

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
WEDNESDAY – NOVEMBER 23, 2016 – 9:00 A.M.

APPROVED
12-19-16

- A. Date: November 23, 2016
- B. Call to Order: President Swartz called the meeting to order at 9:08 a.m.
- C. Invocation: Ojibwa Prayer by Donald Shalifoe, Sr./Lord's Prayer/Prayers for the Standing Rock Sioux Tribe
- D. Roll Call: Present: Warren C. Swartz, Jr., President
Jennifer Misegan, Vice President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary (arrived at 9:10 a.m.)
Doreen G. Blaker, Treasurer
Robert R.D. Curtis, Jr. (left at 9:59 a.m.)
Fred Dakota
Randall R. Haataja
Michael F. LaFernier, Sr. (arrived at 10:24 a.m.)
Donald Shalifoe, Sr.
- Absent: Eddy Edwards
Gary F. Loonsfoot, Sr.
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: November 23, 2016

Addition: H. Approval of Meeting Minutes- 1. October 20, 2016

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE AGENDA WITH THE ADDITION. SUPPORTED BY JENNIFER MISEGAN. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Eddy Edwards, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Toni Minton arrived at 9:10 a.m.

G. For Your Information:

1. 11/22/16 Press Release – Tobacco Products regarding warrants and seizures of tobacco products on December 11, 2015 (see copy)
2. Resolution KB-057-2016 Baraga 2%
3. An invite to a presentation and discussion on Copper Country ISD's Career and Technical Education on December 5, 2016 at the L'Anse High School Cafetorium at 6:00 p.m.

H. Approval of Meeting Minutes:

1. October 20, 2016

MOTION MADE BY TONI J. MINTON TO APPROVE THE OCTOBER 20, 2016 MEETING MINUTES. SUPPORTED BY DOREEN G. BLAKER. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Donald Shalifoe, Sr.), OPPOSED - 0, ONE ABSTAINING (Robert R.D. Curtis, Jr.), THREE ABSENT (Eddy Edwards, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

I. Old Business:

1. Larry Denomie III, CEO – 22.1 Drug Free Workplace Policy Discussion

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO REINSTATE THE RANDOM DRUG TESTING. SUPPORTED BY DONALD SHALIFOE, SR. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Randall R. Haataja, Donald Shalifoe, Sr.), TWO OPPOSED (Doreen G. Blaker, Fred Dakota), ABSTAINING - 0, THREE ABSENT (Eddy Edwards, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Doreen Blaker stated her opposition: She believes the method is not an accurate way to randomly test employees.

MOTION MADE BY JENNIFER MISEGAN TO HAVE A HEALTHCARE PROVIDER COME AND SPEAK TO THE COUNCIL REGARDING PRESCRIPTION MEDICATIONS THAT AFFECT AN EMPLOYEE'S JOB PERFORMANCE AT WORK AND THE RANDOM DRUG TESTING DOESN'T BEGIN UNTIL AFTER THE GUIDELINES HAVE BEEN APPROVED AND A DRAFT BE PROVIDED BY THE NEXT MEETING. CO-SUPPORTED BY SUSAN J. LAFERNIER AND ROBERT R.D. CURTIS, JR. FIVE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Randall R. Haataja), THREE OPPOSED (Doreen G. Blaker, Fred Dakota, Donald Shalifoe, Sr.), ABSTAINING - 0, THREE ABSENT (Eddy Edwards, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

J. Closed Session:

1. Danielle Webb, Tribal Attorney/Tribal Prosecutor - Total Loss Offer
2. Government Employee Appeal of Dismissal Hearing Case #008-16 [The employee did not receive notice of the hearing. (address changes) Rescheduled to December 8, 2016 at 10:00 a.m.]

MOTION MADE BY DONALD SHALIFOE, SR. TO GO INTO CLOSED SESSION AT 9:58 A.M. SUPPORTED BY RANDALL R. HAATAJA. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Eddy Edwards, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Break: 9:59 – 10:08 a.m. (Robert R.D. Curtis, Jr. left)

Michael LaFernier, Sr. arrived at 10:24 a.m.

MOTION MADE BY JENNIFER MISEGAN TO GO INTO OPEN SESSION AT 10:36 A.M. SUPPORTED BY RANDALL R. HAATAJA. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Eddy Edwards, Gary F. Loonsfoot, Sr.), MOTION CARRIED.

K. New Business:

1. Doreen Blaker, Treasurer – Donation Request from Angela Loonsfoot to help with supplies for a Indian Taco Fundraiser on December 11, 2016 for her sister Kelly Carlson (Medical Expenses/Travel to Mayo Clinic)

MOTION MADE BY TONI J. MINTON TO APPROVE A DONATION OF \$1,500.00 TO THE FUNDRAISER. SUPPORTED BY SUSAN J. LAFERNIER. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Eddy Edwards, Gary F. Loonsfoot, Sr.), MOTION CARRIED.

2. Susan LaFernier, Secretary – Schedule Government Employee Grievance Hearing Case #009-16. The hearing was scheduled for December 8, 2016 at 11:00 a.m. and Case #008-16 was re-scheduled for December 8, 2016 at 10:00 a.m.
3. Larry Denomie III, CEO – Weekly Update [No updates to report]

L. Adjournment:

MOTION MADE BY JENNIFER MISEGAN TO ADJOURN AT 10:43 A.M. SUPPORTED BY FRED DAKOTA. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFerner, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFerner, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Eddy Edwards, Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Respectfully submitted,

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

Peggy Loonsfoot
Administrative Specialist

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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
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 ___ Gary F. Loonsfoot, Sr.
 ___ Donald Shalifoe, Sr.

E. Declaration of Quorum:

F. Approval of Agenda: November 23, 2016

G. For Your Information:

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H. Old Business:

1. Larry Denomie III, CEO - Drug Free Workplace Policy Discussion

I. New Business:

1. Doreen Blaker, Treasurer – Donation Request for Fundraiser (Medical Expenses/Travel)
2. Susan LaFernier, Secretary – Schedule Government Employee Grievance Hearing Case #009-16
3. Larry Denomie III, CEO – Weekly Update

J. Closed Session:

1. Danielle Webb, Tribal Attorney/Tribal Prosecutor - Total Loss Offer
2. Government Employee Appeal of Dismissal Hearing Case #008-16 – **10:00 a.m.**

K. Adjournment: