

KEWEENAW BAY INDIAN COMMUNITY

**Keweenaw Bay Tribal Center
16429 Beartown Road
Baraga, Michigan 49908
Phone (906) 353-6623
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2019 TRIBAL COUNCIL

WARREN C. SWARTZ, JR., President
GARY F. LOONSFOT, JR., Vice President
SUSAN J. LAFERNIER, Secretary
TONI J. MINTON, Assistant Secretary
DOREEN G. BLAKER, Treasurer

ROBERT "R.D." CURTIS, JR.
DALE F. GOODREAU
RANDALL R. HAATAJA
KIM KLOPSTEIN
MICHAEL F. LAFERNIER, SR.
RODNEY LOONSFOT
ELIZABETH D. MAYO

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
BIG BUCKS BINGO HALL
THURSDAY – JANUARY 10, 2019 – 9:00 A.M.**

APPROVED

FEB 28 2019

KBIC PRESIDENT'S OFFICE
SIGNATURE: *pl*

- A. Date: January 10, 2019
- B. Call to Order: Vice President Loonsfoot called the meeting to order at 9:12 a.m.
- C. Invocation: Prayer by Gary Loonsfoot, Jr., Vice President
- D. Roll Call: Present: Gary F. Loonsfoot, Jr., Vice President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary
Doreen G. Blaker, Treasurer
Robert R.D. Curtis, Jr. (arrived at 9:20 a.m., left 2:12 – 2:40 p.m.)
Dale F. Goodreau
Randall R. Haataja
Kim Klopstein
Michael F. LaFernier, Sr.
Rodney Loonsfoot (left at 2:12 – 2:40 p.m.)
Elizabeth D. Mayo
- Absent: Warren C. Swartz, Jr., President
- E. Declaration of Quorum: Vice President Loonsfoot declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: January 10, 2019
- Deletion: New Business- 5. Gary Loonsfoot, Jr., Vice President – Abolishment of Vice President Part-Time Employment Status

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE AGENDA WITH THE DELETION. SUPPORTED BY DOREEN G. BLAKER. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Robert R.D. Curtis, Jr.), MOTION CARRIED.

G. Larry Denomie III, Ojibwa Casinos General Manager - Weekly Update - available for your review
Employee Report – December 2018

Robert R.D. Curtis, Jr. arrived at 9:20 a.m.

H. Sarah Smith, CEO – Weekly Update – Verbal Report

New pocket-size tribal constitutions are available in the Enrollment Office which include the new amendments. Sarah handed one to each Council Member.

Sarah met with the college to discuss education goals and collaboration and she also met with Personnel to discuss tiers for job descriptions with wage increases when certain goals are met.

Soumit Pendharkar is working on an RFP for a feasibility study to I.H.S. to relocate the DHHS Systems. He would like to rent the employee breakroom to U.P. Health and is willing to let employees use his office for a breakroom and move his office elsewhere. He would like to offer services to employees now that we have more providers.

Sarah would like the Council to discuss their goals. Chuck Miller brought her the latest copy (and DVD) of the Comprehensive Strategic Plan which can be added to an agenda in February.

Sarah stated that she and the Personnel Office looked at reclassifications that are past the time limit of 60 days and according to policy they will be paid retro. She will bring them to the Council.

Friday mornings at 8:30 a.m. meetings are held at New Day regarding the halfway house and the Council is invited to attend.

I. Department Head Reports/November 2018

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE NOVEMBER 2018 DEPARTMENT HEAD REPORTS. SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Kim Klopstein), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

J. Approval of Meeting Minutes:

1. October 1, 2018

MOTION MADE BY TONI J. MINTON TO APPROVE THE OCTOBER 1, 2018 MEETING MINUTES. SUPPORTED BY DOREEN G. BLAKER. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Kim Klopstein), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

2. October 5, 2018

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE OCTOBER 5, 2018 MEETING MINUTES. SUPPORTED BY ELIZABETH D. MAYO. EIGHT IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, TWO ABSTAINING (Toni J. Minton, Kim Klopstein), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

3. October 6, 2018

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE OCTOBER 6, 2018 MEETING MINUTES. SUPPORTED BY ROBERT R.D. CURTIS, JR. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Kim Klopstein), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

4. October 8, 2018

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE OCTOBER 8, 2018 MEETING MINUTES. SUPPORTED BY DOREEN G. BLAKER. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Kim Klopstein), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

5. October 10, 2018

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE OCTOBER 10, 2018 MEETING MINUTES. SUPPORTED BY DOREEN G. BLAKER. EIGHT IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, TWO ABSTAINING (Toni J. Minton, Kim Klopstein), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

Break: 10:08 – 10:24 a.m.

K. Old Business:

1. Rachel McDonald, Forester - KBIC Forest Stewardship Plan (8 Chapters)

No public comments were received during the 30 day period for submission however Rachel did receive comments from her colleagues and Tribal Council members and she has incorporated them into the plan. She will send the Council an electronic copy of the final document.

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE KBIC FOREST STEWARDSHIP PLAN 2018-2028. SUPPORTED BY RODNEY LOONSFOOT. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

2. Rodney Loonsfoot – Draft KBIC Tribal Employee Representative Policy – Discussion and at the next work session

L. New Business:

1. William W. Jondreau, Sr., Chief Judge – (Bids) - Brandon T. Rickard, Attorney KBIC Tribal Court Public Defender Services Agreement - term ending December 31, 2021

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE TRIBAL COURT PUBLIC DEFENDER SERVICES AGREEMENT WITH ATTORNEY BRANDON RICKARD. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

2. Paul Mooney, Assistant Tribal Attorney –

- a) Jeanne Hirzel, Substance Abuse Programs Director – Northcare Network Provider Agreement Renewal FY2019 for Substance Use Disorder Services

Amendment concerning Records Retention updated to 10 years from 7 years

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE NORTHCARE NETWORK PROVIDER AGREEMENT RENEWAL FY2019 AND AMENDMENT CONCERNING RECORDS RENTENTION. SUPPORTED BY KIM KLOPSTEIN. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Robert R.D. Curtis, Jr.), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

- b) Larry Denomie III, Ojibwa Casinos General Manager – [move to Closed Session]
 - i. John R. Gervais Third Amendment to Casino Restaurant Space Lease
 - ii. Krajnak Construction Tier II Services Agreement for Lucky 7's Renovation
- c) Evelyn Ravindran, Natural Resources Director – Michigan Wild Rice Initiative Draft Charter for the protection and restoration of wild rice and wild rice culture. The Wild Rice Team will consist of 12 members (1) from each federally recognized Tribe in Michigan, 12 State agency members and 5 Federal and Inter-Tribal Agencies.

MOTION MADE BY ELIZABETH D. MAYO TO MOVE FORWARD WITH THE WILD RICE INITIATIVE. SUPPORTED BY DOREEN G. BLAKER. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

3. Evelyn Ravindran, Natural Resources Director/Lyndon Ekdahl, NRD Systems Facility Coordinator – Kleiman’s Pump and Well Drilling, Inc. Sole Source Bid for Chemical Rehabilitation of Well #3 at the Hatchery in the amount of \$17,462.00

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE SOLE SOURCE BID FROM KLEIMAN’S PUMP AND WELL DRILLING, INC. SUPPORTED BY SUSAN J. LAFERNIER. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

4. Carole LaPointe, OVW Team Lead – Name Change (from KBIC Office of Violence Against Women (OVW) Programs and Services) as suggested by the granting agency to KBIC (Niimigimiwang) Transitional Home Programs and Services

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE NAME CHANGE OF THE OVW TO KBIC TRANSITIONAL HOME PROGRAMS AND SERVICES. SUPPORTED BY KIM KLOPSTEIN. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

M. Closed Session:

1. Danielle Webb, Tribal Attorney –
 - a) Soumit Pendharkar, Health Administrator – Sharon Stoll, M.D. Physician’s Employment Agreement
 - b) Update
2. Larry Denomie III, Ojibwa Casinos General Manager –
 - a) John R. Gervais Third Amendment to Casino Restaurant Space Lease
 - b) Krajnak Construction Tier II Services Agreement for Lucky 7’s Renovation

MOTION MADE BY ELIZABETH D. MAYO TO GO INTO CLOSED SESSION AT 11:23 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Doreen G. Blaker), MOTION CARRIED.

(Doreen Blaker is out of the room)

Break: 11:24 – 11:35 a.m.

Lunch: 12:30 – 1:06 p.m.

Rodney Loonsfoot returned from lunch at 1:13 p.m.

Rodney Loonsfoot and Robert R.D. Curtis, Jr. left per Attorney request at 2:12 – 2:40 p.m.

MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 2:40 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Doreen G. Blaker), MOTION CARRIED.

Sharon Stoll, M.D. Physician's Employment Agreement

January 28, 2019 – January 27, 2021 (24) hours/week

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE PHYSICIAN'S EMPLOYMENT AGREEMENT WITH SHARON STOLL, M.D. SUPPORTED BY KIM KLOPSTEIN. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

John R. Gervais Third Amendment to Casino Restaurant Space Lease (Lucky 7's)

January 1, 2019 – December 31, 2021

MOTION MADE BY TONI J. MINTON TO APPROVE THE THIRD AMENDMENT TO THE CASINO RESTAURANT SPACE LEASE AGREEMENT WITH JOHN R. GERVAIS. SUPPORTED BY KIM KLOPSTEIN. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), ONE OPPOSED (Rodney Loonsfoot), ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

Krajnak Construction Tier II Services Agreement for Lucky 7's Renovation not to exceed \$23,100.00

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE KRAJNAK TIER II SERVICES AGREEMENT FOR CONSTRUCTION SERVICES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), ONE OPPOSED (Rodney Loonsfoot), ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

N. Adjournment:

MOTION MADE BY KIM KLOPSTEIN TO ADJOURN AT 2:44 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Susan J. LaFerner, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFerner, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

Respectfully submitted,



Peggy Loonsfoot
Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
BIG BUCKS BINGO HALL
THURSDAY – JANUARY 10, 2019 – 9:00 A.M.

- A. Date: January 10, 2019
- B. Call to Order:
- C. Invocation:
- D. Roll Call:
- ___ Warren C. Swartz, Jr., President
 - ___ Gary F. Loonsfoot, Jr., Vice President
 - ___ Susan J. LaFernier, Secretary
 - ___ Toni J. Minton, Assistant Secretary
 - ___ Doreen G. Blaker, Treasurer
 - ___ Robert R.D. Curtis, Jr.
 - ___ Dale F. Goodreau
 - ___ Randall R. Haataja
 - ___ Kim Klopstein
 - ___ Michael F. LaFernier, Sr.
 - ___ Rodney Loonsfoot
 - ___ Elizabeth D. Mayo
- E. Declaration of Quorum:
- F. Approval of Agenda: January 10, 2019
- G. Larry Denomie III, Ojibwa Casinos General Manager - Weekly Update
- H. Sarah Smith, CEO – Weekly Update
- I. Department Head Reports/November 2018
- J. Approval of Meeting Minutes:
- 1. October 1, 2018
 - 2. October 5, 2018
 - 3. October 6, 2018
 - 4. October 8, 2018
 - 5. October 10, 2018
- K. Old Business:
- 1. Rachel McDonald, Forester - KBIC Forest Stewardship Plan

2. Rodney Loonsfoot - Employee Representative Policy

L. New Business:

1. William W. Jondreau, Sr., Chief Judge – Brandon T. Rickard, Attorney KBIC Tribal Court Public Defender Services Agreement
2. Paul Mooney, Assistant Tribal Attorney -
 - a) Jeanne Hirzel, Substance Abuse Programs Director – Northcare Network Provider Agreement Renewal FY2019 for Substance Abuse Treatment Services/Amendment concerning Records Retention/2016-2018 Network Provider Agreement
 - b) Larry Denomie III, Ojibwa Casinos General Manager –
 - i. John R. Gervais Third Amendment to Casino Restaurant Space Lease
 - ii. Krajnak Construction Tier II Services Agreement for Lucky 7's Renovation
 - c) Evelyn Ravindran, Natural Resources Director – Michigan Wild Rice Initiative Draft Charter
3. Evelyn Ravindran, Natural Resources Director/Lyndon Ekdahl, NRD Systems Facility Coordinator – Kleiman's Pump and Well Drilling, Inc. Sole Source Bid for Chemical Rehabilitation of Well #3 at the Hatchery
4. Carole LaPointe, OVW Team Lead – Name Change to KBIC Transitional Home (from KBIC OVW Programs and Services)
5. Vice President Loonsfoot – Abolishment of Vice President Part-Time Employment Status

M. Closed Session:

1. Danielle Webb, Tribal Attorney –
 - a) Soumit Pendharkar, Health Administrator – Sharon Stoll, M.D. Physician's Employment Agreement
 - b) Update

N. Adjournment: