

KEWEENAW BAY INDIAN COMMUNITY

Keweenaw Bay Tribal Center
16429 Beartown Road
Baraga, Michigan 49908
Phone (906) 353-6623
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2015 TRIBAL COUNCIL

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

ROBERT "R.D." CURTIS, JR.
EDDY EDWARDS
RANDALL R. HAATAJA
MICHAEL F. LAFERNIER, SR.
GARY F. LOONSFOT, SR.
DON MESSER, JR.
DONALD SHALIFOE, SR.

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – MARCH 19, 2015 – 9:00 A.M.**

APPROVED
4-16-15

- A. Date: March 19, 2015
- B. Call to Order: President Swartz called the meeting to order at 9:13 a.m.
- C. Invocation: Lord's Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President (left 11:36 a.m. – 12:05 p.m.)
Jennifer Misegan, Vice President
Toni J. Minton, Secretary
Susan J. LaFernier, Assistant Secretary
Doreen G. Blaker, Treasurer (left 9:39 – 11:26 a.m., left at 2:18 p.m.)
Robert R.D. Curtis, Jr. (left at 10:30 a.m.)
Eddy Edwards (arrived at 9:51 a.m., left 1:18 – 1:43 p.m.)
Randall R. Haataja
Michael F. LaFernier, Sr.
Donald Shalifoe, Sr. (left 11:44 a.m. – 12:05 p.m., left at 12:24 p.m.)
- Absent: Gary F. Loonsfoot, Sr.
Don Messer, Jr.
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: March 19, 2015
- Addition: Old Business- 2. Bruce LaPointe, Public Works Department Director/Daniel Connor, Transfer Station Manager – Recycling Program

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AGENDA WITH THE ADDITION. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Eddy Edwards, Gary F. Loonsfoot, Sr., Don Messer, Jr.), MOTION CARRIED.

G. Department Head Reports/December 2014-January 2015

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO TABLE THE DECEMBER 2014-JANUARY 2015 DEPARTMENT HEAD REPORTS UNTIL NEXT THURSDAY. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Eddy Edwards, Gary F. Loonsfoot, Sr., Don Messer, Jr.), MOTION CARRIED.

H. New Business:

1. Ed Janisse, Eagle Radio Station General Manager – Budget Modification for Contractual Services with Dielectric for an Antenna Frequency Survey and other expenses for the Tribal Priority Station

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GRANT THE \$20,390.00 BUDGET MODIFICATION TO FUND #980. SUPPORTED BY DONALD SHALIFOE, SR. EIGHT IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Eddy Edwards, Gary F. Loonsfoot, Sr., Don Messer, Jr.), MOTION CARRIED.

2. William Seppanen, Interim Chief of Police/Danielle Webb, Assistant Tribal Attorney – BIA Conservation Law Enforcement Officer Project/Contract (CLEO) - (Contract #A15AV00287) funding for an officer October 1, 2014 – December 31, 2015

Doreen Blaker left at 9:39 a.m.

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE BIA CONSERVATION LAW ENFORCEMENT OFFICER PROJECT (CLEO) WITH THE KEWEENAW BAY INDIAN COMMUNITY CONTRACT. SUPPORTED BY ROBERT R.D. CURTIS, JR. SEVEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Doreen G. Blaker, Eddy Edwards, Gary F. Loonsfoot, Sr., Don Messer, Jr.), MOTION CARRIED.

3. Evelyn Ravindran, NRD Hatchery-Nursery Manager/Jeanne Kauppila, Licensing - Commercial Fishing License Applicants (22)

Evelyn will provide the quota statistics and the Commercial Fishery Management Plan (which needs to be updated) and she will meet with the Council in April.

Eddy Edwards arrived at 9:51 a.m.

MOTION MADE BY DONALD SHALIFOE, SR. TO APPROVE THE 2015 COMMERCIAL FISHING LICENSE APPLICANTS, PENDING ONE APPLICANT COMPLETES HAACP CERTIFICATION, WITH A DEADLINE OF JUNE 30. SUPPORTED BY TONI J. MINTON. FOUR IN FAVOR (Jennifer Misegan, Toni J. Minton, Randall R. Haataja, Donald Shalifoe, Sr.), TWO OPPOSED (Robert R.D. Curtis, Jr., Eddy Edwards), TWO ABSTAINING (Susan J. LaFernier, Michael F. LaFernier, Sr.), THREE ABSENT (Doreen G. Blaker, Gary F. Loonsfoot, Sr., Don Messer, Jr.), MOTION CARRIED.

Robert R.D. Curtis, Jr. and Eddy Edwards stated their opposition: They are opposed because some on the list have legal issues that haven't been resolved.

4. Larry Denomie III, CEO – Vehicle Purchase Bids (6)

2015 F250 SRW 4x4 Regular Cab Pickup Truck for the Government

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE VEHICLE BID FROM FOX MARQUETTE IN THE AMOUNT OF \$27,845 PLUS THE TAX. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Donald Shalifoe, Sr.), ONE OPPOSED (Eddy Edwards), ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Gary F. Loonsfoot, Sr., Don Messer, Jr.), MOTION CARRIED.

I. Old Business:

1. Larry Denomie III, CEO – Draft Amendments to 19.0 Grievance Procedure for Government and Section VIII Resolution of Workplace Issues for the Enterprise

MOTION MADE BY JENNIFER MISEGAN THAT UNTIL THE POLICY IS AMENDED THE SELECTION COMMITTEE, AS DESIGNATED IN THE HIRING PROCESS, ALSO BE USED AS THE GRIEVANCE COMMITTEE FOR THE GOVERNMENT. SUPPORTED BY TONI J. MINTON. SEVEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Donald Shalifoe, Sr.), ONE OPPOSED (Eddy Edwards), ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Gary F. Loonsfoot, Sr., Don Messer, Jr.), MOTION CARRIED.

Break: 10:30 – 10:42 a.m. (Robert R.D. Curtis, Jr. left)

2. Bruce LaPointe, Public Works Department Director/Daniel Connor, Transfer Station Manager – DEQ Recycling Program Grant Update. There are only 6 grants of \$100,000.00 available and 200 potential applicants.

“An outline of a KBIC Solid Waste Collection and Potential Recycling Program” was handed out.

Doreen Blaker returned at 11:26 a.m.

Recycling education will be done this year and possibly budget for recycling next year.

The Council consensus was not to pursue the DEQ grant at this time and look into ICDBG and SEDS for possible recycling grants.

J. Closed Session:

1. Larry Denomie III, CEO – Employee Issue
2. Charles Brumleve, Mining Specialist – Payment Adjustments to KBIC for US Geological Survey Water Monitoring Program on the Yellow Dog Plains
3. Jennifer Misegan, Vice President/Jim Nardi, Human Resources –
 - a) Review General Manager Applicants
 - b) Retirement Plan Amendments

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 11:35 A.M. SUPPORTED BY RANDALL R. HAATAJA. EIGHT IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Gary F. Loonsfoot, Sr., Don Messer, Jr.), MOTION CARRIED.

President Swartz left 11:36 a.m. – 12:05 p.m.

Donald Shalifoe, Sr. left 11:44 a.m. – 12:05 p.m.

Lunch: 12:24 – 1:18 p.m. (Donald Shalifoe, Sr. left)

Eddy Edwards returned from lunch at 1:43 p.m.

Doreen Blaker left at 2:18 p.m.

MOTION MADE BY EDDY EDWARDS TO GO INTO OPEN SESSION AT 3:11 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Doreen G. Blaker, Robert R.D. Curtis, Jr., Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.

Payment Adjustments for the Huron Mountain Club to KBIC for US Geological Survey Tribal Cooperative Water Monitoring Program on the Yellow Dog Plains – (Environmental Mining - Fund 534 – USGS Tribal Cooperative Water Program Project) due to unanticipated project funding overlap

MOTION MADE BY SUSAN J. LAFERNIER TO REDUCE THE HURON MOUNTAIN CLUB PAYMENT BY FIFTY PERCENT FOR 2015 ONLY. SUPPORTED BY TONI J. MINTON. SIX IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Doreen G. Blaker, Robert R.D. Curtis, Jr., Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.

K. Adjournment:

MOTION MADE BY JENNIFER MISEGAN TO ADJOURN AT 3:16 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Doreen G. Blaker, Robert R.D. Curtis, Jr., Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.

Respectfully submitted,

A handwritten signature in cursive script that reads "Peggy Loonsfoot". The signature is written in black ink and is positioned above the typed name and title.

Peggy Loonsfoot
Administrative Specialist

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 ___ Doreen G. Blaker, Treasurer
 ___ Robert R.D. Curtis, Jr.
 ___ Eddy Edwards
 ___ Randall R. Haataja
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 ___ Gary F. Loonsfoot, Sr.
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E. Declaration of Quorum:

F. Approval of Agenda: March 19, 2015

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1. Ed Janisse, Eagle Radio Station General Manager – Budget Modification
2. William Seppanen, Interim Chief of Police/Danielle Webb, Assistant Tribal Attorney – BIA Conservation Law Enforcement Officer Project/Contract
3. Evelyn Ravindran, NRD Hatchery-Nursery Manager/Jeanne Kauppila, Licensing - Commercial Fishing License Applicants
4. Larry Denomie III, CEO – Vehicle Purchase Bids

I. Old Business:

1. Larry Denomie III, CEO – Draft Amendment to the Grievance Procedure for Government and Enterprise

J. Closed Session:

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K. Adjournment: