

# KEWEENAW BAY INDIAN COMMUNITY

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

ROBERT "R.D." CURTIS, JR.  
FRED DAKOTA  
RANDALL R. HAATAJA  
MICHAEL F. LAFERNIER, SR.  
GARY F. LOONSFOOT, JR.  
RODNEY LOONSFOOT  
ELIZABETH D. MAYO

## 2018 TRIBAL COUNCIL

WARREN C. SWARTZ, JR., President  
JENNIFER MISEGAN, Vice President  
SUSAN J. LAFERNIER, Secretary  
TONI J. MINTON, Assistant Secretary  
DOREEN G. BLAKER, Treasurer

**MINUTES**  
**KEWEENAW BAY INDIAN COMMUNITY**  
**SPECIAL COUNCIL MEETING**  
**BIG BUCKS BINGO HALL**  
**THURSDAY – JANUARY 25, 2018 – 9:00 A.M.**

**APPROVED**

MAR 08 2018

KBIC PRESIDENT'S OFFICE

SIGNATURE: pl

- A. Date: January 25, 2018
- B. Call to Order: President Swartz called the meeting to order at 9:13 a.m.
- C. Invocation: Lord's Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President (left 2:18 – 3:02 p.m.)  
Jennifer Misegan, Vice President  
Susan J. LaFernier, Secretary  
Toni J. Minton, Assistant Secretary  
Doreen G. Blaker, Treasurer  
Robert R.D. Curtis, Jr. (left at 2:26 p.m.)  
Fred Dakota (left at 10:56 a.m.)  
Randall R. Haataja  
Michael F. LaFernier, Sr.  
Gary F. Loonsfoot, Jr.  
Rodney Loonsfoot (left at 2:26 p.m.)  
Elizabeth D. Mayo
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: January 25, 2018
- |            |               |   |
|------------|---------------|---|
| Deletion:  | New Business- | 1. Bobby Escobar, Assistant Tribal Attorney/Lori Sherman, Natural Resources Director – c) i. Karena Schmidt, Ecologist – Tier III Services Agreement with Mary Hindelang, Ph.D., Ecology and Education Consultant |
| Additions: | Old Business- | 3. Honoring the Council and Group Photo at the Mid-Winter Powwow  |
|            | New Business- | 4. Larry Denomie III, CEO – d) Senior Tax Preparations<br>5. Michael LaFernier, Sr. – Solid Waste Facility Garbage Truck  |

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY TONI J. MINTON. ALL 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, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

G. Old Business:

1. Larry Denomie III, CEO - Administrative Office Organizational Structure [Discussion]  
If approved, one new position would be posted.

Effective job performance evaluations need to be performed by the Supervisors on their employees.

Larry and Jennifer Misegan stated there is a Team working on a new evaluation tool that may be ready in 30-60 days after the H/R Director is hired at the Enterprises and will be incorporated into the orientation process which has been established from the Service Culture Training. (The Team consists of Don Wren, Stacy Blamer, Vicky LaPorte, and Barb Mayo)

2. Doreen Blaker, Housing Director – KBIC Housing Department Lease to Own Policy (Final)

**MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE KBIC HOUSING DEPARTMENT HOME OWNERSHIP PROGRAM LEASE TO OWN POLICY. SUPPORTED BY TONI J. MINTON. TEN 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, Jr., Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Rodney Loonsfoot), ABSENT - 0, MOTION CARRIED.**

3. Honoring the Council and Group Photo at the Mid-Winter Powwow on January 27, 2018

H. New Business:

1. Bobby Escobar, Assistant Tribal Attorney –
  - a) MJP Healthcare Consulting Tier III Services Agreement for I.T. Services at DHHS (Michael J. Popp) to provide Information Technology (IT) Services by way of, but not limited to, Electronic Medical Records (EMR) Management, Project Management, and HIPAA Support and Consulting services. July 1, 2017 – June 30, 2018 \$90/hr and \$45/hr travel time

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE TIER III SERVICES AGREEMENT WITH MJP HEALTHCARE CONSULTING AND TO RE-NEGOTIATE THE AGREEMENT AT THE NEXT TERM IN JUNE. SUPPORTED BY DOREEN G. BLAKER. 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., Elizabeth D. Mayo), ONE OPPOSED (Gary F. Loonsfoot, Jr.), ONE ABSTAINING (Rodney Loonsfoot), ABSENT - 0, MOTION CARRIED.**

- b) James Orr, Marketing Director – (2) Trademark/Service Mark Application, Principal Register TEAS Plus Applications for the (new) Ojibwa Casinos Logo (Design by Red Circle)

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE TRADEMARK SERVICE MARK APPLICATIONS FOR THE OJIBWA CASINOS LOGO. SUPPORTED BY RODNEY LOONSFOOT. ALL 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, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

- c) Lori Sherman, Natural Resources Director –

- i. Karena Schmidt, Ecologist - Terrestrial Invasive Species Management Plan Development Bid Review (1) from Mary Hindelang, Ph.D., Ecology and Education Consultant \$17,000.00

**MOTION MADE BY TONI J. MINTON TO APPROVE THE BID FROM MARY HINDELANG TO DEVELOP A TERRESTRIAL INVASIVE SPECIES MANAGEMENT PLAN. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL 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, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

- ii. Gene Mensch, Fisheries and Wildlife Biologist - Henley Boat Manufacturing, Ontario, Canada Amendment to Tier IV Services Agreement (additional \$8,333.50 to add insulation and a heater)

**MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE AMENDED TIER IV SERVICES AGREEMENT WITH HENLEY BOAT MANUFACTURING AS PRESENTED. CO-SUPPORTED BY ROBERT R.D. CURTIS, JR. AND RANDALL R. HAATAJA. ALL 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, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

- iii. Dave Whitman Construction Amendment to Tier III Service Agreement to extend the agreement date from December 30, 2017 to June 30, 2018 for the slab and roof over the outdoor fish tanks at the Hatchery

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE EXTENDING THE DEADLINE DATE OF THE SERVICES AGREEMENT WITH DAVE WHITMAN TO JUNE. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL 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, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

2. Lori Sherman, Natural Resources Director – Hatchery Fish Stocking Vehicle Bids (3) for a 2018 3500 Series Truck with flat bed

Elizabeth Mayo and Gary Loonsfoot, Jr. would like to see a bid submitted from Wisconsin.

**MOTION MADE BY RANDALL R. HAATAJA TO APPROVE THE BID FROM KEWEENAW CHEVROLET IN THE AMOUNT OF \$38,117.00. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN 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.), FOUR OPPOSED (Fred Dakota, Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

3. President Swartz – Schedule Gaming Commissioner Interview (1) applicant

The interview was scheduled for February 8th at 1:00 p.m.

4. Larry Denomie III, CEO –

- a) James Orr, Marketing Director – Approval for Ojibwa Casinos Snowmobile Purchases (2) for the January 2018 Promotion

Two 2018 Skidoo Renegade E-Tech 600's were purchased from Timberline Sports, in Bergland, MI on December 12, 2017 for \$20,500.00.

Jim stated in a memo that he received a bid from Marquette Power Sports for \$10,600.00 per sled and Pat's Motorsports in Greenland, MI did not have the make and model he wanted. Time was an issue along with being short-staffed and preparing for a bank presentation, all contributed to an error in the purchasing process.

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE BID FROM TIMBERLINE SPORTS FOR THE PURCHASE OF TWO SNOWMOBILES FOR BOTH THE BARAGA AND MARQUETTE PROPERTIES IN THE AMOUNT OF \$10,250.00 EACH. SUPPORTED BY RODNEY LOONSFOOT. NINE IN FAVOR (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), TWO OPPOSED (Susan J. LaFernier, Gary F. Loonsfoot, Jr.), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

- b) Review of the Fire Program Director of Wildfire and Emergency Management Position

**Break: 10:56 – 11:10 a.m. (Fred Dakota left)**



**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE DIRECTOR OF FIRE AND EMERGENCY MANAGEMENT JOB DESCRIPTION WITH THE CHANGES AND TO BRING BACK A CLEAN COPY TO THE COUNCIL. SUPPORTED BY GARY F. LOONSFOOT, JR. SEVEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), TWO OPPOSED (Jennifer Misegan, Doreen G. Blaker), ONE ABSTAINING (Rodney Loonsfoot), ONE ABSENT (Fred Dakota), MOTION CARRIED.**

Jennifer Misegan stated her opposition: She believes the direction of the program should have been clearly identified and a clean copy provided before the job description was approved.

c) Weekly Update

The Selection Committee held an interview for the Health Administrator position yesterday and decided to wait for more information on another applicant from the recruiting agency.

Work continues on the Closure Policy and Larry hopes to have it available next week.

The Elderly Nutrition Director position was offered to Diane McMahon and she has accepted and has given her two-week notice at her former place of employment.

d) Senior Tax Return Preparations

H&R Block will give a 25% discount.

**MOTION MADE BY RODNEY LOONSFOOT TO APPROVE \$100.00 PER TAX RETURN FOR OUR SENIORS AND TO INCLUDE ALL LICENSED TAX PREPARERS.**

The motion died for lack of support.

Jennifer Misegan stated the KBOHCDC should not be included because they owe the Tribe hundreds of thousands of dollars.

**MOTION MADE BY JENNIFER MISEGAN TO REIMBURSE SENIORS \$100.00 FOR THEIR TAX RETURNS AND ALLOW THEM TO UTILIZE ALL LICENSED TAX PREPARERS EXCLUDING KBOHCDC. 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, Jr., Elizabeth D. Mayo), ONE OPPOSED (Rodney Loonsfoot), ONE ABSTAINING (Robert R.D. Curtis, Jr.), ONE ABSENT (Fred Dakota), MOTION CARRIED.**

5. Michael LaFernier, Sr. – Solid Waste Facility Garbage Truck

Mike was concerned if the facility needs more help and in need of another truck. The department has access to the pool of on-call workers, which they are utilizing.

I. Closed Session:

1. Jennifer Misegan, Vice President – Ojibwa Casino Weekly Cash Update
2. Larry Denomie III, CEO – Radio Station Proposal
3. Danielle Webb, Tribal Attorney – Update

**MOTION MADE BY JENNIFER MISEGAN TO GO INTO CLOSED SESSION AT 12:17 P.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., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Fred Dakota), MOTION CARRIED.**

**Lunch: 12:18 - 1:06 p.m.**

**Randall Haataja returned from lunch at 1:16 p.m.**

**President Swartz left at 2:18 p.m.**

Vice President Misegan is chairing.

**Robert R.D. Curtis, Jr. and Rodney Loonsfoot left the room 2:26 p.m. (per Tribal Attorney's request)**

**MOTION MADE BY DOREEN G. BLAKER TO GO INTO OPEN SESSION AT 3:00 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Fred Dakota, Robert R.D. Curtis, Jr., Rodney Loonsfoot), MOTION CARRIED.**

Administrative Office Organizational Structure

**MOTION MADE BY GARY F. LOONSFOOT, JR. TO TABLE THE ADMINISTRATIVE OFFICE ORGANIZATIONAL STRUCTURE UNTIL AFTER THE FINANCIAL MEETING WITH THE CASINO. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Fred Dakota, Robert R.D. Curtis, Jr., Rodney Loonsfoot), MOTION CARRIED.**

**President Swartz returned at 3:02 p.m.**

J. Adjournment:

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO ADJOURN AT 3:03 P.M. SUPPORTED BY GARY F. LOONSFOOT, JR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Fred Dakota, Robert R.D. Curtis, Jr., Rodney Loonsfoot), MOTION CARRIED.**

Respectfully submitted,



Peggy Loonsfoot  
Administrative Specialist

**AGENDA**  
**KEWEENAW BAY INDIAN COMMUNITY**  
**SPECIAL COUNCIL MEETING**  
**BIG BUCKS BINGO HALL**  
**THURSDAY – JANUARY 25, 2018 – 9:00 A.M.**

A. Date: January 25, 2018

B. Call to Order:

C. Invocation: Lord's Prayer

D. Roll Call:

- \_\_\_ 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
- \_\_\_ Michael F. LaFernier, Sr.
- \_\_\_ Gary F. Loonsfoot, Jr.
- \_\_\_ Rodney Loonsfoot
- \_\_\_ Elizabeth D. Mayo

E. Declaration of Quorum:

F. Approval of Agenda: January 25, 2018

G. Old Business:

1. Larry Denomie III, CEO - Administrative Office Organizational Structure
2. Doreen Blaker, Housing Director – KBIC Housing Department Lease to Own Policy (Final)

H. New Business:

1. Bobby Escobar, Assistant Tribal Attorney –
  - a) MJP Healthcare Consulting Tier III Services Agreement for I.T. Services at DHHS
  - b) James Orr, Marketing Director – Trademark/Service Mark Application, Principal Register TEAS Plus Application for the Ojibwa Casino Logo
  - c) Lori Sherman, Natural Resources Director -
    - i. Karena Schmidt, Ecologist - Terrestrial Invasive Species Management Plan Development Bid Review and Tier III Services Agreement with Mary Hindelang, Ph.D., Ecology and Education Consultant
    - ii. Gene Mensch, Fisheries and Wildlife Biologist - Henley Boat Manufacturing, Ontario, Canada Tier IV Services Agreement Amendment



- iii. Dave Whitman Construction Tier III Services Agreement Amendment
2. Lori Sherman, Natural Resources Director – Hatchery Vehicle Bids (3)
3. President Swartz – Schedule Gaming Commissioner Interview (1)
4. Larry Denomie III, CEO –
  - a) James Orr, Marketing Director – Ojibwa Casinos Snowmobile Purchases
  - b) Review of the Fire Program Director of Wildfire and Emergency Management Position
  - c) Weekly Update

I. Closed Session:

1. Jennifer Misegan, Vice President – Ojibwa Casino Weekly Cash Update
2. Larry Denomie III, CEO – Radio Station Proposal
3. Danielle Webb, Tribal Attorney – Update

J. Adjournment: