

KEWEENAW BAY INDIAN COMMUNITY

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

2016 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
EDDY EDWARDS
RANDALL R. HAATAJA
MICHAEL F. LAFERNIER, SR.
GARY F. LOONSFOOT, SR.
DONALD SHALIFOE, SR.

MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – NOVEMBER 10, 2016 – 9:00 A.M.

APPROVED

12-19-16

- A. Date: November 10, 2016
- B. Call to Order: President Swartz called the meeting to order at 9:05 a.m.
- C. Invocation: Lord's Prayer/Prayers for our Country and acceptance of the Democratic Process
- 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 (left 10:13 – 10:43 a.m.)
Robert R.D. Curtis, Jr.
Fred Dakota (left at 11:24 a.m.)
Randall R. Haataja
Michael F. LaFernier, Sr.
Gary F. Loonsfoot, Sr.
Donald Shalifoe, Sr. (arrived at 9:13 a.m.)
- Absent: Eddy Edwards
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: November 10, 2016

MOTION MADE BY TONI J. MINTON TO APPROVE THE AGENDA. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE 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, Sr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.

G. For Your Information:

1. Shakopee Mdewakanton Sioux Community Award Letter – Community Development Grant \$140,000 for the Radio Tower Equipment and Construction
2. MDEQ Letter dated October 31, 2016 regarding the Permit to Install application submitted by the L'Anse Warden Electric Company

H. Approval of Meeting Minutes:

1. October 4, 2016

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE OCTOBER 4, 2016 MEETING MINUTES. SUPPORTED BY TONI J. MINTON. EIGHT 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, Sr.), OPPOSED - 0, ONE ABSTAINING (Robert R.D. Curtis, Jr.), TWO ABSENT (Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.

2. October 6, 2016

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE OCTOBER 6, 2016 MEETING MINUTES. SUPPORTED BY DOREEN G. BLAKER. EIGHT 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.), OPPOSED - 0, ONE ABSTAINING (Gary F. Loonsfoot, Sr.), TWO ABSENT (Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.

3. October 8, 2016

Donald Shalifoe, Sr. arrived at 9:13 a.m.

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE OCTOBER 8, 2016 MEETING MINUTES. SUPPORTED BY RANDALL R. HAATAJA. SEVEN 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, Sr.), OPPOSED - 0, THREE ABSTAINING (Toni J. Minton, Fred Dakota, Donald Shalifoe, Sr.), ONE ABSENT (Eddy Edwards), MOTION CARRIED.

4. October 13, 2016

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE OCTOBER 13, 2016 MEETING MINUTES. CO-SUPPORTED BY DOREEN G. BLAKER AND MICHAEL F. LAFERNIER, SR. EIGHT 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, Sr.), OPPOSED - 0, TWO ABSTAINING (Robert R.D. Curtis, Jr., Donald Shalifoe, Sr.), ONE ABSENT (Eddy Edwards), MOTION CARRIED.

I. Old Business:

1. Jim Nardi, Human Resources Director - BC/BS Renewal effective January 1, 2017

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE BC/BS RENEWAL AT THE COPAY RATES OF \$15/\$50/50% FOR THE PRESCRIPTION BENEFITS. SUPPORTED BY GARY F. LOONSFOOT, 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, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

J. New Business:

1. Danielle Webb, Tribal Attorney/Tribal Prosecutor –

- a) Jeanne Hirzel, Substance Abuse Programs Director - Great Lakes Recovery Centers, Inc. Memorandum of Agreement Substance Abuse Services for U.S. District Court Offenders October 1, 2016 – September 30, 2017

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE MEMORANDUM OF AGREEMENT BETWEEN THE GREAT LAKES RECOVERY CENTERS, INC. AND THE KEWEENAW BAY INDIAN COMMUNITY FOR SUBSTANCE ABUSE SERVICES FOR U.S. DISTRICT COURT OFFENDERS. SUPPORTED BY JENNIFER MISEGAN. 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, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

- b) Paul W. Stark, Applicant/M. Koray Inal, Co-Applicant – Baraga Telephone Company (Telephone and Data Services) Business License Renewal December 6, 2016 – December 5, 2017

MOTION MADE BY DONALD SHALIFOE, SR. TO APPROVE THE BARAGA TELEPHONE COMPANY BUSINESS LICENSE RENEWAL WITH PAUL STARK AND M. KORAY INAL. CO-SUPPORTED BY ROBERT R.D. CURTIS, JR. AND 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, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

- c) Carole LaPointe, Health Administrator – Inter-Tribal Council of Michigan, Inc. Sub-Contractual Agreements (2)
 - i. Mental Health and Aging Initiative for Indian Elders 2016-17 \$1,800.00
 - ii. Mental Health Delivery System for Native Americans/Work Plan \$34,573.00

October 1, 2016 – September 30, 2017

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE TWO SUB-CONTRACTUAL AGREEMENTS WITH THE INTER-TRIBAL COUNCIL OF MICHIGAN, INC. FOR THE MENTAL HEALTH AND AGING INITIATIVE FOR INDIAN ELDERS AND MENTAL HEALTH DELIVERY SYSTEM FOR NATIVE AMERICANS. SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Doreen G. Blaker, Eddy Edwards), MOTION CARRIED.

(Doreen Blaker is out of the room)

- d) Carole LaPointe, Health Administrator – Michael McLucas Superior Pharmacy Services (formally SuperiorRx, Inc.) Amendment to Tier III Services Agreement to change the name and change the amount for full and half days

MOTION MADE BY TONI J. MINTON TO APPROVE THE SUPERIOR PHARMACY SERVICES TIER III SERVICES AGREEMENT AMENDMENT WITH MICHAEL MCLUCAS. SUPPORTED BY JENNIFER MISEGAN. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Doreen G. Blaker, Eddy Edwards), MOTION CARRIED.

(Doreen Blaker is out of the room)

- e) Ojibwa BP Renewal Licenses
 - i. Alcoholic Beverages (Liquor, Beer, Ale, and Wine: Sale for off premises consumption) December 1, 2016 – November 30, 2017

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE ALCOHOLIC BEVERAGE LICENSE RENEWAL FOR THE OJIBWA BP. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, TWO ABSENT (Jennifer Misegan, Eddy Edwards), MOTION CARRIED.

(Jennifer Misegan is out of the room)

- ii. Purchase and Sale of Taxed Tobacco Products December 1, 2016 – November 30, 2017

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE RENEWAL LICENSE TO PURCHASE AND SELL TAXED TOBACCO PRODUCTS FOR THE OJIBWA BP GAS STATION. SUPPORTED BY GARY F. LOONSFOOT, SR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

- iii. Business License (Gas Station/Convenience Store/Deli/Ojibwa Carwash & Laundromat) December 1, 2016 – November 30, 2017

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE BUSINESS LICENSE RENEWAL FOR THE OJIBWA LAUNDROMAT & CARWASH AND THE OJIBWA BP GAS STATION. SUPPORTED BY SUSAN J. LAFERNIER. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

f) Rez Stop Renewal Licenses

- i. Business (Convenience Store) December 1, 2016 – November 30, 2017

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE BUSINESS LICENSE RENEWAL FOR THE REZ STOP. SUPPORTED BY GARY F. LOONSFOOT, SR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

- ii. Taxed Tobacco Products (Purchase and Sale of Taxed Tobacco Products) January 21, 2017 – January 20, 2018

MOTION MADE BY TONI J. MINTON TO APPROVE THE RENEWAL LICENSE TO PURCHASE AND SELL TAXED TOBACCO PRODUCTS FOR THE REZ STOP. SUPPORTED BY ROBERT R.D. CURTIS, JR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

- iii. Alcoholic Beverages (Liquor, Beer, Ale, and Wine: Sale for off premises consumption) December 1, 2016 – November 30, 2017

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE ALCOHOLIC BEVERAGE LICENSE RENEWAL FOR THE REZ STOP. SUPPORTED BY DOREEN G. BLAKER. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFERNIER, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

2. Diana Chaudier, Election Board Chair –

- a) Certify Results of Baraga Primary Election November 5, 2016

Baraga District: Rodney Loonsfoot (94), Elizabeth “Popcorn” Mayo (87), Don Messer, Jr. (78), Donald Shalifoe, Sr. (70), Dan Connor (50), Robin Chosa (31), Hope Laramore (25), Alden “Auddie” Connor, Jr. (23), and Ron Edwards (19).

The nominees for Baraga: Rodney Loonsfoot, Elizabeth “Popcorn” Mayo, Don Messer, Jr., and Donald Shalifoe, Sr.

The total number of eligible voters was 487, the number of registered voters was 447, and the actual count of voters in the Baraga Primary Election was 252. (56%)

The General Election to be held on December 17, 2016 will be for the L’Anse and Baraga Districts candidates and the Associate Judge Position.

(The nominees for L’Anse: Michael F. LaFERNIER, Sr., Lyndon Ekdahl, and Gary F. Loonsfoot, Jr. Associate Judge: Violet M. Friisvall-Ayres)

MOTION MADE BY TONI J. MINTON TO APPROVE THE BARAGA PRIMARY ELECTION RESULTS. 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, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

- b) Alternate Election Board Member (1) for the December 17, 2016 General Election – 6 applied

MOTION MADE BY TONI J. MINTON TO APPOINT VICTORIA DAKOTA AS AN ALTERNATE ELECTION BOARD MEMBER FOR THE UPCOMING GENERAL ELECTION. SUPPORTED BY GARY F. LOONSFOOT, 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, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

3. Jason Ayres, Real Estate Officer - Resolution KB-062-2016 USDA Revised Lease Proposal (10 years) to continue to lease office space in the Ojibwa Industrial Park in Baraga

MOTION MADE BY DONALD SHALIFOE, SR. TO APPROVE RESOLUTION KB-062-2016 USDA LEASE PROPOSAL. CO-SUPPORTED BY ROBERT R.D. CURTIS, JR. AND 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, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

4. Jennifer Misegan, Vice President/Gary Loonsfoot, Jr., Director of Cultural Resources – Resolution KB-063-2016 General Welfare Exclusion Act Policy – KBIC Ceremonial, Cultural, and Language Support Program

MOTION MADE BY TONI J. MINTON TO APPROVE RESOLUTION KB-063-2016 GENERAL WELFARE EXCLUSION ACT POLICY FOR THE KEWEENAW BAY INDIAN COMMUNITY CEREMONIAL, CULTURAL, AND LANGUAGE SUPPORT PROGRAM.

Toni amended the motion to remove B Definition of Tribal Member and C Definition of Reside in Section VI.

MOTION MADE BY TONI J. MINTON TO APPROVE RESOLUTION KB-063-2016 GENERAL WELFARE EXCLUSION ACT POLICY FOR THE KEWEENAW BAY INDIAN COMMUNITY CEREMONIAL, CULTURAL, AND LANGUAGE SUPPORT PROGRAM AND REMOVE “B” AND “C” IN SECTION VI. CO-SUPPORTED BY ROBERT R.D. CURTIS, JR. AND GARY F. LOONSFOOT, 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, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

5. Larry Denomie III, CEO – Weekly Update

The CSBG plan was accepted and we will receive funding for 2017. A meeting was held at the Ojibwa Senior Citizens regarding the General Welfare Exclusion Act resolutions and the tobacco issue was discussed. We are no longer selling untaxed native brand cigarettes. The Tribe is exercising its sovereignty and is moving forward with tobacco manufacturing and we will have presenters coming next week.

K. Closed Session:

1. Bobby Escobar, Assistant Tribal Attorney/Carole LaPointe, Health Administrator - Settlement Offer Notification
2. Hannah Beesley, Personnel Director/Jim Nardi, Human Resources Director - Fair Labor Standards Act FLSA Overtime Rules
3. Jennifer Misegan, Vice President –
 - a) KBIC Tobacco Company

b) Tobacco Board Selection

4. Danielle Webb, Tribal Attorney/Tribal Prosecutor - Retainer Agreement
5. Government Employee Appeal of Dismissal Hearing Case #007-16
6. Rob Porter, Attorney – Presidential Election Briefing (Conference Call)

MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO CLOSED SESSION AT 10:13 A.M. SUPPORTED BY ROBERT R.D. CURTIS, JR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Doreen G. Blaker, Eddy Edwards), MOTION CARRIED.

Break: 10:14 – 10:18 a.m.

Doreen Blaker returned at 10:43 a.m.

Fred Dakota left at 11:24 a.m.

Break: 11:30 – 11:36 a.m.

Lunch: 11:52 a.m. – 1:00 p.m.

Break: 1:28 – 1:40 p.m.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 2:04 P.M. SUPPORTED BY GARY F. LOONSFOOT, SR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Fred Dakota, Eddy Edwards), MOTION CARRIED.

Case #007-16

MOTION MADE BY DONALD SHALIFOE, SR. TO UPHOLD THE CEO'S DECISION IN CASE #007-16. CO-SUPPORTED BY ROBERT R.D. CURTIS, JR. AND GARY F. LOONSFOOT, SR. SIX IN FAVOR (Toni J. Minton, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), THREE OPPOSED (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker), ABSTAINING - 0, TWO ABSENT (Fred Dakota, Eddy Edwards), MOTION CARRIED.

KBIC Tobacco Board

MOTION MADE BY TONI J. MINTON TO APPOINT JENNIFER MISEGAN, DOREEN G. BLAKER, AND MICHAEL F. LAFERNIER, SR. TO THE KBIC TOBACCO BOARD. SUPPORTED BY GARY F. LOONSFOOT, SR. FIVE IN FAVOR (Toni J. Minton, Robert R.D. Curtis, Jr., Randall R. Haataja, Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, FOUR ABSTAINING (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Michael F. LaFernier, Sr.), TWO ABSENT (Fred Dakota, Eddy Edwards), MOTION CARRIED.

L. Adjournment:

MOTION MADE BY TONI J. MINTON TO ADJOURN AT 2:08 P.M. SUPPORTED BY ROBERT R.D. CURTIS, JR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Fred Dakota, Eddy Edwards), MOTION CARRIED.

Respectfully submitted,

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

Peggy Loonsfoot
Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – NOVEMBER 10, 2016 – 9:00 A.M.

A. Date: November 10, 2016

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
- Eddy Edwards
- Randall R. Haataja
- Michael F. LaFernier, Sr.
- Gary F. Loonsfoot, Sr.
- Donald Shalifoe, Sr.

E. Declaration of Quorum:

F. Approval of Agenda: November 10, 2016

G. For Your Information:

1. Shakopee Mdewakanton Sioux Community Award Letter – Community Development Grant \$140,000 for the Radio Tower Equipment and Construction
2. MDEQ Letter regarding the Permit to Install application submitted by the L'Anse Warden Electric Company

H. Approval of Meeting Minutes:

1. October 4, 2016
2. October 6, 2016
3. October 8, 2016
4. October 13, 2016

I. Old Business:

1. Jim Nardi, Human Resources Director - BC/BS Renewal

J. New Business:

1. Danielle Webb, Tribal Attorney/Tribal Prosecutor –
 - a) Jeanne Hirzel, Substance Abuse Programs Director - Great Lakes Recovery Centers, Inc. Memorandum of Agreement for U.S. District Court Urine Drop Monitoring Testing and Reporting and Breathalyzer
 - b) Paul Stark, Applicant/M. Koray Inal, Co-Applicant – Baraga Telephone Company Business License Renewal
 - c) Carole LaPointe, Health Administrator – Inter-Tribal Council of Michigan, Inc. Sub-Contractual Agreements (2)
 - i. Mental Health and Aging Initiative for Indian Elders 2016-17
 - ii. Mental Health Delivery System for Native Americans
 - d) Carole LaPointe, Health Administrator – Michael McLucas Superior Pharmacy Services Amendment to Tier III Services Agreement
 - e) Ojibwa BP Renewal Licenses
 - i. Alcoholic Beverages
 - ii. Taxed Tobacco Products
 - iii. Business
 - f) Rez Stop Renewal Licenses
 - i. Alcoholic Beverages
 - ii. Taxed Tobacco Products
 - iii. Business
2. Diana Chaudier, Election Board Chair –
 - a) Certify Results of Baraga Primary Election November 5, 2016
 - b) Alternate Election Board Member (1) for the December 17, 2016 General Election
3. Jason Ayres, Real Estate Officer - Resolution KB-062-2016 USDA Lease Proposal
4. Jennifer Misegan, Vice President/Gary Loonsfoot, Jr., Director of Cultural Resources – Resolution KB-063-2016 General Welfare Exclusion Act Policy - Cultural and Ceremonial
5. Larry Denomie III, CEO – Weekly Update

K. Closed Session:

1. Bobby Escobar, Assistant Tribal Attorney - Settlement Offer Notification
2. Hannah Beesley, Personnel Director - Fair Labor Standards Act FLSA Overtime Rules
3. Jennifer Misegan, Vice President –
 - a) KBIC Tobacco Company
 - b) Tobacco Board Selection
4. Danielle Webb, Tribal Attorney/Tribal Prosecutor - Retainer Agreement – **11:00 a.m.**
5. Government Employee Appeal of Dismissal Hearing Case #007-16 – **1:00 p.m.**
6. Rob Porter, Attorney – Presidential Election Briefing (Conference Call) – **2:30 p.m.**

L. Adjournment: