

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 TRIBAL CENTER CONFERENCE ROOM THURSDAY – APRIL 28, 2016 – 9:00 A.M.

APPROVED
5-19-16

- A. Date: April 28, 2016
- B. Call to Order: President Swartz called the meeting to order at 9:05 a.m.
- C. Invocation: Ojibwa Prayer by Donald Shalifoe, Sr./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 (arrived at 1:03 p.m.)
Doreen G. Blaker, Treasurer (left 10:12 – 10:19 a.m.)
Robert R.D. Curtis, Jr. (left at 11:15 – 11:33 a.m., left at 12:00 p.m.)
Fred Dakota (left at 11:05 a.m.)
Eddy Edwards (left at 11:15 a.m.)
Randall R. Haataja (left at 12:00 p.m.)
Michael F. LaFernier, Sr.
Gary F. Loonsfoot, Sr.
Donald Shalifoe, Sr.
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: April 28, 2016
- | | | |
|------------|-----------------|---|
| Additions: | Old Business- | 1. Gary Loonsfoot, Jr., Director of Cultural Resources – Powwow Grounds Grant for Improvements |
| | New Business- | 4. Doreen Blaker, Treasurer – d) Donation Request from the L'Anse Area Schools Senior Lock-In Party |
| | Closed Session- | 4. Jennifer Misegan, Vice President – Marquette Casino |
| Deletion: | New Business- | 1. Danielle Webb, Tribal Attorney/Tribal Prosecutor – c) Indian Housing Block Grant FY2016 |

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

G. For Your Information:

1. April 26, 2016 Secretarial Election Certificate of Results on a proposed amendment A to the Constitution Article VI 1(h) *"To appropriate for tribal use any available tribal funds, provided, that any appropriation in excess of \$500,000 at any one time shall be of no effect until approved by referendum vote"* (122 For/86 Against) by mail ballot. There were 316 registered voters.
2. Charles Miller, SORNA Coordinator – Capabilities of Tribal Access Program Workstation and OpenFox application (NCIC) Access in regards to fingerprints and entering records

H. Old Business:

1. Gary Loonsfoot, Jr., Director of Cultural Resources – Powwow Grounds Grant for Improvements \$40,000 Phase 2

Gary was also seeking permission to rake the Powwow Grounds. Larry Denomie will contact Jerry Jondreau, Forester to ask if there is still reason why there should not be raking as in the past few years because of impacts to the natural nutrient regeneration for the trees. The Cultural Resources program is applying for the Phase 3 \$300,000 grant and will consider expanding the cultural house.

2. Doreen Blaker, Treasurer/Jim Nardi, Human Resources Director – Retirement Committee
 - a) 401(k) Plan Investment Recommendations (to replace several investment options)

American Century One Choice Funds has historically performed better in difficult markets and their fund costs are lower by an average of .13% which benefits Plan Participants.

MOTION MADE BY EDDY EDWARDS TO APPROVE THE CHANGES RECOMMENDED BY M3 FINANCIAL ADVISOR KEITH BERRY AND REPLACE SEVERAL INVESTMENT OPTIONS WITHIN THE PLAN. SUPPORTED BY DOREEN G. BLAKER. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Toni J. Minton), MOTION CARRIED.

- b) Defined Benefit/Pension Plan Recommendations

Julie Riolo of Wells Fargo Bank submitted recommendations to increase yield and growth but would continue to allocate at 52% equities and 48% bonds which are within all ranges in the Investment Policy Statement.

MOTION MADE BY EDDY EDWARDS TO APPROVE THE RECOMMENDATIONS BY WELLS FARGO FINANCIAL ADVISOR JULIE RIOLO AND MAKE CHANGES TO THE DEFINED BENEFIT PLAN. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Toni J. Minton), MOTION CARRIED.

3. Lori Sherman, Natural Resources Director/Gene Mensch, Fisheries and Wildlife Biologist - KBIC Natural Resources Department Summary of 2015 and Proposed 2016 Department Stocking Regimen

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE KBIC NATURAL RESOURCES DEPARTMENT SUMMARY AND FULL COASTER BROOK TROUT STOCKING WITH THE ADDITIONAL IN BARAGA. SUPPORTED BY GARY F. LOONSFOOT, SR. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Toni J. Minton), MOTION CARRIED.

Increase stocking lake trout in Management Zones

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE INCREASE TO 85% IN MI-4 AND 15% IN MI-5. CO-SUPPORTED BY JENNIFER MISEGAN AND RANDALL R. HAATAJA. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Toni J. Minton), MOTION CARRIED.

Stocking walleye in inland lakes

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE STOCKING OF WALLEYE IN LAKE SUPERIOR AND INLAND LAKES. SUPPORTED BY EDDY EDWARDS. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Toni J. Minton), MOTION CARRIED.

President Swartz and Jeffery Loman met with Dr. Guy Meadows from the Great Lakes Research Center to discuss expansion of the fisheries and a partnership. The Natural Resources Department is going to tour his office at Michigan Tech University in the near future.

4. President Swartz – Schedule 3rd Reading Proposed Ordinance 2016-01 Waste Management Ordinance (WMO) and Proposed Ordinance 2016-02 Title Twenty Hazardous Substances Control

The 3rd Readings were both scheduled for May 26, 2016.

Doreen Blaker left 10:12 a.m.

I. New Business:

1. Danielle Webb, Tribal Attorney/Tribal Prosecutor –

a) Lori Sherman, Natural Resources Director –

i. GLIFWC Biological Services Subcontract Adult Sea Lamprey Assessment Trap at the Silver River \$3,500 April – July 2016

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE BIOLOGICAL SERVICES SUBCONTRACT BETWEEN THE GREAT LAKES INDIAN FISH AND WILDLIFE COMMISSION AND THE KEWEENAW BAY INDIAN COMMUNITY FOR ADULT SEA LAMPREY ASSESSMENT TRAP AND MONITORING AT THE SILVER RIVER. SUPPORTED BY GARY F. LOONSFOOT, SR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Toni J. Minton, Doreen G. Blaker), MOTION CARRIED.

ii. GLIFWC Biological Services Subcontract for Lake Trout Assessments and Fish Structures \$77,750

Lake Superior MI-4 Assessment activities shall occur during 2016. Lab work and data entry/analysis will occur in the 2016 calendar year.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE BIOLOGICAL SERVICES SUBCONTRACT BETWEEN THE GREAT LAKES INDIAN FISH AND WILDLIFE COMMISSION AND THE KEWEENAW BAY INDIAN COMMUNITY FOR LAKE TROUT ASSESSMENTS AND FISH STRUCTURES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Toni J. Minton, Doreen G. Blaker), MOTION CARRIED.

Doreen Blaker returned at 10:19 a.m.

iii. David Whitman Construction, Inc. Tier III Services Agreement for installation of a Head Tank Tower Area at the Fish Hatchery \$28,697

There was also (1) other bid and (1) declined to bid.

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE TIER III SERVICES AGREEMENT WITH DAVID WHITMAN CONSTRUCTION. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ONE ABSTAINING (Doreen G. Blaker), ONE ABSENT (Toni J. Minton), MOTION CARRIED.

- b) Duane Misegan, Chief of Police – Modification #2 to FY2016 Law Enforcement Base Funds from the BIA (The Council will address the process in Closed Session)

Break: 10:24 – 10:42 a.m.

J. Closed Session:

1. Larry Denomie III, CEO/Hannah Beesley, Personnel Director - TERO Director/Workforce Coordinator Reclassification
2. Government Employee Appeal of Dismissal Hearing Case #002-16 [Reschedule]
3. Danielle Webb, Tribal Attorney/Tribal Prosecutor – Update
4. Jennifer Misegan, Vice President – Marquette Casino

MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO CLOSED SESSION AT 10:43 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Toni J. Minton), MOTION CARRIED.

Fred Dakota left at 11:05 a.m.

Robert R.D. Curtis, Jr. left the room at 11:15 – 11:33 a.m.

Eddy Edwards left the room at 11:15 a.m.

MOTION MADE BY JENNIFER MISEGAN TO GO INTO OPEN SESSION AT 11:59 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT 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., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Fred Dakota, Eddy Edwards), MOTION CARRIED.

Lunch: 12:00 – 1:03 p.m. (Toni Minton arrived, Robert R.D. Curtis, Jr. and Randall Haataja left)

[New Business]

- c) Bruce LaPointe, Director of Public Works – Modification #6 to FY2016 BIA Road Maintenance Program (no action needed)

2. Bruce LaPointe, Director of Public Works – Resolution KB-020-2016 B.I.A. Road Maintenance Funds Application for 3 years

MOTION MADE BY DONALD SHALIFOE, SR. TO APPROVE RESOLUTION KB-020-2016 B.I.A. ROAD MAINTENANCE. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Randall R. Haataja), MOTION CARRIED.

(Randall Haataja was out of the room)

3. Doreen Blaker, Treasurer –
 - a) Donation Request from the Baraga Area Schools for Advantedge Sports Training on May 11 – August 4, 2016 for Grades 7-12 for Baraga and L’Anse athletes.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE A DONATION OF \$1,000.00 TO THE BARAGA AREA SCHOOLS ADVANTEDGE SPORTS TRAINING PROGRAM. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Donald Shalifoe, Sr.), ONE OPPOSED (Gary F. Loonsfoot, Sr.), ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards), MOTION CARRIED.

Gary Loonsfoot, Sr. stated his opposition: He would have liked to donate at least half of the total amount requested.

- b) Tribal Member Donation Request for medical travel expenses from Ashtin Pouttu for \$500.00 to the Mayo Clinic to visit her grandmother.

MOTION MADE BY DOREEN G. BLAKER TO APPROVE A DONATION TOWARDS THE MEDICAL TRAVEL EXPENSES FOR ASHTIN POUTTU AND HER FAMILY BASED ON THE CAP OFFICE GUIDELINES. SUPPORTED BY DONALD SHALIFOE, SR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards), MOTION CARRIED.

- c) Donation Request from the L’Anse Area Schools Senior Lock-In Party

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE A DONATION OF \$500.00 TOWARDS THE L’ANSE SENIOR LOCK-IN PARTY AND TO ALSO APPROVE BARAGA SENIORS FOR THE SAME AMOUNT IF IT HAS NOT BEEN ISSUED ALREADY. SUPPORTED BY TONI J. MINTON. SEVEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ONE ABSTAINING (Jennifer Misegan), THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards), MOTION CARRIED.

- d) Robert R.D. Curtis, Jr. (not present)/Jean Jokinen, Grant Writer - Halfway House Development for the ICDBG Grant funding.

Jean stated the Ojibwa Housing Authority was in the process of applying for this grant in 2014 but did not submit it. The survey questions have been completed and she would like to hold a community input meeting. The deadline for the grant application is June 2016. The Council requested the prior projects priority list for review.

Break: 1:40 – 1:48 p.m.

- 4. Matt Eliason, Attorney (Consultant) –

- a) Carole LaPointe, Health Administrator –

- i. Heartland Business Systems, LLC – New Switches (hardware and software upgrades) for the Server Room at the Donald A. LaPointe Health Clinic

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE AGREEMENTS WITH HEARTLAND BUSINESS SYSTEMS, LLC FOR NEW SWITCHES FOR THE SERVER ROOM AT THE DONALD A. LAPOINTE HEALTH CLINIC IN THE AMOUNT OF \$14,543.26 AND \$52,643.49. SUPPORTED BY JENNIFER MISEGAN. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFERNIER, Toni J. Minton, Randall R. Haataja, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards), MOTION CARRIED.

(Doreen Blaker is out of the room)

- ii. Inter-Tribal Council of Michigan, Inc. Memorandum of Cooperative Agreement – U.P. Tribal Breast Health Coalition and Learning Collaborative Program for \$27,000

September 29, 2015 – September 28, 2016 (Annual report is due April 30, 2016)

MOTION MADE BY TONI J. MINTON TO APPROVE THE MEMORANDUM OF COOPERATIVE AGREEMENT BETWEEN THE INTER-TRIBAL COUNCIL OF MICHIGAN, INC. AND THE KEWEENAW BAY INDIAN COMMUNITY FOR IMPLEMENTATION OF THE U.P. TRIBAL BREAST HEALTH COALITION AND LEARNING COLLABORATIVE. SUPPORTED BY SUSAN J. LAFERNIER. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFERNIER, Toni J. Minton, Randall R. Haataja, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ONE ABSTAINING (Doreen G. Blaker), THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards), MOTION CARRIED.

- iii. UpToDate, Inc. Subscription to License Material/Management of Clinical Issues in practice at the Donald A. LaPointe Health Clinic \$8,000.00 (yearly online renewal)

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE UPTODATE, INC. SUBSCRIPTION TO LICENSE MATERIAL FOR THE MANAGEMENT OF CLINCIAL ISSUES AT THE DONALD A. LAPOINTE HEALTH CLINIC. SUPPORTED BY DONALD SHALIFOE, SR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards), MOTION CARRIED.

- b) Michael Schrader, Ojibwa Casinos General Manager – Ojibwa Casino II Dishwasher Rental (2) Agreement with Ecolab, Inc. \$99.95 for each per month 1-year terms

MOTION MADE BY TONI J. MINTON TO APPROVE THE KEYSTONE RENTAL AGREEMENT WITH ECOLAB, INC. FOR TWO DISHWASHERS AT THE MARQUETTE CASINO. SUPPORTED BY DOREEN G. BLAKER. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards), MOTION CARRIED.

5. Larry Denomie III, CEO – Weekly Update

Larry attended the third Burial Task Force education session at the Zeba Hall on Tuesday, April 26th. Larry “Amik” Smallwood presenting. The next and last session is scheduled on May 18th, noon at the Seniors and 7:00 p.m. at the Zeba Hall with Lee Staples presenting.

Today’s Appeal of Dismissal Hearing Case #002-16 was rescheduled to Wednesday, May 4, 2016 at 10:00 a.m.

Donation to Toni Baker of 116 Acorn Trail in Marquette (resident of KBIC Housing unit) who has suffered a loss of most of her possessions due to a house fire today.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE A DONATION OF \$1,000.00 TO TONI BAKER WHO HAS LOST MOST POSSESSIONS IN A HOUSE FIRE. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards), MOTION CARRIED.

The Council reviewed the ICDBG Projects Priority List at this time. The Halfway House project is \$600,000 with a \$200,000 match and the Council consensus was to hold a community meeting for input during the next Council meeting scheduled for May 4th.

The Council consensus was to reschedule the next Saturday regular meeting to May 14th.

Reclassification of the TERO Director/Work Force Coordinator (adding Background Investigator)

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE RECLASSIFICATION OF THE TERO DIRECTOR/WORK FORCE COORDINATOR ADDING THE BACKGROUND INVESTIGATOR AT A GRADE 11. SUPPORTED BY RANDALL R. HAATAJA. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFerner, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr.), ONE OPPOSED (Donald Shalifoe, Sr.), ONE ABSTAINING (Toni J. Minton), THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards), MOTION CARRIED.

K. Adjournment:

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO ADJOURN AT 2:27 P.M. SUPPORTED BY DONALD SHALIFOE, SR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFerner, Toni J. Minton, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards), MOTION CARRIED.

Respectfully submitted,



Peggy Loonsfoot
Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
THURSDAY – APRIL 28, 2016 – 9:00 A.M.

A. Date: April 28, 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: April 28, 2016

G. For Your Information:

1. April 26, 2016 Secretarial Election Certificate of Results (122 For/86 Against)
2. Charles Miller, SORNA Coordinator – Capabilities of Tribal Access Program Workstation and OpenFox application (NCIC) Access

H. Old Business:

1. Doreen Blaker, Treasurer/Jim Nardi, Human Resources Director – Retirement Committee
 - a) 401(k) Plan Investment Recommendations
 - b) Defined Benefit/Pension Plan Recommendations
2. Lori Sherman, Natural Resources Director - KBIC Natural Resources Department Summary of 2015 and Proposed 2016 Department Stocking Regimen
3. President Swartz – Schedule 3rd Reading Proposed Ordinance 2016-01 Waste Management Ordinance (WMO) and Proposed Ordinance 2016-02 Title Twenty Hazardous Substances Control

I. New Business:

1. Danielle Webb, Tribal Attorney/Tribal Prosecutor –
 - a) Lori Sherman, Natural Resources Director –
 - i. GLIFWC Biological Services Subcontract Adult Sea Lamprey Assessment Trap at the Silver River
 - ii. GLIFWC Biological Services Subcontract for Lake Trout Assessments and Fish Structures
 - iii. David Whitman Construction, Inc. Tier III Services Agreement for installation of a Head Tank Tower Area at the Fish Hatchery
 - b) Duane Misegan, Chief of Police – Modification to FY2016 Law Enforcement Base Funds from BIA
 - c) Indian Housing Block Grant FY2016
 - d) Bruce LaPointe, Director of Public Works – Modification to FY2016 BIA Road Maintenance Program
2. Bruce LaPointe, Director of Public Works – Resolution KB-020-2016 Road Maintenance
3. Matt Eliason, Attorney –
 - a) Carole LaPointe, Health Administrator –
 - i. Heartland Business Systems – New Switches for Server Room at the Donald A. LaPointe Health Clinic
 - ii. Inter-Tribal Council of Michigan, Inc. Memorandum of Cooperative Agreement – U.P. Tribal Breast Health Coalition and Learning Collaborative Program
 - iii. UpToDate, Inc. Subscription to Licensed Material/Management of Clinical Issues at the Donald A. LaPointe Health Clinic
 - b) Michael Schrader, Ojibwa Casinos General Manager – Ojibwa Casino II Dishwasher Rental Agreement with Ecolab, Inc.
4. Doreen Blaker, Treasurer –
 - a) Donation Request from Baraga Area Schools for Advantedge Sports Training
 - b) Tribal Member Donation Request from Ashtin Pouttu
 - c) Robert R.D. Curtis, Jr. - Halfway House Development
5. Larry Denomie III, CEO – Weekly Update

J. Closed Session:

1. Larry Denomie III, CEO/Hannah Beesley, Personnel Director - TERO Director/Workforce Coordinator Reclassification
2. Government Employee Appeal of Dismissal Hearing Case #002-16 – **10:00 a.m.**
3. Danielle Webb, Tribal Attorney/Tribal Prosecutor - Update

K. Adjournment: