

KEWEENAW BAY INDIAN COMMUNITY

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

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. LOONSFOOT, SR.
DON MESSER, JR.
DONALD SHALIFOE, SR.

MINUTES KEWEENAW BAY INDIAN COMMUNITY REGULAR TRIBAL COUNCIL MEETING OJIBWA CASINO RESORT CONFERENCE ROOM SATURDAY – JUNE 6, 2015 – 9:00 A.M.

APPROVED
7-30-15

- A. Date: June 6, 2015
- B. Call to Order: President Swartz called the meeting to order at 9:01 a.m.
- Opening Drum Song by LeRoy Gauthier
- C. Invocation: Lord's Prayer
- D. Roll Call: Present: 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. (arrived at 9:09 a.m.)
Eddy Edwards (arrived at 9:07 a.m.)
Randall R. Haataja
Michael F. LaFernier, Sr.
Gary F. Loonsfoot, Sr.
Donald Shalifoe, Sr.
- Absent: Don Messer, Jr.
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: June 6, 2015
- Deletions: President's Report/May 2015
Treasurer's Report/May 2015
- Eddy Edwards arrived at 9:07 a.m.**
- Additions: Recognize Scheduled Delegation/Individuals- 1. Richard and Daniel Morro –
Waiver of Diploma Requirement

New Business-

2. Donald Shalifoe, Sr. – Mary Kaye Durant Family Issues
7. Jennifer Misegan, Vice President - July Regular Tribal Council Meeting Date

Robert R.D. Curtis, Jr. arrived at 9:09 a.m.

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

G. For Your Information:

1. A “Thank you” from Cheryl Bressette
2. A “Thank you” from Debra Young, President, Omega House Board of Directors
3. A “Thank you” from the Wounded Warrior Project
4. A “Thank you” from Dave La Freniere
5. Voigt Intertribal Task Force Meeting Minutes April 2, 2015 Lac du Flambeau, Wisconsin
6. Notification of Approved Enrollment Applications April 7, 2015 (6) and May 5, 2015 (4)

H. CEO’s Report/May 2015 – available for your review

MOTION MADE BY TONI J. MINTON TO APPROVE THE MAY 2015 CEO’S REPORT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Don Messer, Jr.), MOTION CARRIED.

I. Department Head Reports/April 2015

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE APRIL 2015 DEPARTMENT HEAD REPORTS. SUPPORTED BY DOREEN G. BLAKER. EIGHT IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Eddy Edwards, Randall R. Haataja, Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, TWO ABSTAINING (Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr.), ONE ABSENT (Don Messer, Jr.), MOTION CARRIED.

J. Recognize Scheduled Delegation/Individuals:

1. Richard and Daniel Morro – Waiver of Diploma Requirement

Daniel Morro does not have a high school diploma and cannot be considered for employment at Tribal Enterprises. He received his GED in Chicago in the 1970’s.

MOTION MADE BY DOREEN G. BLAKER THAT DUE TO THE LENGTH OF TIME OF WHEN DANIEL MORRO RECEIVED HIS GED, THAT WE ALLOW IN THIS CASE, A WAIVER OF THE HIGH SCHOOL DIPLOMA REQUIREMENT IN ORDER FOR HIM TO APPLY FOR EMPLOYMENT. SUPPORTED BY ROBERT R.D. CURTIS, JR. TEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Don Messer, Jr.), MOTION CARRIED.

2. Donald Shalifoe, Sr. – Mary Kaye Durant Family Issues (not present)

K. New Business:

1. Marty Curtis, Jr./Dylan Decota – Donation Request for Summer Youth Mid American Youth Basketball Tournaments – Minneapolis (2) and Lansing (1) Gas, Hotel, Food, Registrations

Marty included jerseys in his request and stated there are LVD (Lac Vieux Desert) members who will be participating as well.

The Council asked Marty to bring back information on whether or not LVD will contribute and to coordinate with the Casino, and ask Kim Klopstein to help calculate the amount for travel with the formula used by the CAP Office.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO TABLE MARTY CURTIS' REQUEST UNTIL THERE IS MORE INFORMATION PROVIDED AS DISCUSSED. SUPPORTED BY GARY F. LOONSFOOT, SR. TEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Don Messer, Jr.), MOTION CARRIED.

L. Old Business:

1. Doreen Blaker, Treasurer – 3rd Reading Proposed Ordinance 2015-01 Tribal Code Title VII - to allow and recognize same sex marriages and update Sections One Marriages and Two Termination of Marriages

President Swartz read the Legislative Process.

MOTION MADE BY DOREEN G. BLAKER TO APPROVE PROPOSED ORDINANCE 2015-01 TRIBAL CODE TITLE VII ALLOWING AND RECOGNIZING SAME SEX MARRIAGES AND UPDATING SECTIONS ONE AND TWO. SUPPORTED BY ROBERT R.D. CURTIS, JR. FIVE IN FAVOR (Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Michael F. LaFernier, Sr.), FOUR OPPOSED (Jennifer Misegan, Susan J. LaFernier, Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), ONE ABSTAINING (Randall R. Haataja), ONE ABSENT (Don Messer, Jr.), MOTION CARRIED.

Break: 9:39 – 9:52 a.m.

[New Business]

2. Lauri Denomie, ICWA Committee – Donation Request for the 2nd Annual Fostering Family Fun Day

MOTION MADE BY EDDY EDWARDS TO APPROVE A \$4,000.00 DONATION FOR THE 2ND ANNUAL FOSTERING FAMILY FUN DAY EVENT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Don Messer, Jr.), MOTION CARRIED.

3. Rodney Loonsfoot - Donation Request for the KBIC Inaugural International Native American Responsible Fatherhood Day Kickball Game Event (Any funds that are not used will be returned) June 20, 2015 at Boyzie Field

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE A \$2,000.00 DONATION FOR THE KBIC INAUGURAL INTERNATIONAL NATIVE AMERICAN RESPONSIBLE FATHERHOOD DAY KICKBALL GAME EVENT. SUPPORTED BY DONALD SHALIFOE, SR. NINE 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., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), ONE OPPOSED (Eddy Edwards), ABSTAINING - 0, ONE ABSENT (Don Messer, Jr.), MOTION CARRIED.

4. Jaily Shelifoe – Donation Request for a trip to Washington D.C. - Generation Indigenous Challenge

MOTION MADE BY EDDY EDWARDS TO APPROVE A \$2,273.17 DONATION TO JAILYN SHELIFOE FOR THE GENERATION INDIGENOUS CHALLENGE TRIP TO WASHINGTON D.C. WITH THE FUNDING TO COME FROM THE YOUTH PROGRAM IF AVAILABLE. SUPPORTED BY ROBERT R.D. CURTIS, JR. TEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Don Messer, Jr.), MOTION CARRIED.

5. Doreen Blaker, Treasurer – Donations/June 2015

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE JUNE 2015 DONATIONS AS THE FOLLOWING: \$500.00 TO NANCY PAWLOWSKI'S RELAY FOR LIFE TEAM AND \$500.00 TO CAMP NEW DAY. SUPPORTED BY SUSAN J. LAFERNIER. TEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Don Messer, Jr.), MOTION CARRIED.

6. President Swartz – Baraga County Community Foundation Annual Denise Marth Memorial Fun Run

- a) Request Use of Tribal Roads Saturday, June 20, 2105 from 8:45 a.m. to Noon
- b) Annual Pledge \$2,500.00

MOTION MADE BY EDDY EDWARDS TO APPROVE THE USE OF THE ROADS REQUESTED AND THE ANNUAL \$2,500.00 PLEDGE. CO-SUPPORTED BY SUSAN J. LAFERNIER AND DONALD SHALIFOE, SR. TEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Don Messer, Jr.), MOTION CARRIED.

7. Jennifer Misegan, Vice President – July Regular Tribal Council Meeting Date

MOTION MADE BY JENNIFER MISEGAN TO CHANGE THE JULY REGULAR TRIBAL COUNCIL MEETING DATE TO JULY 11, 2015. SUPPORTED BY SUSAN J. LAFERNIER. TEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Don Messer, Jr.), MOTION CARRIED.

M. Adjournment:

MOTION MADE BY GARY F. LOONSFOOT, SR. TO ADJOURN AT 10:18 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Don Messer, Jr.), MOTION CARRIED.

Respectfully submitted,



Peggy Loonsfoot
Administrative Specialist

2nd Reading Proposed Amendments to Ordinance 2015-02 Election Ordinance

10:21 a.m.

President Swartz read the Legislative Process and Public Hearing Procedures.

Present:

Warren Swartz, Jr.	Jennifer Misegan	Toni Minton
Susan LaFerner	Doreen Blaker	Robert R.D. Curtis, Jr.
Randall Haataja	Michael LaFerner, Sr.	Gary Loonsfoot, Sr.
Donald Shalifoe, Sr.	Diana Chaudier	Kim Klopstein
Jeanne Emery	Roy Koski	Rodney Loonsfoot
Danielle Webb	Lauri Denomie	Chris Ford
Dan Roblee	George Decota	Peggy Loonsfoot

President Swartz opened for public comments.

[See Legislative File]

No written comments submitted.

President Swartz closed the 2nd Reading at 10:37 a.m.

The Council will schedule the 3rd Reading at a later date.

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
REGULAR TRIBAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
SATURDAY – JUNE 6, 2015 – 9:00 A.M.

A. Date: June 6, 2015

B. Call to Order:

C. Invocation: Lord's Prayer

D. Roll Call:

- ___ 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. Loonsfoot, Sr.
- ___ Don Messer, Jr.
- ___ Donald Shalifoe, Sr.

E. Declaration of Quorum:

F. Approval of Agenda: June 6, 2015

G. For Your Information:

1. A "Thank you" from Cheryl Bressette
2. A "Thank you" from Debra Young, President, Omega House Board of Directors
3. A "Thank you" from the Wounded Warrior Project
4. A "Thank you" from Dave La Freniere
5. Voigt Intertribal Task Force Meeting Minutes April 2, 2015 Lac du Flambeau, Wisconsin
6. Notification of Approved Enrollment Applications April 7, 2015 (6) and May 5, 2015 (4)

H. President's Report/May 2015

I. Treasurer's Report/May 2015

J. CEO's Report/May 2015

K. Department Head Reports/April 2015

L. Old Business:

1. Doreen Blaker, Treasurer – 3rd Reading Proposed Ordinance 2015-01 Tribal Code Title VII - to allow and recognize same sex marriages and update Sections One and Two

M. New Business:

1. Marty Curtis, Jr./Dylan Decota – Donation Request for Summer Youth MAYB Basketball Tournaments (3)
2. Lauri Denomie, ICWA Committee – Donation Request for the 2nd Annual Fostering Family Fun Day
3. Rodney Loonsfoot - Donation Request for the KBIC Inaugural International Native American Responsible Fatherhood Day Kickball Game Event
4. Jailyn Shelifoe – Donation Request for a trip to Washington DC
5. Doreen Blaker, Treasurer – Donations/June 2015
6. President Swartz – Baraga County Community Foundation Annual Denise Marth Memorial Fun Run
 - a) Request Use of Tribal Roads Saturday, June 20, 2105 from 8:45 a.m. to Noon
 - b) Annual Pledge \$2,500.00

N. Adjournment:

2nd Reading Proposed Amendments to Ordinance 2015-02 Election Ordinance – 10:00 a.m.

KEWEENAW BAY INDIAN COMMUNITY - CEO'S OFFICE



INTEROFFICE MEMORANDUM

TO: TRIBAL COUNCIL
FROM: LARRY DENOMIE III, CEO *LD*
DATE: JUNE 7, 2015
RE: MONTHLY REPORT FOR APRIL 2015

During the month of May 2015, the CEO's office reports the following:

- On the 7th myself and several other staff participated in a conference call with our health care insurance broker M3. The call related to changes in the Affordable Care Act the Tribe will be required to comply with 2016. In 2015 the Tribe was required to offer health insurance benefits to 70% of all eligible employees which are those who work 30 or more hours to avoid penalty. In 2016 the offer must be made to 95% of all eligible employees. Both the enterprise and government are utilizing a "Look Back Method" in determining employees eligibility for health coverage, based on the average weekly hours they are working during the specified period. We will be running a preliminary analysis at the end of June and considering a couple of options discussed during the conference call. The staff involved in the monitoring will present the information to you in early July.
- During the week of the 10th I, along with Vice President Misegan, Councilman Loonsfoot, and Interim Executive Director of our Housing Department Vickie Dompier, traveled to Scottsdale, AZ to attend the AMERIND Risk/NAIHC (Native American Indian Housing Council) Annual Convention and Trade Show. A huge push is underway to promote the reauthorization of the NAHASDA (Native American Housing Assistance and Self Determination Act). The reauthorization has passed the House as HB310 and is awaiting Senate approval as SB710. It is expected to pass and will need final approval of President Obama who will likely sign as well. Two of the many sessions I attended, which provide the opportunity for home ownership in an affordable manner were the HUD Section 184 program and the Native American Direct Loan Program for Veterans. We will continue to explore those programs further and determine how to best make the programs available to our members.
- On the 18th I participated in on-site meeting with Dept. of Interior BIA officials regarding issues related to the Tribes forestry and fire programs. The forestry discussion related to a letter sent by the Tribe to the BIA last year. The BIA was seeking clarification and direction

in moving forward with future forestry related projects. Jerry Jondreau, KBIC Forester, will work on a plan to address the letters concerns as well as a Forest Management Plan. The fire discussion related in part to the development of an updated agreement with the BIA which provides for reimbursement to the Tribe for fire details the Beartown Wildland Firefighters go out on throughout the year. A draft agreement will be presented for review in the near future.

- We are continuing our work with HUD officials to formalize the transition of the Tribe's former Tribally Designated Housing Entity to a department of the Tribe. Vickie Dompier is working on setting up on-site technical training which is expected to take place within the next 30-45 days and will relevant topics to the transition.
- I will be requesting your review next week of the Enterprise Employee Manual that was provided as an FYI at one of your prior meetings. I have met with the managers to review the draft to get their input and inserted their recommended changes as well. The manual is proposed to be utilized by the Holding Company businesses as well as the Pines and Eagle Radio.
- There has been an overlap in funds used to pay salaries and benefits for four Ojibwa Builders employees . Effective this week, I separated the source of pay based on the work that was being performed by those employees, which will provide additional funding for work that needs to be done on the housing homes. In conjunction with that change, I will present a formal organizational structure for the Housing Department for your review and consideration next week.
- To assist the CFO with the financial operations for both the Housing Dept. and the Holding Co., a service agreement will be approved with Lake Accounting this coming week. We will also be posting for a Financial Manager for those entities next week which will replace two employees who resigned shortly after entities became departments of the Tribe.
- With your approval to offer the Ojibwa Casinos GM position to Joseph Olujic, Jim Nardi, Human Resources Director and I are in the process of finalizing negotiations with him so an Employment Agreement can be drafted for your approval. We are hopeful that we will have that before you for consideration next week.
- We were issued the draft report from GMA (Global Market Advisors). The team from GMA wanted to discuss the report prior to distributing and that call took place this past Thursday. They requested some additional information of which was provided the same day. They will have the final report ready for distribution early next week and I will forward it to you once received. I will also place the report on your agenda for next week and with your permission, I will schedule the community presentation at which GMA will present.
- The Selection Committee and new hiring process has been in use now for about two months. As indicated at the time the process was approved, some adjustments to it will need to be considered. I am collecting input from those who have served on the committee as well as those who have gone through process. I will provide more details and suggested changes to you in the near future.