

KEWEENAW BAY INDIAN COMMUNITY

2022 TRIBAL COUNCIL

KIM KLOPSTEIN, President
SUSAN J. LAFERNIER, Vice President
TONI J. MINTON, Secretary
DON MESSER, Assistant Secretary
RANDALL R. HAATAJA, Treasurer

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

DOREEN G. BLAKER
ROBERT "R.D." CURTIS, JR.
EDDY EDWARDS
SUE ELLEN ELMBLAD
ELIZABETH "LIZ" JULIO
GARY F. LOONSFOOT, JR.
RODNEY LOONSFOOT

MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
NIIWIN AKEAA CENTER/COUNCIL CHAMBERS ROOM 112
111 BEARTOWN ROAD, BARAGA, MI 49908
THURSDAY – MARCH 24, 2022 – 9:00 A.M.

- A. Date: March 24, 2022
- B. Call to Order: President Klopstein called the meeting to order at 9:16 a.m.
- C. Invocation: Ojibwa Prayer by Liz Julio
- D. Roll Call: Present: Kim Klopstein, President
Susan J. LaFernier, Vice President
Toni J. Minton, Secretary
Don Messer, Assistant Secretary
Randall R. Haataja, Treasurer
Doreen G. Blaker
Robert R.D. Curtis, Jr.
Eddy Edwards (Via Zoom)
Suzie Elmblad
Liz Julio
Gary F. Loonsfoot, Jr. (Arrived 9:18 a.m.)
Rodney Loonsfoot

APPROVED

JUL 13 2022

KBIC PRESIDENT'S OFFICE

SIGNATURE: 

Gary F. Loonsfoot, Jr. was out of the room during the roll call-returned at 9:18 a.m.

E. Declaration of Quorum: President Klopstein declared a quorum present and proceeded with the order of business.

F. Approval of Agenda: March 24, 2022

Addition: New Business: 6. Randall R. Haataja, Treasurer – Donation Request-Community Member

Deletion: New Business: 7. Gary F. Loonsfoot, Jr., Cannabis Developer – Weekly Update

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY DON MESSER. ALL IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmlad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

G. For Your Information:

1. Thank You from the Marquette Area Schools Title VI Program 2% Funds
2. Thank You from Amanda Bloxton-Lippola for the Pandemic Economic Relief Funds who had to leave the Reservation

H. Approval of Meeting Minutes

1. April 7, 2020

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE APRIL 7, 2020 MEETING MINUTES. SUPPORTED BY DON MESSER. NINE IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 2 (Suzie Elmlad, Liz Julio), ABSENT – 0, MOTION CARRIED.

2. April 14, 2020

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE APRIL 14, 2020 MEETING MINUTES. SUPPORTED BY DON MESSER. NINE IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 2 (Suzie Elmlad, Liz Julio), ABSENT – 0, MOTION CARRIED.

I. Old Business:

1. 3rd Reading of Proposed Ordinance 2022-01 – Title 10 Hunting and Trapping Amendment

MOTION MADE BY DOREEN G. BLAKER TO RESCHEDULE THE 3RD READING OF THE PROPOSED ORDINANCE 2022-01 – TITLE 10 HUNTING AND TRAPPING AMENDMENT TO NEXT WEDNESDAY, MARCH 30, 2022, SO THAT AMENDMENTS MAY BE ADDED AND CONSIDERED. SUPPORTED BY SUSAN J. LAFERNIER. ALL IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmlad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

2. Eddy Edwards – Resolution KB-025-2022 - Negotiation of a Cooperative Management Agreement with U.S. Fish and Wildlife Service and the Department of Interior – Re: Huron Islands which are at risk as a result of continued vandalism and deferred maintenance.

MOTION MADE BY EDDY EDWARDS TO APPROVE RESOLUTION KB-025-2022 -- NEGOTIATIONS OF A COOPERATIVE MANAGEMENT AGREEMENT WITH THE U.S. FISH AND WILDLIFE SERVICE REGARDING THE HURON ISLANDS AS PRESENTED. SUPPORTED BY ROBERT R.D. CURTIS, JR. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Don Messer, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmlblad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 1 (Randall R. Haataja), ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

J. New Business:

1. Shannon DesRochers, NRD Great Lakes Resource Specialist – U.S. Department of Interior U.S. Geological Service Joint Funding Agreements (4) October 1, 2021-September 30, 2022

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE DEPARTMENT OF INTERIOR U.S. GEOLOGICAL SERVICE JOINT FUNDING AGREEMENTS FOR THE FALLS RIVER, SILVER RIVER, MIDDLE BRANCH ESCANABA RIVER, SALMON TROUT RIVER AND THE EAST BRANCH SALMON TROUT RIVER AS PRESENTED. SUPPORTED BY DON MESSER. ALL IN FAVOR (Susan J. LaFernier, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmlblad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

2. Joseph Schutte, Operations & Compliance Specialist – Tier II Services Agreement with Western Upper Peninsula Regional Development Commission for \$15,405.00 to compile a list of existing Community individuals and organizations into a feasibility study pertaining to the proposal to MEDC for a KBIC Shared Kitchen Facility

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE TIER II SERVICE AGREEMENT WITH WESTERN UPPER PENINSULA REGIONAL DEVELOPMENT COMMISSION AND KBIC AS PRESENTED. SUPPORTED BY SUZIE ELMLBLAD. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Suzie Elmlblad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 1 (Eddy Edwards), ABSENT – 0, MOTION CARRIED.

3. Evelyn Ravindran, NRD Director – Proposed Department Organizational Chart (elimination and addition of positions)

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE PROPOSED DEPARTMENT ORGANIZATIONAL CHART AS PRESENTED. SUPPORTED BY TONI J. MINTON. ALL IN FAVOR (Susan J. LaFernier, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmlblad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

4. Justin Woodruff, NRD Water Resources Specialist –
 - a. (2) Bids for the State of the Reservation Waters Report

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE BID FROM WHITEWATER ASSOCIATES, INC. FOR \$35,000.00 AS PRESENTED. CO-SUPPORTED BY TONI J. MINTON AND LIZ JULIO. ALL IN FAVOR (Susan J. LaFerner, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmlad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

- b. FYI Memo - KBIC Draft Water Quality Standards Update- On March 18, 2022, a current draft of the Water Quality Standards was submitted to the EPA for technical review which will then be presented to the Tribal Council for adoption consideration and then a public hearing.
- c. Resolution KB-021-2022 – Clean Water Act 401 Certification for the 2022 proposed reissuance of the Regional General Permit for Minor Work, Structures and Discharges of Dredged and Fill Material within the L'Anse Indian Reservation

MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-021-2022 401 CERTIFICATION FOR 2022 REGIONAL GENERAL PERMIT FOR MINOR WORK, STRUCTURES AND DISCHARGES OF DREDGED AND FILL MATERIAL IN MICHIGAN AS PRESENTED. SUPPORTED BY SUZIE ELMLAD. ALL IN FAVOR (Susan J. LaFerner, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmlad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

- 5. Dylan Friisvall, NRD Water Resources Technician – (2) Bids for YSI EXOs Sonde for Water Monitoring Equipment

MOTION MADE BY GARY F. LOONSFOOT, JR. TO APPROVE THE BID FOR FONDRIEST ENVIRONMENTAL PRODUCTS FOR \$15,619.87 AS PRESENTED. CO-SUPPORTED BY RODNEY LOONSFOOT AND LIZ JULIO. ALL IN FAVOR (Susan J. LaFerner, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmlad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

- 6. Randall R. Haataja, Treasurer – Donations for Community Members-Jackson D. Tikkanen age 13 who attended the Baraga Area Schools passed away on March 19, 2022

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE \$1,000.00 FOR JACKSON TIKKANEN'S FAMILY. SUPPORTED BY RANDALL R. HAATAJA. ALL IN FAVOR (Susan J. LaFerner, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmlad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

Eric Dufek Benefit - A basket will be made from the Ojibwa Casino for the raffle benefit on April 9, 2022.

7. Larry Denomie, III, Ojibwa Casinos General Manager –

- a. Ojibwa Campground (Pow-Wow and Sand Point) and Marina Camping & Mooring Rates for the 2022 Season opening on April 30, 2022 (same rates as last year)

MOTION MADE BY TONI J. MINTON TO APPROVE THE CAMPING AND MOORING RATES FOR 2022 SEASON AS PRESENTED. SUPPORTED BY DOREEN G. BLAKER. TEN IN FAVOR (Susan J. LaFerner, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 1 (Suzie Elmlad), ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

- b. Weekly Update: iGaming, COVID-19, Financial Update, Projects, Employee Reports

8. Brigitte LaPointe-Dunham, CEO – Weekly Update: COVID-19, Department Updates, Employee Reports

MOTION MADE BY DON MESSER TO GO INTO CLOSED SESSION AT 10:43 A.M. SUPPORTED BY RANDALL R. HAATAJA. ALL IN FAVOR (Susan J. LaFerner, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmlad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

Break: 10:43 a.m. – 10:56 a.m.

K. Closed Session:

1. Gary F. Loonsfoot, Jr., Cannabis Developer – Quadrant Consulting was not available-rescheduled for tomorrow if they are available
2. Kevin Carlisle, Tribal Attorney –
 - a. Resolution KB-023-2022 PL 93-638 Contract Attorney Fee Funds
 - b. Contract Application Form for Bureau Authorized Programs Pursuant to PL 93-638 for Resolution KB-023-2022 \$25,000.00
 - c. Special Tribal Prosecuting Attorney Agreement – Glenn Sarka
 - d. Weekly Update
3. Don Messer, Ojibwa Casino Property Manager/Ed Janisse, Eagle Radio General Manager – Nepotism Waiver Request
4. Eddy Edwards – Baraga Area School Discussion
5. Doreen G. Blaker –
 - a. Housing – Waiver Request 002-2022
 - b. Vaccine Guidelines (was discussed with the Health Systems)

MOTION MADE BY DON MESSER TO GO INTO OPEN SESSION AT 12:11 P.M. SUPPORTED BY RANDALL R. HAATAJA. ALL IN FAVOR (Susan J. LaFerner, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmlad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE RESOLUTION KB-023-2022 PL 93-638 CONTRACT ATTORNEY FEE FUNDS AS PRESENTED. SUPPORTED BY ROBERT R.D. CURTIS, JR. ALL IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmblad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

MOTION MADE BY EDDY EDWARDS TO APPROVE THE NEPOTISM WAIVER REQUEST FOR EAGLE RADIO. SUPPORTED BY GARY F. LOONSFOOT, JR. ALL IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmblad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE SPECIAL TRIBAL PROSECUTING ATTORNEY AGREEMENT WITH GLENN SARKA AS PRESENTED. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Suzie Elmblad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 1 (Eddy Edwards), ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE HOUSING WAIVER REQUEST 002-2022 AS PRESENTED. SUPPORTED BY ROBERT R.D. CURTIS, JR. THREE IN FAVOR (Don Messer, Robert R.D. Curtis, Jr., Rodney Loonsfoot), OPPOSED – 6 (Susan J. LaFERNIER, Toni J. Minton, Randall R. Haataja, Eddy Edwards, Suzie Elmblad, Gary F. Loonsfoot, Jr.), ABSTAINING – 2 (Doreen G. Blaker, Liz Julio), ABSENT – 0, MOTION DEFEATED.

L. Adjournment:

MOTION MADE BY DON MESSER TO ADJOURN AT 12:15 P.M. SUPPORTED BY RANDALL R. HAATAJA. ALL IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Suzie Elmblad, Liz Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

Respectfully submitted,



Robin Roe

CEO/President's Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
NIIWIN AKEAA CENTER/COUNCIL CHAMBERS ROOM 112
111 BEARTOWN ROAD, BARAGA, MI 49908
THURSDAY – MARCH 24, 2022 – 9:00 A.M.

A. Date: March 24, 2022

B. Call to Order:

C. Invocation: Ojibwa Prayer by Liz Julio

D. Roll Call: ___ Kim Klopstein, President
 ___ Susan J. LaFernier, Vice President
 ___ Toni J. Minton, Secretary
 ___ Don Messer, Assistant Secretary
 ___ Randall R. Haataja, Treasurer
 ___ Doreen G. Blaker
 ___ Robert R.D. Curtis, Jr.
 ___ Eddy Edwards
 ___ Suzie Elmblad
 ___ Liz Julio
 ___ Gary F. Loonsfoot, Jr.
 ___ Rodney Loonsfoot

E. Declaration of Quorum:

F. Approval of Agenda: March 24, 2022

G. For Your Information:

1. Thank You from Marquette Area Schools Title VI Program
2. Thank You from Amanda Bloxton-Lippola

H. Approval of Meeting Minutes

1. April 7, 2020
2. April 14, 2020

I. Old Business:

1. 3rd Reading of the Proposed Ordinance 2022-01 – Amending Title 10 Hunting and Trapping
2. Eddy Edwards – Resolution KB-025-2022 - Negotiation of a Cooperative Management Agreement with US Fish and Wildlife – Re: Huron Islands

J. New Business:

1. Shannon DesRochers, NRD Great Lakes Resource Specialist - Department of Interior US Geological Service Contracts (4)
2. Joseph Schutte, Operations & Compliance Specialist – Tier II Services Agreement with Western Upper Peninsula Regionals Development Commission
3. Evelyn Ravindran, NRD Director – Proposed Department Organizational Chart
4. Justin Woodruff, NRD Water Resources Specialist –
 - a. Bids for State of the Reservation Waters Report
 - b. FYI Memo - KBIC Draft Water Quality Standards Update
 - c. Resolution KB-021-2022 - 401 Certification for 2022 Regional General Permit for Minor work, Structures and Discharges of Dredged and Fill Material in Michigan
5. Dylan Friisvall, NRD Water Resources Technician - Bids for YSI EXOs Sonde for Water Monitoring
6. Randall R. Haataja, Treasurer – Donation for Community Member
7. Gary Loonsfoot, Jr., Cannabis Developer - Weekly Update
8. Larry Denomie, III, Ojibwa Casinos General Manager –
 - a. Camping & Mooring Rates for 2022 Season
 - b. Weekly Update
9. Brigitte LaPointe-Dunham, CEO – Weekly Update

K. Closed Session:

1. Gary F. Loonsfoot, Jr., Cannabis Developer – Quadrant Consulting **(10:30 a.m. via Zoom)**
2. Kevin Carlisle, Tribal Attorney –
 - a. Resolution KB-023-2022 PL 93-638 Contract Attorney Fee Funds
 - b. Contract Application Form for Bureau Authorized Programs Pursuant to PL 93-638
 - c. Special Tribal Prosecuting Attorney Agreement – Glenn Sarka
 - d. Weekly Update
3. Don Messer, Ojibwa Casino Property Manager/Ed Janisse, Eagle Radio General Manager – Nepotism Waiver
4. Eddy Edwards – Baraga School Discussion
5. Doreen G. Blaker –
 - a. Housing – Waiver Request
 - b. Vaccine Guidelines

L. Adjournment: