Slade – Parade of Nations
\$ 250.00 ✓	2. Advance America – to give out backpacks w/school supplies
\$ 250.00 ✓	3. Superior Health Foundation
\$ 520.00 ✓	4. 3rd Annual Mike Hazen Sr. Memorial Golf Scramble (2) teams
\$ 240.00	5. Lori LaFernier – EMS Conference (+ gas and company car and any other KBIC member that is running with Bay Ambulance)
\$ 2,000.00 ✓	6. AISES Powwow at MTU
\$ 1,000.00 ✓	7. Don Young Congressman from Alaska – support of General Welfare Exclusion Act
\$ 1,000.00 ✓	8. Devin Nunes House Finance Committee – “ “
35.00 ✓	Margaret Dunn - Basket MIEA Auction
<u>7,295.00</u>	

Total: \$ 92,191.74
 - 240.00 L. LaFernier (expense not in)
\$ 91,951.74 G/Ledger - SL -