

KEWEENAW BAY INDIAN COMMUNITY

2019 TRIBAL COUNCIL

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

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

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

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
BIG BUCKS BINGO HALL
THURSDAY – FEBRUARY 28, 2019 – 9:00 A.M.**

APPROVED

MAR 22 2019

- A. Date: February 28, 2019
- B. Call to Order: President Swartz called the meeting to order at 9:14 a.m.
- C. Invocation: Lord's Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President
Gary F. Loonsfoot, Jr., Vice President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary (arrived at 9:27 a.m., left at 11:54 a.m.)
Doreen G. Blaker, Treasurer
Robert R.D. Curtis, Jr.
Dale F. Goodreau
Kim Klopstein (left at 2:10 p.m.)
Michael F. LaFernier, Sr.
Rodney Loonsfoot (left at 11:54 a.m.)
Elizabeth D. Mayo
Absent: Randall R. Haataja
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: February 28, 2019
- Additions: New Business- 4. Gary Loonsfoot, Jr., Vice President – (Clinic) Substance Use Agreement Discussion
Closed Session- 4. Larry Denomie III, Ojibwa Casinos General Manager – Updates

KBIC PRESIDENT'S OFFICE

SIGNATURE: 

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

G. Closed Session:

1. Robert Odawi Porter, Odawi Law PLLC Attorney – KBIC Federal Issues Update PowerPoint
2. Danielle Webb, Tribal Attorney – Update
3. Doreen Blaker, KBIC Housing Department Director – Housing Waiver Request #003-19
4. Larry Denomie III, Ojibwa Casinos General Manager - Updates

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 9:20 A.M. SUPPORTED BY KIM KLOPSTEIN. NINE IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

Toni Minton arrived at 9:27 a.m.

Break: 11:16 – 11:30 a.m.

Lunch: 11:54 a.m. – 1:14 p.m. (Toni Minton and Rodney Loonsfoot left)

MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 2:09 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Randall R. Haataja, Rodney Loonsfoot), MOTION CARRIED.

Break: 2:10 – 2:19 p.m. (Kim Klopstein left)

Housing Waiver Request #003-19

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE HOUSING WAIVER REQUEST #003-19. SUPPORTED BY GARY F. LOONSFOOT, JR. SIX IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Robert R.D. Curtis, Jr., Dale F. Goodreau, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Doreen G. Blaker), FOUR ABSENT (Toni J. Minton, Randall R. Haataja, Kim Klopstein, Rodney Loonsfoot), MOTION CARRIED.

Independent Appeals Officer

MOTION MADE BY ELIZABETH D. MAYO TO TERMINATE SUSANNA PETERS CONTRACT FOR CAUSE. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Randall R. Haataja, Kim Klopstein, Rodney Loonsfoot), MOTION CARRIED.

H. Larry Denomie III, Ojibwa Casinos General Manager/Weekly Update – available for your review

Ojibwa Casino I&II Employees approved for time and a half for Closure on Sunday, February 24, 2019

MOTION MADE BY ELIZABETH D. MAYO TO PAY ESSENTIAL CASINO EMPLOYEES TIME AND A HALF WHETHER EXEMPT OR NON-EXEMPT FOR THE CLOSURE ON SUNDAY FEBRUARY 24, 2019 FROM 12:00 A.M. TO 11:59 P.M. SUPPORTED BY DOREEN G. BLAKER. SEVEN IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFerner, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Michael F. LaFerner, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Randall R. Haataja, Kim Klopstein, Rodney Loonsfoot), MOTION CARRIED.

I. Approval of Meeting Minutes:

1. January 5, 2019

MOTION MADE BY GARY F. LOONSFOOT, JR. TO APPROVE THE JANUARY 5, 2019 MEETING MINUTES. CO-SUPPORTED BY ROBERT R.D. CURTIS, JR. AND MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFerner, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Michael F. LaFerner, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Randall R. Haataja, Kim Klopstein, Rodney Loonsfoot), MOTION CARRIED.

2. January 10, 2019

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE JANUARY 10, 2019 MEETING MINUTES. SUPPORTED BY GARY F. LOONSFOOT, JR. SEVEN IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFerner, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Michael F. LaFerner, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Randall R. Haataja, Kim Klopstein, Rodney Loonsfoot), MOTION CARRIED.

J. New Business:

1. Paul Mooney, Assistant Tribal Attorney/Evelyn Ravindran, Natural Resources Director – Memorandum of Agreement (MOA) between the Keweenaw Bay Indian Community and Superior Watershed Partnership in order to establish a collaborative relationship to support the monitoring of mining activities at Eagle Mine, the Humboldt Mill, and related sites conducted by the Community Environmental Monitoring Program (CEMP). The agreement shall terminate upon completion of the CEMP or a written notice.

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE MOA BETWEEN KBIC AND SUPERIOR WATERSHED PARTNERSHIP. SUPPORTED BY DOREEN G. BLAKER. FIVE IN FAVOR (Gary F. Loonsfoot, Jr., Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Michael F. LaFernier, Sr.), TWO OPPOSED (Susan J. LaFernier, Elizabeth D. Mayo), ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Randall R. Haataja, Kim Klopstein, Rodney Loonsfoot), MOTION CARRIED.

2. Evelyn Ravindran, Natural Resources Director –

- a) Dione Price, NRD Environmental Specialist - KBIC Waste Management Ordinance (2016-01) Advisory Board recommendations to provide guidance to the Natural Resources Department regarding implementation

Health Department: Soumit Pendharkar, Housing Department/Council Rep: Doreen Blaker, Natural Resources Department: Evelyn Ravindran and Dione Price, Public Works: Arlan Friisvall, Realty: Jason Ayres, THPO/Council Rep: Gary Loonsfoot, Jr., Transfer Station: Dan Connor, Tribal Police: Dale Dakota

2-year terms expiring in July of 2020

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE WASTE MANAGEMENT ADVISORY BOARD RECOMMENDATIONS AS PRESENTED BY THE NATURAL RESOURCES DEPARTMENT. SUPPORTED BY ROBERT R.D. CURTIS, JR. SIX IN FAVOR (Gary F. Loonsfoot, Jr., Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Susan J. LaFernier), FOUR ABSENT (Toni J. Minton, Randall R. Haataja, Kim Klopstein, Rodney Loonsfoot), MOTION CARRIED.

- b) Request for Sole Source Vendor with Luis Verissimo for Geospatial Support (requesting a 5-year Tier III Services Agreement) Total: \$209,735.00

Evelyn Ravindran and Sarah Smith, CEO reported that no RFP's are required per the grants.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE LUIS VERISSIMO AS THE SOLE SOURCE VENDOR FOR GEOSPATIAL SUPPORT. SUPPORTED BY DOREEN G. BLAKER. SEVEN IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Randall R. Haataja, Kim Klopstein, Rodney Loonsfoot), MOTION CARRIED.

3. Sarah Smith, CEO/Weekly Update – available for your review

- 4. Gary Loonsfoot, Jr., Vice President – (Clinic) Substance Use Agreement (Discussion in Closed Session)

K. Adjournment:

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO ADJOURN AT 3:11 P.M. SUPPORTED BY ELIZABETH D. MAYO. SEVEN IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFerner, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Michael F. LaFerner, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Randall R. Haataja, Kim Klopstein, Rodney Loonsfoot), MOTION CARRIED.

Respectfully submitted,



Peggy Loonsfoot
Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
BIG BUCKS BINGO HALL
THURSDAY – FEBRUARY 28, 2019 – 9:00 A.M.

A. Date: February 28, 2019

B. Call to Order:

C. Invocation: Lord's Prayer

D. Roll Call: ___ Warren C. Swartz, Jr., President
 ___ Gary F. Loonsfoot, Jr., Vice President
 ___ Susan J. LaFerner, 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. LaFerner, Sr.
 ___ Rodney Loonsfoot
 ___ Elizabeth D. Mayo

E. Declaration of Quorum:

F. Approval of Agenda: February 28, 2019

G. Closed Session:

1. Rob Porter, Odawi Law PLLC Attorney – **9:00 a.m.**
2. Danielle Webb, Tribal Attorney – Update
3. Doreen Blaker, KBIC Housing Department Director – Housing Waiver Request #003-19

H. Approval of Meeting Minutes:

1. January 5, 2019
2. January 10, 2019

I. Larry Denomie III, Ojibwa Casinos General Manager - Weekly Update

J. New Business:

1. Paul Mooney, Assistant Tribal Attorney/Evelyn Ravindran, Natural Resources Director – Memorandum of Agreement between the KBIC and Superior Watershed Partnership

2. Evelyn Ravindran, Natural Resources Director –
 - a) Dione Price, NRD Environmental Specialist - KBIC Waste Management Ordinance Advisory Board
 - b) Request for Sole Source Vendor with Luis Verissimo for Geospatial Support
3. Sarah Smith, CEO – Weekly Update

K. Adjournment:

Tribal Council Updates:

February 21 - 27, 2019

- Area 30 of the Baraga casino will be finished as planned and slot department staff will begin moving in machines on Monday. We have confirmation from IGT and Aristocrat techs that they will be onsite Wednesday and Thursday next week to install the new bar tops, two new participation games and reinstall their other games. If all goes as planned, we will be looking at opening up Area 30 sometime Friday.
- The area between the Pressbox and casino, where the HVAC units are installed, was inundated with snow from the unusual storm this past Sunday. Our maintenance crew is working at removing the snow, much of which has to be done manually. The units require that snow and ice be removed so they can operate normally.
- I have reported on the area 30 roof leaks in prior reports. I have one complete bid to address the problem long term and plan to have two additional bids for your meeting next week. The initial bid is just under \$50,000 and will likely be the low bid. In the interim of the permanent solution, maintenance is monitoring the ice buildup and removing as needed. So far those efforts have the problem under control. Also, if you haven't noticed, the significant snow event this past weekend has led to an enormous amount of snow coming off of the roof on the east side of the casino. The new generator is located there as well as the external fiber optic box. Maintenance will also be removing that buildup and options considered for addressing the problem long term.
- The Marquette project is proceeding as planned. I wasn't able to attend the monthly construction meeting yesterday due to the Baraga project meeting occurring at the same time but I was provided an update. Those who did attend the Marquette meeting were provided a tour of the new construction site and from what I was told, it is impressive and really taking shape.
- The Lucky 7's renovations by the contractor are planned to be completed today with final installation of the new booths, tables, chairs and lighting by our staff taking place between today and Saturday. John Gervais needed some time to get his food orders in and setup the new equipment he is putting in the kitchen so the actually opening date of the restaurant will likely be on Sunday. Due to the equipment setup, the breakfast buffet currently being served will stop and a continental breakfast provided in its place.



KEWEENAW BAY INDIAN COMMUNITY
CEO'S OFFICE
16429 Beartown Road, Baraga, MI 49908
Phone (906) 353-4104 Email: sarah@kbic-nsn.gov

TO: Tribal Council
FROM: Sarah L. Smith, CEO
RE: Monthly Report
DATE: February 28, 2019

- MISSION STATEMENT** :To provide exceptional services for our membership; a safe, positive work environment for employees and sustained economic prosperity, while protecting our sovereignty and preserving our culture and natural resources for future generations.
VISION STATEMENT :A Tribe that preserves the Anishinaabe culture, advances economic diversity, provides opportunities to enhance independence, and promotes the health and well-being of our Community.
- Updates:** There were several snow days that happened this past week. Due to the heavy amount of snow, a closure was issued for Sunday. This will affect a few department's pay, including the Police and Public Works. Several vehicles broke down in the maintenance department. The cell phone quote was emailed out and three companies have responded. The quotes will be compiled and brought forth next week. An insurance adjuster came and assessed the damage to the THPO office and utility room.
- Meetings/Conferences:** I attended a meeting in Lansing yesterday to represent the Tribe for input on needs for the community in regards to the Land grant colleges in the community. It was a kickoff meeting to gain knowledge in how to proceed with better serving Tribal communities and their surrounding areas. MSU, Saginaw, Bay Mills, and KBOCC were all present. Most tribes were present also.
- Employee Changes:** There are no direct reporting changes. The government currently has 299 employees, with 218 Native American. This includes 2 hires and 1 separations. This list is provided as requested.
- Statistical Data/Case Load Information:** One reclassification was completed on Friday. There will be pay adjustment requests forthcoming next week.
- Financial Update:** No updates at this time other than news that there will be Tribal Set-Aside funding available through USDA. Aaron Payment gave this update at the Kickoff meeting.

MISSION

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VISION

A Tribe that preserves the Anishinaabe culture, advances economic diversity, provides opportunities to enhance independence, and promotes the health and well-being of our Community.