

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
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DOREEN G. BLAKER
ROBERT "R.D." CURTIS, JR.
EDDY EDWARDS
SUE ELLEN ELMLAD
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
WEDNESDAY – JULY 20, 2022 – 9:00 A.M.

- A. Date: July 20, 2022
- B. Call to Order: President Klopstein called the meeting to order at 9:12 a.m.
- C. Invocation: Ojibwa Prayer by Elizabeth "Liz" Julio
- D. Roll Call: Present: Kim Klopstein, President
Susan J. LaFernier, Vice President
Toni J. Minton, Secretary (left at 11:51 a.m.)
Don Messer, Assistant Secretary
Randall R. Haataja, Treasurer
Doreen G. Blaker
Robert R.D. Curtis, Jr.
Eddy Edwards
Sue Ellen Elmlad
Elizabeth "Liz" Julio
Gary F. Loonsfoot, Jr.
Rodney Loonsfoot

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

F. Approval of Agenda: July 20, 2022

Additions: New Business: 7. Robert R.D. Curtis, Jr. –First Amendment to Professional Services Agreement with Baraga County Memorial Hospital
8. Kathy Mayo, Health Administrator – U.P. Health Care Solutions Service Agreement
9. Ed Janisse, Eagle Radio General Manager – Commissions for Part-Time Sales Executives/Internal Sales Specialists
Closed: 4.b. Gary F. Loonsfoot, Jr. – Mike Stanton from the University of Connecticut – 1:00 p.m.

APPROVED

OCT 08 2022

KBIC PRESIDENT'S OFFICE

SIGNATURE: RL

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE AGENDA WITH CHANGES. SUPPORTED BY DOREEN G. BLAKER. ALL IN FAVOR (Susan J. LaFernier, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Sue Ellen Elmlad, Elizabeth "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 "33rd Annual Parade of Nations" Committee – 2022 Sponsorship
2. IHS Comprehensive Sanitation Facilities Survey done on June 28, 2021 for the KBIC sanitation facility infrastructure

H. Approval of Meeting Minutes

1. March 25, 2022

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE MARCH 25, 2022 MEETING MINUTES. SUPPORTED BY ELIZBETH "LIZ" JULIO. ALL IN FAVOR (Susan J. LaFernier, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Sue Ellen Elmlad, Elizabeth "Liz" Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

2. March 30, 2022

MOTION MADE BY DON MESSER TO APPROVE THE MARCH 30, 2022 MEETING MINUTES. SUPPORTED BY SUE ELLEN ELMLAD. TEN IN FAVOR (Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Sue Ellen Elmlad, Elizabeth "Liz" Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 1 (Susan J. LaFernier), ABSENT – 0, MOTION CARRIED.

I. New Business:

1. Serene Gauthier, Environmental Response Program Specialist - Household Hazardous Waste Collection Bids – She recommended Veolia North America

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE BID AMOUNT OF \$20,000.00 WITH VEOLIA NORTH AMERICA 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, Sue Ellen Elmlad, Elizabeth "Liz" Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

2. Thomas Chosa, Jr., Fire & Emergency Management – Resolution KB-046-2022 St. Arnold (Trust Land) Hazardous Fuels Reduction (thin and burn) and Roads Improvement Project to be completed by March 2024

MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-046-2022 FUELS PROJECT AS PRESENTED. 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, Sue Ellen Elmlad, Elizabeth “Liz” Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

3. Dawn Marsh, Child Support Director –

- a. Tribal Consulting Services, LLC Service Agreement from July 1, 2022 through June 30, 2023 to provide support services to the KBIC IV-D Program-D Program (reporting requirements, revisions to the policies and procedures and training) up to \$9,750.00

Rodney Loonsfoot left the room: 9:27 a.m. – 9:28 a.m.

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE TRIBAL CONSULTING SERVICES, LLC SERVICE AGREEMENT AS PRESENTED. SUPPORTED BY ROBERT R.D. CURTIS, JR. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Sue Ellen Elmlad, Elizabeth “Liz” Julio, Gary F. Loonsfoot, Jr.), OPPOSED – 0, ABSTAINING – 0, ABSENT – 1 (Rodney Loonsfoot) MOTION CARRIED.

- b. GMJ Designs, LLC Service Agreement Option Year 3 regarding provision of administrative and technical support services (automated case management and financial system) for the implementation of the Model Tribal System (MTS) October 1, 2022-September 30, 2023

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE GMJ DESIGNS, LLC SERVICE AGREEMENT AS PRESENTED. CO-SUPPORTED BY ROBERT R.D. CURTIS AND 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, Sue Ellen Elmlad, Elizabeth “Liz” Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

4. Sue Ellen Elmlad, Elder Nutrition Director – Senior Survey Gift Card Request to provide needs assessment information “Identifying Our Needs: A Survey of Elders” for the Title VI grant period April 1, 2023-March 31, 2026. There are 98 questions and 133 surveys are needed.

MOTION MADE BY EDDY EDWARDS TO APPROVE A \$50.00 GIFT CARD TO ALL ELDERS WHO SUBMIT A SURVEY UP TO \$7,500.00 (150 SURVEYS). SUPPORTED BY DON MESSER. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Elizabeth “Liz” Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 1 (Sue Ellen Elmlad), ABSENT – 0, MOTION CARRIED.

The Resolution will be at next week’s meeting.

5. Gary Loonsfoot, Jr., Cannabis Developer - Weekly Updates: Crystal Falls, Marquette, Negaunee, “Mashkiki” On-Reservation Update
6. Brigitte LaPointe-Dunham, CEO –
 - a. Resolution KB-028-2022 KBIC American Rescue Plan Act Funds for Building Improvements (Ojibwa Senior Citizen’s Center, Tribal Center, Niiwin Akeaa Community Center)

MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-028-2022 FOR THE NEEDED RENOVATIONS OF OUR BUILDINGS AS PRESENTED. SUPPORTED BY DON MESSER. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Sue Ellen Elmlad, Elizabeth “Liz” Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 1 (Eddy Edwards), ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

- b. Amendment to Ron Whitman Construction Services Agreement Tier II – changes the end date to November 30, 2022 from 2021 for a retaining wall/sidewalk on the south side of the KBIC Health System building

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE AMENDMENT TO THE RON WHITMAN CONSTRUCTION SERVICES AGREEMENT TIER II AS PRESENTED. SUPPORTED BY DOREEN G. BLAKER. ALL IN FAVOR (Susan J. LaFernier, Toni J. Minton, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Sue Ellen Elmlad, Elizabeth “Liz” Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

- c. Weekly Update: Covid, Employee Reports, Department Updates, Hail damage to Government Vehicles, Powwow positions filled and the Government Employee Picnic on August 5th

Break: 10:15 a.m. – 10:25 a.m.

7. Robert R.D. Curtis, Jr. – First Amendment to Professional Services Agreement with Baraga County Memorial Hospital which appoints Todd Ingram, M.D. as the Medical Director for services at our Clinic, Health Center and Substance Abuse Programs

MOTION MADE BY EDDY EDWARDS TO APPROVE THE FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH BCMH AS PRESENTED. SUPPORTED BY SUSAN J. LAFERNIER. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, Randall R. Haataja, Doreen G. Blaker, Eddy Edwards, Sue Ellen Elmlad, Elizabeth "Liz" Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 2 (Don Messer, Robert R.D. Curtis, Jr.), ABSENT – 0, MOTION CARRIED.

8. Kathy Mayo, Health Administrator – Upper Peninsula Health Care Solutions, Inc. Service Agreement to address the needs of the aging population in our 5 Counties with other agencies in the MOU "Healthy Aging at Home Collaborative". KBIC will be paid \$5,000.00 for 2 years (ends January 31, 2024)

MOTION MADE BY EDDY EDWARDS TO APPROVE THE SERVICE AGREEMENT BETWEEN KBIC AND U.P. HEALTH CARE SOLUTIONS AS PRESENTED. 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, Sue Ellen Elmlad, Elizabeth "Liz" Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

9. Ed Janisse, Eagle Radio General Manager – Part-Time Sales Executives/Internal Sales Specialists proposal to pay commissions on collections (13% after \$7,200.00) in addition to their hourly wage.

MOTION MADE BY SUE ELLEN ELMBLAD TO APPROVE INTERNAL SALES SPECIALIST AS PRESENTED. SUPPORTED BY DOREEN G. BLAKER. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Sue Ellen Elmlad, Elizabeth "Liz" Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 1 (Don Messer), ABSENT – 0, MOTION CARRIED.

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO GO INTO CLOSED SESSION AT 10:36 A.M. 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, Sue Ellen Elmlad, Elizabeth "Liz" Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

J. Closed Session:

1. Kevin Carlisle, Tribal Attorney – Weekly Update
2. William Jondreau, Tribal Chief Judge – Personnel Issue

Lunch: 11:51 a.m. – 1:02 p.m. -Toni J. Minton left at 11:51 a.m.

3. Don Messer, Ojibwa Casinos General Manager – Personnel Issue

4. Gary F. Loonsfoot, Jr., Cannabis Developer –
 - a. Personnel Issue
 - b. Mike Stanton/Steve from the University of Connecticut regarding land grant university systems

MOTION MADE BY DON MESSER TO GO INTO OPEN SESSION AT 2:15 P.M. SUPPORTED BY DOREEN G. BLAKER. TEN IN FAVOR (Susan J. LaFerner, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Sue Ellen Elmlad, Elizabeth "Liz" Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 1 (Toni J. Minton) MOTION CARRIED.

MOTION MADE BY EDDY EDWARDS TO APPROVE THE ASSOCIATE JUDGE WAGE AT \$45.20/HOUR AND THE CHIEF JUDGE WAGE AT \$50.00/HOUR. CO-SUPPORTED BY ROBERT R.D. CURTIS, JR AND RODNEY LOONSFOOT. NINE IN FAVOR (Susan J. LaFerner, Don Messer, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Sue Ellen Elmlad, Elizabeth "Liz" Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 1 (Randall R. Haataja), ABSTAINING – 0, ABSENT – 1 (Toni J. Minton) MOTION CARRIED.

Randall R. Haataja stated his opposition: "We paid Michael Goree to come here and now we are re-negotiating wages again and we are going off in the dark and the wrong direction again."

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE C-STORE GENERAL MANAGER POSITION FROM A GRADE 14 TO A 17 BASED UPON THE GENERAL MANAGER'S RECOMMENDATION AND PERSONNEL. SUPPORTED BY GARY F. LOONSFOOT, JR.

MOTION MADE BY RODNEY LOONSFOOT TO TABLE THE C-STORE GENERAL MANAGER'S POSITION UNTIL THE RECLASSIFICATION POLICY IS WRITTEN FOR THE ENTERPRISE. SUPPORTED BY EDDY EDWARDS. FIVE IN FAVOR (Robert R.D. Curtis, Jr., Eddy Edwards, Sue Ellen Elmlad, Elizabeth "Liz" Julio, Rodney Loonsfoot), OPPOSED – 3 (Randall R. Haataja, Doreen G. Blaker, Gary F. Loonsfoot, Jr.), ABSTAINING – 2 (Susan J. LaFerner, Don Messer), ABSENT – 1 (Toni J. Minton) MOTION CARRIED.

MOTION MADE BY DOREEN G. BLAKER TO ENTER INTO A MOU WITH FROSTBITE TO PAY HALF OF THE CANNABIS DIRECTOR/MANAGER POSITION. SUPPORTED BY DON MESSER.

Doreen G. Blaker withdrew her motion. Gary will bring clarification of this position next week.

K. Adjournment:

MOTION MADE BY DON MESSER TO GO ADJOURN AT 2:26 P.M. SUPPORTED BY EDDY EDWARDS. TEN IN FAVOR (Susan J. LaFerner, Don Messer, Randall R. Haataja, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Sue Ellen Elmlad, Elizabeth "Liz" Julio, Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED – 0, ABSTAINING – 0, ABSENT – 1 (Toni J. Minton) 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
WEDNESDAY – JULY 20, 2022 – 9:00 A.M.

A. Date: July 20, 2022

B. Call to Order:

C. Invocation: Ojibwa Prayer by Elizabeth “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
- Sue Ellen Elmblad
- Elizabeth “Liz” Julio
- Gary F. Loonsfoot, Jr.
- Rodney Loonsfoot

E. Declaration of Quorum:

F. Approval of Agenda: July 20, 2022

G. For Your Information:

1. Thank You from Parade of Nations
2. IHS Comprehensive Sanitation Facilities Survey

H. Approval of Meeting Minutes

1. March 25, 2022
2. March 30, 2022

I. New Business:

1. Serene Gauthier, Environmental Response Program Specialist - Household Hazardous Waste Event
2. Thomas Chosa, Jr., Fire & Emergency Management – Resolution KB-046-2022 Fuels Project

3. Dawn Marsh, Child Support Director –
 - a. GMJ Design MTS Services FY23 Contract
 - b. Tribal Consulting Services Contract
4. Sue Ellen Elmlad, Elder Nutrition Director – Senior Survey Gift Card Request
5. Gary Loonsfoot, Jr., Cannabis Developer - Weekly Update
6. Brigitte LaPointe-Dunham, CEO –
 - a. Resolution KB-028-2022 Re: Building Improvements
 - b. Amendment to Ron Whitman Construction Service Agreement
 - c. Weekly Update

J. Closed Session:

1. Kevin Carlisle, Tribal Attorney – Weekly Update
2. William Jondreau, Tribal Chief Judge – Personnel Issue
3. Don Messer, Ojibwa Casinos General Manager – Personnel Issue
4. Gary F. Loonsfoot, Jr., Cannabis Developer – Personnel Issue

K. Adjournment: