

# KEWEENAW BAY INDIAN COMMUNITY

Keweenaw Bay Tribal Center  
16429 Beartown Road  
Baraga, Michigan 49908  
Phone (906) 353-6623  
Fax (906) 353-7540

## 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

ROBERT "R.D." CURTIS, JR.  
FRED DAKOTA  
RANDALL R. HAATAJA  
MICHAEL F. LAFERNIER, SR.  
GARY F. LOONSFOOT, JR.  
RODNEY LOONSFOOT  
ELIZABETH D. MAYO

**MINUTES**  
**KEWEENAW BAY INDIAN COMMUNITY**  
**SPECIAL COUNCIL MEETING**  
**BIG BUCKS BINGO HALL**  
**THURSDAY – NOVEMBER 2, 2017 – 9:00 A.M.**

**APPROVED**

NOV 16 2017

KBIC PRESIDENT'S OFFICE

SIGNATURE: pl

- A. Date: November 2, 2017
- B. Call to Order: President Swartz called the meeting to order at 9:07 a.m.
- C. Invocation: Lord's Prayer and prayers for those affected by diabetes
- D. Roll Call: Present: Warren C. Swartz, Jr., President  
Jennifer Misegan, Vice President  
Susan J. LaFernier, Secretary  
Toni J. Minton, Assistant Secretary (left at 12:13 p.m.)  
Doreen G. Blaker, Treasurer  
Robert R.D. Curtis, Jr.  
Fred Dakota (left at 10:55 a.m.)  
Randall R. Haataja  
Michael F. LaFernier, Sr.  
Gary F. Loonsfoot, Jr.  
Rodney Loonsfoot (left 10:40 – 11:22 a.m.)  
Elizabeth D. Mayo (left 1:07 – 1:40 p.m.)
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: November 2, 2017
- |            |                 |  |
|------------|-----------------|--|
| Additions: | New Business-   | 2. Jennifer Misegan, Vice President – Independent Appeals Officer Contract |
|            | Closed Session- | 3. Larry Denomie III, CEO – Gundlach Champion GMP – 1:00 p.m.              |

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE AGENDA WITH THE ADDITIONS. SUPPORTED BY MICHAEL F. LAFERNIER, SR. 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. Joseph Eve partners with Wipfli a National Accounting and Consulting Firm effective October 1, 2017

H. Approval of Meeting Minutes:

1. September 28, 2017

**MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE SEPTEMBER 28, 2017 MEETING MINUTES. SUPPORTED BY JENNIFER MISEGAN. 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.**

2. October 5, 2017

**MOTION MADE BY TONI J. MINTON TO APPROVE THE OCTOBER 5, 2017 MEETING MINUTES. 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.**

3. October 7, 2017

**MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE OCTOBER 7, 2017 MEETING MINUTES. 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.**

4. October 12, 2017

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE OCTOBER 12, 2017 MEETING MINUTES WITH THE CHANGES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. 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.**

5. October 16, 2017

**MOTION MADE BY TONI J. MINTON TO APPROVE THE OCTOBER 16, 2017 MEETING MINUTES. SUPPORTED BY RANDALL R. HAATAJA. 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, ABSTAINING - 0, ONE ABSENT (Rodney Loonsfoot), MOTION CARRIED.**

(Rodney Loonsfoot is out of the room)

I. Closed Session:

1. Independent Appeals Officer Telephone Interview – Chad DePetro, PLLC (Sault Ste. Marie)
2. Enterprise Employee Appeal of Dismissal Hearing Case #003-17
3. Larry Denomie III, CEO – Gundlach Champion Guaranteed Maximum Price (GMP)

**MOTION MADE BY GARY F. LOONSFOOT, JR. TO GO INTO CLOSED SESSION AT 9:29 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. 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, ABSTAINING - 0, ONE ABSENT (Rodney Loonsfoot), MOTION CARRIED.**

(Rodney Loonsfoot is out of the room – back at 9:33 a.m.)

**Break: 9:56 – 10:09 a.m.**

**Rodney Loonsfoot left at 10:40 a.m.**

**Fred Dakota left at 10:55 a.m.**

**Rodney Loonsfoot returned at 11:22 a.m.**

**Lunch: 12:13 - 1:07 p.m. (Toni Minton left)**

**Elizabeth Mayo returned from lunch at 1:40 p.m.**

**Break: 2:30 - 2:40 p.m.**

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 3:40 P.M. SUPPORTED BY GARY F. LOONSFOOT, JR. SEVEN IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), TWO OPPOSED (Jennifer Misegan, Susan J. LaFernier), ABSTAINING - 0, TWO ABSENT (Toni J. Minton, Fred Dakota), MOTION CARRIED.**

J. New Business:

1. Jennifer Misegan, Vice President – Independent Appeals Officer Contract  
November 1, 2017 – October 31, 2020 \$150.00 compensation for each hour plus expenses

**MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE INDEPENDENT APPEALS OFFICER CONTRACT WITH CHAD DEPETRO. SUPPORTED BY JENNIFER MISEGAN. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Toni J. Minton, Fred Dakota), MOTION CARRIED.**

K. Old Business:

1. Bobby Escobar, Assistant Tribal Attorney/Mark Panasiewicz (Employee - not present)/Blake Panasiewicz (Owner) – Healing to Wellness Counseling, LLC Tier III Services Agreement  
October 1, 2017 – September 30, 2018 for continued services to the Healing to Wellness Court

Compensation shall be \$57.50 per hour for up to 520 hours for a maximum of \$29,900.00 for the term of the Agreement. Services are to be performed by or supervised by Contractor's employee, Mark Panasiewicz, who holds a State of Michigan Limited License Master's degree in Social Work (LMSW) and shall hold a fully licensed LMSW by the end of the year 2017.

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE HEALING TO WELLNESS COUNSELING, LLC TIER III SERVICES AGREEMENT WITH MARK PANASIEWICZ WITH THE ADDITION OF THE INDIAN CHILD PROTECTION BACKGROUND CHECK REQUIREMENT. SUPPORTED BY DOREEN G. BLAKER. SIX IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), TWO OPPOSED (Robert R.D. Curtis, Jr., Gary F. Loonsfoot, Jr.), ONE ABSTAINING (Jennifer Misegan), TWO ABSENT (Toni J. Minton, Fred Dakota), MOTION CARRIED.**

Gary Loonsfoot, Jr. stated his opposition: We wouldn't base a doctor's wage on what his nurses can do.

2. Doreen Blaker, Treasurer – Employee Holiday Gift Cards for Thanksgiving turkeys and Christmas hams has been \$25 each in the past and Doreen is rescinding her motion from 10/19/17 which was \$20 for turkeys and \$25 for hams.

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE \$25 GIFT CARDS FOR THANKSGIVING TURKEYS AND \$25 GIFT CARDS FOR CHRISTMAS HAMS FOR THE EMPLOYEES. CO-SUPPORTED BY GARY F. LOONSFOOT, JR. AND ELIZABETH D. MAYO. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Toni J. Minton, Fred Dakota), MOTION CARRIED.**



**MOTION MADE BY GARY F. LOONSFOOT, JR. TO OVERTURN THE DISMISSAL IN CASE #003-17 BECAUSE OF PROCEDURE FLAWS IN THE POINT SYSTEM TO BE CORRECTED BY MANAGEMENT IMMEDIATELY AND THE EMPLOYEE WILL BE REINSTATED WITH BACK PAY FOR LOST WAGES AND HIS POINTS REEVALUATED. SUPPORTED BY RANDALL R. HAATAJA. SIX IN FAVOR (Susan J. LaFERNIER, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, THREE ABSTAINING (Jennifer Misegan, Robert R.D. Curtis, Jr., Rodney Loonsfoot), TWO ABSENT (Toni J. Minton, Fred Dakota), MOTION CARRIED.**

[New Business]

2. Larry Denomie III, CEO – Weekly Update

A Retirement Committee meeting was held and the retirement plan is doing well. The change from Emjay to Wells Fargo (new administrator) went smoothly.

Joseph Eve is working on WICS and changes for TICS and they have a draft prepared for the Gaming Commission's review.

The site inspection of the tobacco manufacturing facility went very well and it appears KBIC Tobacco Co. has passed the inspection and a report will be submitted to the National Revenue Center (NRC) for a decision, then the issuance of a license.

L. Adjournment:

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO ADJOURN AT 4:01 P.M. SUPPORTED BY RODNEY LOONSFOOT. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFERNIER, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Toni J. Minton, Fred Dakota), MOTION CARRIED.**

Respectfully submitted,



Peggy Loonsfoot  
Administrative Specialist

**AGENDA**  
**KEWEENAW BAY INDIAN COMMUNITY**  
**SPECIAL COUNCIL MEETING**  
**BIG BUCKS BINGO HALL**  
**THURSDAY – NOVEMBER 2, 2017 – 9:00 A.M.**

A. Date: November 2, 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: November 2, 2017

G. For Your Information:

1. Joseph Eve partners with Wipfli Accounting Firm

H. Approval of Meeting Minutes:

1. September 28, 2017
2. October 5, 2017
3. October 7, 2017
4. October 12, 2017
5. October 16, 2017

I. Closed Session:

1. Independent Appeals Officer Telephone Interview - **9:15 a.m.**
2. Enterprise Employee Appeal of Dismissal Hearing Case #003-17 – **10:00 a.m.**
3. Larry Denomie III, CEO – Gundlach Champion Guaranteed Maximum Price

J. Old Business:

1. Bobby Escobar, Assistant Tribal Attorney/Mark Panasiewicz – Healing to Wellness Counseling, LLC Tier III Services Agreement
2. Doreen Blaker, Treasurer – Holiday Gift Cards

K. New Business:

1. Larry Denomie III, CEO – Weekly Update

L. Adjournment: