

# 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**  
**REGULAR COUNCIL MEETING**  
**OJIBWA CASINO RESORT CONFERENCE ROOM**  
**SATURDAY – DECEMBER 3, 2016 – 9:00 A.M.**

**APPROVED**  
1-7-17

- A. Date: December 3, 2016
- B. Call to Order: President Swartz called the meeting to order at 9:05 a.m.
- C. Invocation: Lord's Prayer
- 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  
Robert R.D. Curtis, Jr.  
Fred Dakota  
Randall R. Haataja (arrived at 9:28 a.m.)  
Michael F. LaFernier, Sr.  
Gary F. Loonsfoot, Sr.
- Absent: Eddy Edwards  
Donald Shalifoe, Sr.
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: December 3, 2016
- MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE AGENDA. SUPPORTED BY GARY F. LOONSFOOT, SR. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, THREE ABSENT (Eddy Edwards, Randall R. Haataja, Donald Shalifoe, Sr.), MOTION CARRIED.**
- G. For Your Information:
1. A "Thank you" from the Family of Patty Stenson
  2. A "Thank you" from Lois Trujillo for the GWSP check

3. A "Thank you" from Lon Johnson for the *Lon Johnson for U.S. Congress* Campaign
4. A "Thank you" from Lynn Fiedler, Chief, Air Quality Division on behalf of Governor Snyder's designate, Director C. Heidi Grether Department of Environmental Quality
5. A "Thank you" from Robert Blanchard, Bad River Tribal Chairman for the donation towards their Employee Appreciation Day event
6. Voigt Intertribal Task Force Meeting Minutes October 6, 2016 Watersmeet, Michigan
7. American Indian Cancer Foundation Tribes December 17 for *Tribes for Hope* Initiative Pledge
8. Registered Voters List for General Election 2016

H. President's Report/November 2016 – Verbal Report

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE NOVEMBER 2016 PRESIDENT'S REPORT. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Eddy Edwards, Randall R. Haataja, Donald Shalifoe, Sr.), MOTION CARRIED.**

I. Vice President's Report/November 2016 – Verbal Report

**Randall Haataja arrived at 9:28 a.m.**

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE NOVEMBER 2016 VICE PRESIDENT'S REPORT. SUPPORTED BY TONI J. MINTON. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), ONE OPPOSED (Fred Dakota), ONE ABSTAINING (Randall R. Haataja), TWO ABSENT (Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

J. Secretary's Report/November 2016 – available for your review

**MOTION MADE BY TONI J. MINTON TO APPROVE THE NOVEMBER 2016 SECRETARY'S REPORT. SUPPORTED BY JENNIFER MISEGAN. EIGHT 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.), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, TWO ABSENT (Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

K. CEO's Report/November 2016 – available for your review

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE NOVEMBER 2016 CEO'S REPORT. SUPPORTED BY RANDALL R. HAATAJA. EIGHT 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.), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, TWO ABSENT (Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

L. Department Head Reports/October 2016

**MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE OCTOBER 2016 DEPARTMENT HEAD REPORTS. SUPPORTED BY SUSAN J. LAFERNIER. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Gary F. Loonsfoot, Sr.), TWO OPPOSED (Fred Dakota, Michael F. LaFernier, Sr.), ABSTAINING - 0, TWO ABSENT (Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

M. Approval of Meeting Minutes:

1. October 27, 2016

**MOTION MADE BY TONI J. MINTON TO APPROVE THE OCTOBER 27, 2016 MEETING MINUTES. SUPPORTED BY JENNIFER MISEGAN. EIGHT 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.), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, TWO ABSENT (Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

**Break: 9:43 – 9:52 a.m.**

N. Recognize Scheduled Delegation/Individuals:

1. Mr. Lee DeLeon, US Marine Corps League Keweenaw Detachment #1016/KBIC Veterans – Photo Shoot

The Council donated \$5,000.00 to Toys for Tots for Baraga County Area Youth and an additional \$420.00 was raised during the Veterans Luncheon held on November 11, 2016.

O. Old Business:

1. Larry Denomie III, CEO – 22.0 Drug Free Workplace Policy Draft/4.0 Personnel Selection and Probation Medical Examinations (C) (Pre-Employment Requirements) [Review]

Internal issues need to be discussed and it will be brought back next Thursday.

P. New Business:

1. Danielle Webb, Tribal Attorney/Tribal Prosecutor/Carole LaPointe, Health Administrator - Great Lakes Inter-Tribal Council, Inc. Tribal Sub-Award Agreement for Bemidji Area Leaders Acting for Change (BALAC) with Work Plan Narrative (year 3)

\$100,000.00 September 30, 2016 – September 29, 2017

**MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE GREAT LAKES INTER-TRIBAL COUNCIL, INC. TRIBAL SUB-AWARD AGREEMENT FOR BEMIDJI AREA LEADERS ACTING FOR CHANGE. SUPPORTED BY SUSAN J. LAFERNIER. 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.**

2. Doreen Blaker, Treasurer - Donations/December 2016 - \$5,800.00

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE DECEMBER 2016 DONATIONS AS THE FOLLOWING: \$500.00 FOR THE CALUMET ART CENTER MEMBERSHIP RENEWAL, \$1,500.00 TO THE SALVATION ARMY FOR HOLIDAY DONATIONS, \$1,000.00 TO THE WOUNDED WARRIOR PROJECT TO HELP VETERANS, \$500.00 TO MICHIGAN INDIAN LEGAL SERVICES, INC. TO ASSIST LOW INCOME INDIAN FAMILIES, \$500.00 TO TAYLOR SHELAFOE FOR THE TEEN PAGEANT FEES, \$300.00 TO LEGAL SERVICES OF NORTHERN MICHIGAN TO ASSIST LOCAL COMMUNITIES, \$250.00 TO LITTLE BROTHERS FRIENDS OF THE ELDERLY FOR HOLIDAY DINNERS, \$250.00 TO THE SUPERIOR HEALTH FOUNDATION FOR EQUIPMENT, AND \$1,000.00 TO ST. VINCENT DE PAUL. SUPPORTED BY SUSAN J. LAFERNIER. 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.**

Q. Adjournment:

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO ADJOURN AT 10:28 A.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., 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.**

Respectfully submitted,



Peggy Loonsfoot  
Administrative Specialist



**AGENDA**  
**KEWEENAW BAY INDIAN COMMUNITY**  
**REGULAR COUNCIL MEETING**  
**OJIBWA CASINO RESORT CONFERENCE ROOM**  
**SATURDAY – DECEMBER 3, 2016 – 9:00 A.M.**

A. Date: December 3, 2016

B. Call to Order:

C. Invocation: Lord's Prayer

D. Roll Call:

- Warren C. Swartz, Jr., President
- Jennifer Misegan, Vice President
- Susan J. LaFerner, Secretary
- Toni J. Minton, Assistant Secretary
- Doreen G. Blaker, Treasurer
- Robert R.D. Curtis, Jr.
- Fred Dakota
- Eddy Edwards
- Randall R. Haataja
- Michael F. LaFerner, Sr.
- Gary F. Loonsfoot, Sr.
- Donald Shalifoe, Sr.

E. Declaration of Quorum:

F. Approval of Agenda: December 3, 2016

G. For Your Information:

1. A "Thank you" from the Family of Patty Stenson
2. A "Thank you" from Lois Trujillo
3. A "Thank you" from Lon Johnson
4. A "Thank you" from Lynn Fiedler, Chief, Air Quality Division on behalf of Governor Synder's designate, Director C. Heidi Grether Department of Environmental Quality
5. A "Thank you" from Robert Blanchard, Bad River Tribal Chairman
6. Voigt Intertribal Task Force Meeting Minutes October 6, 2016 Watersmeet, Michigan
7. American Indian Cancer Foundation Tribes for Hope Pledge
8. Registered Voters List for General Election 2016

H. President's Report/November 2016

I. Vice President's Report/November 2016

J. Secretary's Report/November 2016

K. CEO's Report/November 2016

L. Department Head Reports/October 2016

M. Approval of Meeting Minutes:

1. October 27, 2016

N. Recognize Scheduled Delegation/Individuals:

1. Mr. Lee DeLeon, US Marine Corps League Keweenaw Detachment #1016 – Photo Shoot  
(The Council donated \$5,000.00 to Toys for Tots for Baraga County Area Youth) – **10:00 a.m.**

O. Old Business:

1. Larry Denomie III, CEO – 22.0 Drug Free Workplace Policy Draft/4.0 Personnel Selection and Probation (C) Pre-Employment Requirements

P. New Business:

1. Danielle Webb, Tribal Attorney/Tribal Prosecutor/Carole LaPointe, Health Administrator - Great Lakes Inter-Tribal Council, Inc. Tribal Sub-Award Agreement for Bemidji Area Leaders Acting for Change (BALAC)
2. Doreen Blaker, Treasurer - Donations/December 2016

Q. Adjournment:

KEWEENAW BAY INDIAN COMMUNITY  
TRIBAL COUNCIL

*November 2016 Report from the Secretary to the Council/Community  
(for the December 3, 2016 Regular Meeting)*

*ANIN! We honor the greatness in you  
Remember: "Indian Country Counts"  
"Our People, Our Nations, Our Future"*

We continue to recognize the richness of Native American contributions, accomplishments, and sacrifices to the political, cultural, and economic life of Michigan and the United States

We wish everyone a Blessed and Merry Christmas  
and a Happy New Year!

*Mino-Bimaadizin "Live Well"  
Respectfully, Susan J. LaFernier*

The Tribal Council held the Regular Saturday Meeting on November 5, 2016. (3) Special Council meetings were held during November. Following are the November 5, 10, 17, and 23, 2016 unapproved minutes. This report will be published in the KBIC "Wiikwedong Dazhi-Ojibwa" newsletter and the approved minutes can also be found on the Keweenaw Bay Indian Community Website.

November 5, 2016 Regular Council Meeting (unapproved):

- Approved the Tribal Council President's Report for October 2016 (Warren Chris Swartz, Jr.)
- Approved the Tribal Council Vice President's Report for October 2016 (Jennifer Misegan)
- Approved the Tribal Council Secretary's Report for October 2016 (Susan J. LaFernier)
- Approved the CEO's Report for October 2016 (Larry Denomie, III)
- Approved the September 2016 Department Head Reports
- Approved the September 23, 26, 27, 28, 29, 2016 Tribal Council Meeting Minutes

- Approved the Memorandum of Cooperative Agreement with I.T.C. of Michigan for the implementation of the Tribal Personal Responsibility Education Program for one year \$40,000.00
- Approved a match donation of \$2,760.00 to the Pine Ridge Reservation to provide Thanksgiving turkeys for a B.I.E. Reservation School (Hannahville Indian Community Challenge)
- Approved the November donations: \$5,000.00 Marine Corps League Keweenaw Detachment #1016 Toys for Tots for Baraga County; \$500.00 Baraga Fire Department for their Christmas party; \$200.00 St. Ann's Church for the "Let's Eat" Community meal
- Approved the Christmas/New Year's holidays for employees as December 22, 23, 26, 30, 2016 and January 2, 2017 for those with a standard work week
- Approved a \$75.00 gift card to the Senior Citizens in Baraga and Marquette Counties if they choose not to attend the Christmas party and a \$50.00 gift card if they attend

November 10, 2016 Special Council Meeting (unapproved):

- Approved the October 4, 6, 8,13, 2016 Tribal Council meeting minutes
- Approved the Blue Cross/Blue Shield renewal and prescription copay rates of \$15/\$50/50%
- Approved the Memorandum of Agreement with the Great Lakes Recovery Centers, Inc. for substance abuse services for U.S. District Court offenders
- Approved the Baraga Telephone Company business license renewal with Paul Stark and M. Koray Inal
- Approved the two sub-contractual agreements with I.T.C. of Michigan for the Mental Health and Aging Initiative for Indian Elders \$1,800.00 and Mental Health Delivery System for Native Americans for \$34,573.00
- Approved the Superior Pharmacy Services Tier III Services Agreement amendment (name change) with Michael McLucas
- Approve the Alcoholic Beverage License renewal for the Ojibwa BP Gas Station for one year



- Approved the renewal license to purchase and sell taxed tobacco products for the Ojibwa BP Gas Station
- Approved the business license renewal for the Ojibwa Laundromat and Carwash and the Ojibwa BP Gas Station
- Approved the business license renewal for the Rez Stop Gas Station
- Approved the renewal license to purchase and sell taxed tobacco products for the Rez Stop Gas Station
- Approved the Alcoholic Beverage License renewal for the Rez Stop Gas Station for one year
- Approved to certify the results of the Baraga Primary Election November 5, 2016. The nominees for the General Election on December 17, 2016 will be: Baraga-Rodney Loonsfoot, Elizabeth "Popcorn" Mayo, Don Messer, Jr., and Donald Shalifoe, Sr. (Inc.) L'Anse-Lyndon Ekdahl, Michael LaFernier, Sr. (Inc.), Gary Loonsfoot, Jr. Associate Judge: Violet M. Friisvall-Ayres
- Approved to appoint Victoria Dakota as an alternate election board member for the upcoming General Election
- Approved Resolution KB 062-2016 USDA (Building) Lease Proposal
- Approved 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
- Approved to uphold the CEO's decision in Case #007-16 Government Appeal of Dismissal
- Approved to appoint Jennifer Misegan, Doreen Blaker, and Michael F. LaFernier, Sr. to the KBIC Tobacco Board

November 17, 2016 Special Council Meeting (unapproved):

- Approved the amendments to the Gundlach Champion Casino Construction Contract to pages and exhibits as presented
- Approved Lisa Denomie's new business license for "Nijikweg Creation" for home-based books and products
- Approved Resolution KB 064-2016 Elderly Nutrition Grant for 3 years
- Approved Resolution KB 057-2016 Baraga 2% for \$132,108.61

- Tabled Resolution KB 058-2016 Marquette 2% until after a meeting with Chocolay Township
- Approved \$1,500.00 to Robert Funke for medical travel to Mayo Clinic from the CNAP medical emergency funds
- Approved an exception for Travis Heron for a visitor's hunting permit
- Approved the management structure and job descriptions (manager and assistant manager) for the Convenience Stores
- Approved the settlement agreement and release as presented by the Attorney and authorized the President to sign
- Approved the increase for the employee portion of the blue cross and blue shield rates as presented

November 23, 2016 Special Council Meeting (unapproved):

- Approved the October 20, 2016 Tribal Council meeting minutes
- Approved to reinstate the Drug Free Workplace random drug testing
- Approved to have a healthcare provider speak to the Council regarding prescription medications that affect an employee's job performance at work, provide the Council with new draft guidelines at the next meeting and the random drug testing is not to begin until after the guidelines have been approved
- Approved the donation request of \$1,500.00 for an Indian Taco fundraiser for Kelly Carlson to help with medical expenses/travel to Mayo Clinic

---

---

KEWEENAW BAY INDIAN COMMUNITY – CEO'S OFFICE

---

---




---

---

INTEROFFICE MEMORANDUM

---

---

TO: TRIBAL COUNCIL  
FROM: LARRY DENOMIE III, CEO   
DATE: DECEMBER 3, 2016  
RE: MONTHLY REPORT FOR NOVEMBER 2016

---

During the month of November 2016, the CEO's office reports the following:

- A large portion of my time over the past month has been focused on both the new casino projects and the tobacco manufacturing setup.
  - A meeting with Superior National Bank and 5th/3rd Bank took place on November 16. Additional information requested during the meeting has been provided and the process of moving the Tribes trust account currently held with Wells Fargo to SNB is in process.
  - Vice President Misegan and I met with Steven Lawry, Township Manager, for Chocolay to discuss a proposal to share water resources with the township. The new casino project includes a 75,000 gallon elevated water tank and will be used to supply domestic and fire suppression needs for the casino and housing department homes. The water supply capacity will also be adequate for future expansion plans of the casino and can provide fire suppression for the residents along Kabawgum Rd. We have also provided an opportunity to Chocolay Township to extend domestic water to those residents. Steven will be presenting the proposal to the township board on 12/7 to see if there is interest. If so, further studies would be done to see if the size of the water tank needs to be increased. Because the water supply would benefit the township, it is possible that 2% funds could be extended to them to assist with the cost of the project. The board will also be discussing whether or not they will provide comment to the Feds on the Tribes application to place the property in front of the casino into trust. Jason Ayres, myself and others are planning on attending their meeting.

- As you are aware, ground breaking ceremonies are planned for this upcoming week for both the Marquette and Baraga projects. On December 6, Marquette's ceremony will begin at 11 a.m. and on December 7 Baraga's will begin at 10 a.m. A number of dignitaries have been invited and it's hoped that the local communities will come out and help celebrate this historic time for the Tribe.
- We continue to hold weekly conference calls with ACE, our tobacco manufacturing partner. Following their visit to KBIC earlier this month, we have identified the Council members who will serve on the board for the venture. The next steps in the process include applying for the permit to manufacture tobacco products through the Department of Treasury Alcohol and Tobacco Tax and Trade Bureau (TTB) and formal organization of the company through the Tribes LLC Code. The permit application is nearly complete - once the Articles of Organization are approved by Council it will be ready to be submitted.
- In a final note, the bi-monthly department head meeting was held on November 30. The meeting lasted most of the day due to staff participating in active shooter training. The training was very good and all of the staff took away techniques that would assist them in the unforeseen event they were in an active shooter situation. I want to thank Officer Jake Misegan and George DeCota for providing the valuable training as well as the staff for taking the time out of their busy schedules to participate.