

# 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 – JULY 14, 2016 – 9:00 A.M.**

APPROVED  
8-4-16

- A. Date: July 14, 2016
- B. Call to Order: President Swartz called the meeting to order at 9:09 a.m.
- C. Invocation: Lord's Prayer and prayers for the Bad River Tribe and those effected by the recent flooding in Ashland County
- D. Roll Call: Present: Warren C. Swartz, Jr., President  
Jennifer Misegan, Vice President  
Susan J. LaFernier, Secretary  
Toni J. Minton, Assistant Secretary (left at 12:05 p.m.)  
Doreen G. Blaker, Treasurer  
Robert R.D. Curtis, Jr. (left at 12:05 p.m.)  
Eddy Edwards (left at 12:05 p.m.)  
Randall R. Haataja  
Michael F. LaFernier, Sr.  
Gary F. Loonsfoot, Sr.  
Donald Shalifoe, Sr. (arrived at 9:14 a.m., left at 12:05 p.m.)  
Absent: Fred Dakota
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: July 14, 2016
- |            |                 |   |
|------------|-----------------|---|
| Additions: | Closed Session- | 2. Danielle Webb, Tribal Attorney/Tribal Prosecutor – Attorney Update   |
|            | Old Business-   | 3. Danielle Webb, Tribal Attorney/Tribal Prosecutor - Richard Geroux – Jimaganish Wadokaged Business License Renewal (move from New Business) |
|            | New Business-   | 4. Robert R.D. Curtis, Jr. – July 22, 2016 as a Holiday   |
|            |                 | 1. Toni Minton, Assistant Secretary – Donation to the Bad River Tribe   |

**Donald Shalifoe, Sr. arrived at 9:14 a.m.**

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

G. For Your Information:

1. Michael Popp MJP Healthcare Consulting Tier II Services Agreement (I.T. Services) from the July 15, 2016 meeting.

H. Approval of Meeting Minutes:

1. June 30, 2016

**MOTION MADE BY TONI J. MINTON TO APPROVE THE JUNE 30, 2016 MEETING MINUTES WITH THE CHANGES. CO-SUPPORTED BY JENNIFER MISEGAN AND 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., Gary F. Loonsfoot, Sr.), TWO OPPOSED (Robert R.D. Curtis, Jr., Eddy Edwards), ONE ABSTAINING (Donald Shalifoe, Sr.), ONE ABSENT (Fred Dakota), MOTION CARRIED.**

Eddy Edwards stated that the motion to grant an exception allowing David Green the ability to represent KBIC in civil proceedings was out of order and he asked if it was a waiver of our code and against our Constitution. President Swartz called for a break because he was going to determine whether the motion was out of order. After the break President Swartz made the determination the motion was in order and it was approved. Eddy did not return after the break and he questioned whether there was a quorum, which there was.

Jennifer Misegan, Vice President stated if we are going to call one "out of order," then we are going to go back through all the Minutes for any points of order that should have been called out and name them all "out of order."

I. Old Business:

1. Larry Denomie III, CEO – Resolution KB-040-2016 Revised Casino Plans Ballot Proposal (Abolishes KB-028-2016 approved on June 30, 2016 with two questions) formally requests and authorizes that the Election Board conduct a ballot proposal election asking the following one question:
  1. *"Do you support new casino development projects in Baraga and Marquette, at their current locations, with a total cost not to exceed \$40 million whereas the estimated cost of the Baraga project is \$6.5 million and the estimated cost of the Marquette project is \$33.5 million?"* Yes or No

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-040-2016 REVISED CASINO PLANS BALLOT PROPOSAL. SUPPORTED BY RANDALL R. HAATAJA. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), TWO OPPOSED (Eddy Edwards, Donald Shalifoe, Sr.), ONE ABSTAINING (Robert R.D. Curtis, Jr.), ONE ABSENT (Fred Dakota), MOTION CARRIED.**

Donald Shalifoe, Sr. stated his opposition: He feels the people have already voted on this issue.

Eddy Edwards stated his opposition: He is opposed because there is no business plan and no effort to control labor costs.

2. Carole LaPointe, Health Administrator –

Carole handed out an invite to the Council members for a Celebration of 45 Years taking place tomorrow, July 15, 2016 at the Donald A. LaPointe Health and Education Center featuring the unveiling of the Health Center's New Logo.

- a) Tribal Premium Sponsorship – A discussion was held and the Council will return to her items later in the day.

J. Closed Session:

1. Ojibwa Casinos General Manager Interviews (2) [Open to KBIC Members and Employees]

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO CLOSED SESSION AT 10:00 A.M. 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., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Fred Dakota), MOTION CARRIED.**

**Break: 10:01 – 10:09 a.m.**

**Robert R.D. Curtis, Jr. returned from break at 10:12 a.m.**

**Donald Shalifoe, Sr. returned from break at 10:14 a.m.**

**Eddy Edwards left 10:45 – 10:56 a.m.**

**Break: 11:30 – 11:40 a.m.**

**MOTION MADE BY EDDY EDWARDS TO GO INTO OPEN SESSION AT 11:47 A.M. SUPPORTED BY JENNIFER MISEGAN. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Fred Dakota), MOTION CARRIED.**

[New Business]

2. Danielle Webb, Tribal Attorney/Tribal Prosecutor-Richard Geroux – Jimaganish Wadokaged Business License Renewal (non-profit bar) to promote and advance the welfare of individual American Veterans and American Veteran organizations

June 23, 2016 – June 22, 2017

This was tabled on June 9, 2016. The required 2015 Annual Report has been provided and Susan LaFernier, Secretary, has found it to be complete.

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE JIMAGANISH WADOKAGED BUSINESS LICENSE RENEWAL. SUPPORTED BY RANDALL R. HAATAJA. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Fred Dakota), MOTION CARRIED.**

President Swartz recognized Sandra Pittsley. Sandra and Lois Bedell are Michigan Indian Elder Associate (MIEA) delegates and Sandra requested that they both attend the National Indian Council on Aging (NICOA) conference in Niagara Falls on September 13-15, 2016. She also suggested Carole LaPointe, Debra Williamson, and Beth Koski attend.

The Council instructed her to speak to the Ojibwa Senior Board to inform them that she and Lois can attend on their behalf and bring the information back as well as bring their concerns forward to the NICOA.

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE TWO MIEA DELEGATES TO ATTEND THE 2016 NICOA CONFERENCE ON SEPTEMBER 13-15, 2016. 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 (Eddy Edwards), ABSTAINING - 0, ONE ABSENT (Fred Dakota), MOTION CARRIED.**

Eddy Edwards stated his opposition: He is opposed because the Senior Board was not included in this decision.

Ojibwa Casinos General Manager – Brian D. Denny is from Green Bay, Wisconsin

**MOTION MADE BY JENNIFER MISEGAN TO OFFER THE POSITION OF OJIBWA CASINOS GENERAL MANAGER TO BRIAN D. DENNY AND NEGOTIATE THE CONTRACT. 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., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Fred Dakota), MOTION CARRIED.**



**Lunch: 12:05 – 1:11 p.m. (Toni Minton, Robert R.D. Curtis, Jr., Eddy Edwards, and Donald Shalifoe, Sr. left)**

K. New Business:

1. Matt Eliason, Eliason Law Office –

- a) Charles Miller, SORNA Coordinator - Federal Bureau of Investigation Memorandum Of Agreement to establish the responsibilities regarding the Community's submission of fingerprints for noncriminal justice purposes. The agreement will renew annually.

**MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE MEMORANDUM OF AGREEMENT BETWEEN THE FEDERAL BUREAU OF INVESTIGATIONS AND THE KEWEENAW BAY INDIAN COMMUNITY TO PERFORM FEDERAL BACKGROUND CHECKS. SUPPORTED BY DOREEN G. BLAKER. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

- b) Don Messer, Jr., Interim General Manager Baraga Casino (not present)/Christopher Schofield, Slot Manager –

- i. IGT Native American Progressive System Agreement Second Amendment (amends and restates Section 3.C regarding Funding of Prizes)

The agreement will continue unless terminated.

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE IGT NATIVE AMERICAN PROGRESSIVE SYSTEM AGREEMENT SECOND AMENDMENT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

- ii. Bally Gaming, Inc. Agreement Order 351229 for (2) Conversions to Austin Powers Machines

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE BALLY GAMING, INC. SALES AND SECURITY AGREEMENT FOR TWO CONVERSIONS TO AUSTIN POWERS. SUPPORTED BY GARY F. LOONSFOOT, SR. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

c) Bruce LaPointe, Director of Public Works –

- i. MJO Contracting, Inc. (Hancock, MI) Agreement for Construction Contract for Paving the Ford Farm Road in L'Anse

Final completion date is October 30, 2016 and final payment date is November 30, 2017.

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE MJO CONTRACTING, INC. AGREEMENT FOR THE PAVING ON FORD FARM ROAD. CO-SUPPORTED BY SUSAN J. LAFERNIER AND RANDALL R. HAATAJA. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

- iii. IRU (Indefeasible Right to Use) Agreement – Baraga Telephone Company to allow cable (conduit system) to run under M-38 for the Clinic's solar project

**MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE IRU AGREEMENT BETWEEN THE BARAGA TELEPHONE COMPANY AND THE KEWEENAW BAY INDIAN COMMUNITY. SUPPORTED BY JENNIFER MISEGAN. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

[Old Business]

Carole LaPointe, Health Administrator -

Tribal Premium Sponsorship Guidelines - A work group was formed to review and complete in two weeks - Carole LaPointe, Susan LaFernier, Jennifer Misegan, Larry Denomie III, Jim Nardi, and a Health Board member (John Seppanen or Carl Rasanen or a designee)

- b) KBIC Health System Donald A. LaPointe Health & Education Center Logo

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

Jennifer Misegan stated she feels the Council should have been informed before the event of the unveiling.

**Break: 1:58 – 2:07 p.m.**

- c) Health Department Expansion Plan of Services

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO TABLE THE HEALTH DEPARTMENT EXPANSION PLAN UNTIL NEXT WEEK. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

- 2. Danielle Webb, Tribal Attorney/Tribal Prosecutor –

- a) Carole LaPointe, Health Administrator - Michael Popp MJP Healthcare Consulting Agreement First Amendment to extend the date for professional assistance with billing and insurance claim follow-up as requested

February 18, 2016 – July 30, 2016

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE FIRST AMENDMENT TO THE MJP HEALTHCARE CONSULTING AGREEMENT WITH MICHAEL POPP FOR SERVICES DESCRIBED. SUPPORTED BY DOREEN G. BLAKER. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

- b) Natalie Mleko (not present) – Zeba Community Hall Rental Agreement

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE ZEB COMMUNITY HALL RENTAL AGREEMENT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. FIVE IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), ONE OPPOSED (Jennifer Misegan), ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

Jennifer Misegan stated her opposition: She is opposed to A. Attachment 1 Regulations: number 9 which prohibits firearms on the premises.

- c) Bruce LaPointe, Director of Public Works – Homeland Builders of Michigan, LLC First Amendment

The purpose of the agreement is to substitute Gregg Nominelli with Bruce LaPointe as the owner's authorized representative for the solar panels project.

**MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE FIRST AMENDMENT AGREEMENT BETWEEN THE KEWEENAW BAY INDIAN COMMUNITY AND THE HOMELAND BUILDERS OF MICHIGAN, LLC. CO-SUPPORTED BY RANDALL R. HAATAJA AND GARY F. LOONSFOOT, SR. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

3. Toni Minton, Secretary (not present)/President Swartz – Donation to the Bad River Band of Lake Superior Band of Chippewa Indians in Odanah, Wisconsin

The Bad River Reservation has been impacted by the flooding in Ashland County and is in a state of emergency.

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE A DONATION OF \$5,000.00 TO THE BAD RIVER LAKE SUPERIOR BAND OF CHIPPEWA INDIANS. SUPPORTED BY JENNIFER MISEGAN. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

4. Jason Ayres, Real Estate Officer –

- a) Resolution KB-033-2016 Bruce K. LaPointe Residential Lease Modification regarding “Use of Premises” and “Rent”

Bruce was granted a residential lease on December 1, 2011 and has since moved out of the home and is subletting the property to tenants for residential purposes.

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-033-2016 BRUCE K. LAPOINTE LEASE MODIFICATION. CO-SUPPORTED BY SUSAN J. LAFERNIER AND GARY F. LOONSFOOT, SR. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

- i. Special Request from Tenant (John and Stacy Davis)

The tenants renting Bruce LaPointe’s house (Village of L’Anse) are requesting to operate a Gunsmith Shop. The Council instructed Jason Ayres that the tenants would need to obtain a business license.

- b) Resolution KB-034-2016 Todd W. Chosa Residential Lease Modification regarding “Purpose of this Lease” and “Rental”

Todd was granted a residential lease on April 7, 2003 and has since moved out of the home and is subletting the property to tenants for residential purposes.



**MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-034-2016 TODD W. CHOSA LEASE MODIFICATION. SUPPORTED BY GARY F. LOONSFOOT, SR. FIVE IN FAVOR (Susan J. LaFERNIER, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ONE ABSTAINING (Jennifer Misegan), FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

c) Resolution KB-038-2016 Joseph C. LaBeau, Sr. Residential/Recreational Lease Modifications

On June 13, 2016 Elizabeth Ann Hosie was appointed temporary guardianship of her brother, Joseph LaBeau, Sr. and acting in her capacity as guardian and permanent conservator she has requested the residential lease to be modified and recorded to include her as a co-lessee and has requested the recreational lease to be modified and recorded to include her brother, Christopher T. LaBeau as co-lessee.

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO TABLE RESOLUTION KB-038-2016 JOSEPH C. LABEAU, SR. RESIDENTIAL/RECREATIONAL LEASE MODIFICATIONS. SUPPORTED BY GARY F. LOONSFOOT, SR. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFERNIER, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

d) Resolution KB-039-2016 Estate of Robert R. Duschaine Residential Lease Modification

On June 2, 2015 Tribal Court determined the Decree of Heirship of Robert R. Duschaine, deceased, and ordered all property and estate to be vested in the names of the heirs identified as Darren Duschaine, Tanya C. Duschaine Heck, Clarissa B. Duschaine Carlson, and Robert D. Duschaine.

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE RESOLUTION KB-039-2016 ESTATE OF ROBERT R. DUSCHaine RESIDENTIAL LEASE MODIFICATION. SUPPORTED BY DOREEN G. BLAKER. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFERNIER, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

5. President Swartz/Allison Durant (present) – Tribal Member Donation Request for Basketball Tournament

Western Wild Amateur Athletic Union (AAU) Basketball Tournament held at Wisconsin Dells “Just A Game Fieldhouse” on July 29-31, 2016

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE A DONATION OF \$300.05 TO ALLISON DURANT TO ATTEND THE WESTERN WILD AAU BASKETBALL TOURNAMENT. SUPPORTED BY RANDALL R. HAATAJA. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

6. Sarah Maki, Assistant CEO –

- a) Resolution KB-037-2016 Grant Application to the Department of Health and Human Services Administration for Children and Families FY2017 Title IV-B CFS-101 Part I-II-III

October 1, 2016 – September 30, 2017

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-037-2016 DEPARTMENT OF HEALTH AND HUMAN SERVICES ADMINISTRATION FOR CHILDREN AND FAMILIES FY2017 CFS-101 PART I-II-III. SUPPORTED BY SUSAN J. LAFERNIER. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

- b) Bruce LaPointe, Director of Public Works - Non-Motorized Trail Funding Request

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE SUBMITTING THE MICHIGAN ECONOMIC DEVELOPMENT CORPORATION 2017 GRANT APPLICATION (FOR \$177,192.50) WHICH INCLUDES THE ADDENDUM RELATED TO THE TRIBE COMMITTING TO A \$50,000.00 MATCH IF THE GRANT IS AWARDED FOR THE NON-MOTORIZED TRAIL. SUPPORTED BY MICHAEL F. LAFERNIER, SR. FIVE IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), ONE OPPOSED (Jennifer Misegan), ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

Larry Denomie III, CEO, stated he had an opportunity to purchase playground equipment for \$1,200.00. Bruce LaPointe found the equipment to be in good shape and the purchase was made. The equipment will be placed at the Sand Point campground.

7. Terri Denomie – 2016 Wiikwedong Water Walk Donation Request

An annual walk to raise awareness of the state of our water on July 20, 2016.

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE \$2,400.00 FOR THE KEWEENAW BAY 3<sup>RD</sup> ANNUAL PAULINE KNAPP SPRUCE MEMORIAL WATER WALK TO BE PAID OUT OF THE THPO BUDGET. SUPPORTED BY RANDALL R. HAATAJA. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

8. Lori Sherman, Director of Natural Resources –

- a) Sam Spruce, Water Resources Technician - YSI Meter Bids (3) to monitor the watersheds on the Reservation

**MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE YSI METER BID FROM (MSW) MULCAHY SHAW WATER IN THE AMOUNT OF \$29,678.00 PLUS FREIGHT. SUPPORTED BY RANDALL R. HAATAJA. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

- b) She would like to award (3) Todd Warner Scholarships at \$900.00 each this year only which was given by the Lake Superior Partnership. The Todd Warner Legacy Award Scholarship for \$500.00 is selected by the Warner family and is presented at the Kids Fishing Derby.

Jennifer Misegan stated the Education Department can establish the guidelines and selections.

9. Andrew Chosa, MBA, CEO Aanikoosing, Inc. –

- a) Narrative Update and Financial Update as of March 31, 2016
- b) Certificate of Good Standing Renewal Letter
- c) Ojibwa Express 2016 Summer Property Tax [Deleted]
- d) Tribal Business Corporation Code Reservation of Corporate Names

Susan LaFernier will review the report and the financials that were provided today.

10. Larry Denomie III, CEO –

- a) Policy for After Regular Business Hours Emergency On-Call Work (for review)
- b) Weekly Update

The Casino Work Group met to discuss contracts with Gundlach.

[Closed Session]

3. Danielle Webb, Tribal Attorney/Tribal Prosecutor – Attorney Update

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO CLOSED SESSION AT 3:50 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 4:01 P.M. SUPPORTED BY GARY F. LOONSFOOT, SR. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

[Old Business]

3. Robert R.D. Curtis, Jr. (not present) – July 22, 2016 as a Holiday for the Friday of powwow weekend

The President will make an executive decision for a Closure at a later date.

L. Adjournment:

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO ADJOURN AT 4:03 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Donald Shalifoe, Sr.), MOTION CARRIED.**

Respectfully submitted,



Peggy Loonsfoot  
Administrative Specialist

**AGENDA**  
**KEWEENAW BAY INDIAN COMMUNITY**  
**SPECIAL COUNCIL MEETING**  
**OJIBWA CASINO RESORT CONFERENCE ROOM**  
**THURSDAY – JULY 14, 2016 – 9:00 A.M.**

A. Date: July 14, 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: July 14, 2016

G. For Your Information:

1. Michael Popp MJP Healthcare Consulting Tier II Services Agreement

H. Approval of Meeting Minutes:

1. June 30, 2016

I. Old Business:

1. Larry Denomie III, CEO – Resolution KB-040-2016 Revised Casino Plans Ballot Proposal (Abolishes KB-028-2016)
2. Carole LaPointe, Health Administrator –
  - a) Tribal Premium Sponsorship
  - b) Health Department Expansion Plan
  - c) Logo



J. Closed Session:

1. Ojibwa Casinos General Manager Interviews (2) **10:00 - 11:00 a.m.** [Open to KBIC Members and Employees]

K. New Business:

1. Matt Eliason, Eliason Law Office – **1:00 p.m.**
  - a) Charles Miller, SORNA Coordinator - Federal Bureau of Investigation Memorandum Of Agreement
  - b) Don Messer, Jr., Interim General Manager Baraga Casino –
    - i. IGT Native American Progressive System Agreement Second Amendment
    - ii. Bally Gaming, Inc. Agreement Order 351229 for (2) Conversion Austin Powers
  - c) Bruce LaPointe, Director of Public Works –
    - i. MJO Contracting, Inc. Agreement for Paving Ford Farm Road
    - ii. IRU Agreement – Baraga Telephone Company
2. Danielle Webb, Tribal Attorney/Tribal Prosecutor –
  - a) Carole LaPointe, Health Administrator - Michael Popp MJP Healthcare Consulting Agreement First Amendment
  - b) Natalie Mleko – Zeba Community Hall Rental Agreement
  - c) Bruce LaPointe, Director of Public Works – Homeland Builders of Michigan, LLC First Amendment
  - d) Richard Geroux – Jimaganish Wadokaged Business License Renewal
3. Jason Ayres, Real Estate Officer –
  - a) Resolution KB-033-2016 Bruce K. LaPointe Lease Modification
    - i. Special Request from Tenant
  - b) Resolution KB-034-2016 Todd W. Chosa Lease Modification
  - c) Resolution KB-038-2016 Joseph C. LaBeau, Sr. Residential/Recreational Lease Modifications
  - d) Resolution KB-039-2016 Estate of Robert R. Duschaine Residential Lease Modification
4. Sarah Maki, Assistant CEO –
  - a) Resolution KB-037-2016 Department of Health and Human Services Administration for Children and Families FY2017 CFS-101 Part I-II-III
  - b) Bruce LaPointe, Director of Public Works - Non-Motorized Trail Funding Request
5. Lori Sherman, Director of Natural Resources/Sam Spruce, Water Resources Technician –
  - a) YSI Meter Bids (3)
  - b) Todd Warner Scholarship
6. Andrew Chosa, MBA, CEO Aanikoosing, Inc. –
  - a) Narrative and Financial Update
  - b) Certificate of Good Standing Renewal
  - c) Ojibwa Express 2016 Property Tax
  - d) Tribal Business Code Registration of Trade Names
7. President Swartz – Tribal Member Donation Request for Basketball Tournament
8. Terri Denomie – Water Walk Donation Request

9. Larry Denomie III, CEO –
  - a) Policy for After-Hours On-Call Work
  - b) Weekly Update

L. Adjournment: