

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 9, 2017 – 9:00 A.M.

APPROVED

NOV 22 2017

- A. Date: November 9, 2017
- B. Call to Order: President Swartz called the meeting to order at 9:13 a.m.
- C. Invocation: Lord's Prayer and a thank you to the Veterans
- D. Roll Call: Present: Warren C. Swartz, Jr., President
Jennifer Misegan, Vice President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary
Robert R.D. Curtis, Jr. (left 10:07 – 11:26 a.m.)
Fred Dakota (left at 11:00 a.m.)
Michael F. LaFernier, Sr.
Rodney Loonsfoot (left 10:07 – 11:26 a.m.)
Elizabeth D. Mayo
- Absent: Doreen G. Blaker, Treasurer
Randall R. Haataja
Gary F. Loonsfoot, Jr.
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: November 9, 2017

KBIC PRESIDENT'S OFFICE

SIGNATURE: pl

Move Old Business after New Business

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AGENDA WITH THE CHANGE. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

G. Approval of Meeting Minutes:

1. October 19, 2017

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE OCTOBER 19, 2017 MEETING MINUTES. SUPPORTED BY RODNEY LOONSFOOT. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Toni J. Minton), THREE ABSENT (Doreen G. Blaker, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

2. October 26, 2017

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE OCTOBER 26, 2017 MEETING MINUTES. SUPPORTED BY ELIZABETH D. MAYO. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

H. New Business:

1. Bobby Escobar, Assistant Tribal Attorney –

- a) Lisa M. Denomie (not present) – Nijikweg Creations Business License Renewal for home-based books and products November 11, 2017 – November 10, 2018

MOTION MADE BY TONI J. MINTON TO APPROVE THE NIJIKWEG CREATIONS BUSINESS LICENSE RENEWAL FOR LISA M. DENOMIE. SUPPORTED BY SUSAN J. LAFERNIER. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

- b) Duane Misegan, Chief of Police/Dale Dakota, Police Commissioner - Department of Justice COPS Office Tribal Resources Grant Program Equipment/Training Award No. 2017HEWX0019 a three-year award in the amount of \$261,150.00 official start date October 1, 2017

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE DEPARTMENT OF JUSTICE COPS OFFICE TRIBAL RESOURCES GRANT PROGRAM AWARD NO. 2017HEWX0019. SUPPORTED BY FRED DAKOTA. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

c) Ojibwa BP Renewal Licenses –

- i. Business License (Gas Station/Convenience Store/Deli/Ojibwa Carwash & Laundromat)
- ii. Purchase and Sale of Taxed Tobacco Products
- iii. Alcoholic Beverages (Liquor, Beer, Ale, and Wine: Sale for off premises consumption)

December 1, 2017 – November 30, 2018

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE BUSINESS, TOBACCO, AND ALCOHOL RENEWAL LICENSES FOR THE OJIBWA BP. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Rodney Loonsfoot), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

d) Rez Stop Renewal Licenses –

- i. Alcoholic Beverages (Liquor, Beer, Ale, and Wine: Sale for off premises consumption)
- ii. Business (Convenience Store)

December 1, 2017 – November 30, 2018

MOTION MADE BY TONI J. MINTON TO APPROVE THE BUSINESS AND ALCOHOL RENEWAL LICENSES FOR THE REZ STOP. CO-SUPPORTED BY MICHAEL F. LAFERNIER, SR. AND RODNEY LOONSFOOT. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

2. Diana Chaudier, Election Board Chair – Certify Results of Primary Election November 4, 2017 for L’Anse and Baraga Districts

L’Anse: Randy Haataja (59), Toni J. Minton (53), Lyndon Ekdahl (36), Chris C. Voakes (34), Jean Jokinen (29)

The nominees for L’Anse: Randy Haataja, Toni J. Minton, Lyndon Ekdahl, Chris C. Voakes

Baraga District: Doreen Blaker (109), Michael P. Lahti (76), Robert “RD” Curtis, Jr. (54), Kim Klopstein (50), Jerry Magnant “Mayo” (42), Debbie Parrish (38), Don Messer, Jr. (37), Robert “Robbie” Mayo (36)

The nominees for Baraga: Doreen Blaker, Robert “RD” Curtis, Jr., Kim Klopstein, Michael P. Lahti

The total number of eligible voters was 824, the number of registered voters was 708, and the actual count of voters in the L'Anse and Baraga Primary Election was 339. (41% of eligible voters and 48% of registered voters)

The General Election will be held on December 16, 2017 for the L'Anse and Baraga District candidates.

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE PRIMARY ELECTION RESULTS OF NOVEMBER 4, 2017. SUPPORTED BY JENNIFER MISEGAN. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Fred Dakota, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, TWO ABSTAINING (Toni J. Minton, Robert R.D. Curtis, Jr.), THREE ABSENT (Doreen G. Blaker, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

3. Larry Denomie III, CEO –

- a) Richard Brantner, Chief Pharmacist, Contract Exception request for the ability to work at another pharmacy during the weekends

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE REQUEST FROM RICHARD BRANTNER, CHIEF PHARMACIST, TO PROVIDE SERVICES TO ANOTHER PHARMACY PROVIDED IT DOES NOT PROHIBIT HIM FROM FULLY PERFORMING HIS DUTIES AT THE KBIC PHARMACY OR IN THE EVENT THE KBIC PHARMACY OPENS DURING THE WEEKENDS THE AUTHORIZATION WILL BE REVOKED. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

- b) Sand Point Recreation Area Soil Erosion Bids (3)/Tier III Services Agreement

Term end date of December 31, 2017 and payment not to exceed \$105,400.00

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE SERVICES AGREEMENT TIER III WITH MD CONTRACTING, INC. AND THE BID TO SUPPLY, HAUL, AND DELIVER MATERIAL NEEDED FOR EMERGENCY SHORELINE PROTECTION AT THE KBIC SAND POINT RECREATION AREA. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

- c) Weekly Update

A conference call was held with the bank regarding the casino projects financing.

I. Old Business:

1. Jennifer Misegan, Vice President – Ojibwa Casinos New Logo by Red Circle Agency

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE NEW PROPOSED OJIBWA CASINOS LOGO. SUPPORTED BY TONI J. MINTON. FOUR IN FAVOR (Jennifer Misegan, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota), THREE OPPOSED (Susan J. LaFernier, Michael F. LaFernier, Sr., Rodney Loonsfoot), ABSTAINING - 0, FOUR ABSENT (Doreen G. Blaker, Randall R. Haataja, Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), MOTION CARRIED.

(Elizabeth Mayo is out of the room)

2. Don Wren, Ojibwa Casinos General Manager/Larry Denomie III, CEO – Section III Attendance (Policy)

Section III Attendance B. 2 Unplanned Absences and Tardiness: An employee must contact their supervisor or designee for approval, at least *four (4)* change to *two (2)* hours prior to the start of a scheduled shift

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE CHANGE IN SECTION III ATTENDANCE IN THE CASINO AND ENTERPRISE POLICY HANDBOOKS TO A TWO-HOUR NOTICE FOR UNPLANNED ABSENCES AND TARDINESS PRIOR TO THE START OF A SCHEDULED SHIFT EFFECTIVE NOVEMBER 12, 2017. SUPPORTED BY RODNEY LOONSFOOT. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

J. Closed Session:

1. Kevin Carlisle, Assistant Tribal Attorney/Joseph O’Leary, Baraga County Prosecuting Attorney/Dawn Solka, Financial Manager KBIC Housing Department – Legal Update
2. Larry Denomie III, CEO – Gundlach Champion Contract (GMP)

MOTION MADE BY TONI J. MINTON TO GO INTO CLOSED SESSION AT 10:05 A.M. SUPPORTED BY ROBERT R.D. CURTIS, JR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

Break: 10:06 – 10:20 a.m.

Robert R.D. Curtis, Jr. and Rodney Loonsfoot left the room at 10:07 a.m. (per Tribal Attorney’s request)

Fred Dakota left at 11:00 a.m.

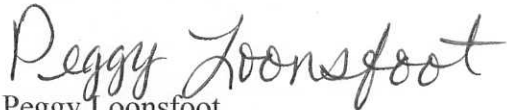
Break: 11:22 – 11:30 a.m. (Robert R.D. Curtis, Jr. and Rodney Loonsfoot returned at 11:26 a.m.)

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 11:50 A.M. SUPPORTED BY ELIZABETH D. MAYO. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

K. Adjournment:

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO ADJOURN AT 11:51 A.M. SUPPORTED BY RODNEY LOONSFOOT. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Gary F. Loonsfoot, Jr.), MOTION CARRIED.

Respectfully submitted,



Peggy Loonsfoot
Administrative Specialist

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

A. Date: November 9, 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 9, 2017

G. Approval of Meeting Minutes:

1. October 19, 2017
2. October 26, 2017

H. Old Business:

1. Jennifer Misegan, Vice President – Ojibwa Casinos New Logo by Red Circle Agency
2. Don Wren, Ojibwa Casinos General Manager/Larry Denomie III, CEO - Attendance Procedure related to the 4-hour Notification for Call-In Requirement

I. New Business:

1. Bobby Escobar, Assistant Tribal Attorney –
 - a) Lisa M. Denomie – Nijikweg Creations Business License Renewal
 - b) Duane Misegan, Chief of Police - Department of Justice COPS Office Tribal Resources Grant Program Equipment/Training Award No. 2017HEWX0019

- c) Ojibwa BP Renewal Licenses –
 - i. Business License (Gas Station/Convenience Store/Deli/Ojibwa Carwash & Laundromat)
 - ii. Purchase and Sale of Taxed Tobacco Products
 - iii. Alcoholic Beverages (Liquor, Beer, Ale, and Wine: Sale for off premises consumption)
- d) Rez Stop Renewal Licenses –
 - i. Alcoholic Beverages (Liquor, Beer, Ale, and Wine: Sale for off premises consumption)
 - ii. Business (Convenience Store)
- 2. Diana Chaudier, Election Board Chair – Certify Results of Primary Election November 4, 2017 for L'Anse and Baraga Districts
- 3. Larry Denomie III, CEO –
 - a) Richard Brantner, Chief Pharmacist, Contract Exception Request
 - b) Sand Point Recreation Area Soil Erosion Bids (3)/Tier III Services Agreement
 - c) Weekly Update

J. Closed Session:

- 1. Larry Denomie III, CEO – Gundlach Champion Contract (GMP)
- 2. Kevin Carlisle, Assistant Tribal Attorney/Joseph O'Leary, Baraga County Prosecuting Attorney/Dawn Solka, Financial Manager KBIC Housing Department – Legal Update-**10:00 a.m.**

K. Adjournment: