

KEWEENAW BAY INDIAN COMMUNITY

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

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

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 – APRIL 25, 2019 – 9:00 A.M.**

APPROVED

MAY 09 2019

KBIC PRESIDENT'S OFFICE
SIGNATURE: 

- A. Date: April 25, 2019
- B. Call to Order: President Swartz called the meeting to order at 9:09 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
Doreen G. Blaker, Treasurer
Robert R.D. Curtis, Jr.
Dale F. Goodreau
Randall R. Haataja (arrived at 9:12 a.m.)
Kim Klopstein
Michael F. LaFernier, Sr. (arrived at 9:28 a.m.)
Rodney Loonsfoot
- Absent: Elizabeth D. Mayo

- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: April 25, 2019

MOTION MADE BY KIM KLOPSTEIN TO APPROVE THE AGENDA. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Rodney Loonsfoot), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Randall R. Haataja, Michael F. LaFernier, Sr., Elizabeth D. Mayo), MOTION CARRIED.

G. For Your Information:

1. Election Board Referendum Proposal (KB-010-2019) Timeline: June 1, 2019 Election
2. Voigt Intertribal Task Force Meeting Minutes March 7, 2019 Odanah, Wisconsin
3. National Indian Gaming Commission site visit March 20, 2019 of the Ojibwa Casinos I & II found in compliance with the Indian Gaming Regulatory Act

Randall Haataja arrived at 9:12 a.m.

H. Approval of Meeting Minutes:

1. April 11, 2019

MOTION MADE BY TONI J. MINTON TO APPROVE THE APRIL 11, 2019 MEETING MINUTES. SUPPORTED BY KIM KLOPSTEIN. NINE IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFerner, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Rodney Loonsfoot), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Michael F. LaFerner, Sr., Elizabeth D. Mayo), MOTION CARRIED.

2. April 16, 2019

MOTION MADE BY KIM KLOPSTEIN TO APPROVE THE APRIL 16, 2019 MEETING MINUTES. SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFerner, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Rodney Loonsfoot), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Michael F. LaFerner, Sr., Elizabeth D. Mayo), MOTION CARRIED.

I. Recognize Scheduled Delegation/Individuals:

1. Wendell Dompier, Village of Baraga President –
 - a) Disabled and Un-Licensed Motor Vehicle Ordinance 199
 - b) Parking Prohibition during Winter Months Ordinance 137
 - c) Village of Baraga Blight Ordinance 231

Mike LaFerner, Sr. arrived at 9:28 a.m.

Wendell would like to see KBIC pass similar ordinances in order for Tribal Police to regulate.

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

K. New Business:

1. Paul Mooney, Assistant Tribal Attorney –

- a) Soumit Pendharkar, Health Administrator (not present) - Upper Peninsula Health Care Solutions (UPHCS) Participation and Data Sharing Agreement (terms and conditions to access and submit medical information to UPHCS)

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE UPPER PENINSULA HEALTH CARE SOLUTIONS PARTICIPATION AND DATA SHARING AGREEMENT. SUPPORTED BY RODNEY LOONSFOOT. TEN IN FAVOR (Gary F. Loonsfoot, Jr., 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), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

- b) Diana Chaudier (not present) – Woodland Firearms & Supply Business License Renewal for Retail Sporting Goods/Bait/Gasoline May 15, 2019 – May 14, 2020

Diana and Jason Chaudier will also be managing the Baraga Marina which involves selling gasoline. The Council would like the Natural Resources Department to check on the gas guidelines regarding the tanks.

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE BUSINESS LICENSE RENEWAL FOR WOODLAND FIREARMS AND SUPPLY WITH DIANA CHAUDIER FOR SPORTING GOODS, BAIT, AND GASOLINE. SUPPORTED BY DALE F. GOODREAU. 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., Rodney Loonsfoot), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), MOTION CARRIED.

(Gary Loonsfoot, Jr. is out of the room)

- c) Portage Hospital, LLC U.P. Health System Portage Agreement Update

KBIC does not qualify for Medicare rates because of our status as a Federal Qualified Health Center therefore the Health Department no longer desires to pursue physical occupational and speech therapy services at the clinic from Portage.

MOTION MADE BY SUSAN J. LAFERNIER TO RECONSIDER THE PRIOR MOTION APPROVING THE PHYSICAL THERAPY AGREEMENT WITH PORTAGE HOSPITAL, LLC U.P. HEALTH SYSTEM. SUPPORTED BY KIM KLOPSTEIN. FOUR IN FAVOR (Susan J. LaFernier, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot), OPPOSED - 0, FIVE ABSTAINING (Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja), TWO ABSENT (Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), MOTION CARRIED.

(Gary Loonsfoot, Jr. is out of the room)

The original motion is back on the floor. (March 22, 2019)

Portage Hospital, LLC U.P. Health System Portage Professional Services Agreement for Physical, Occupational and Speech Therapy Services 1-year term auto renewal at the KBIC Health System Center

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE PORTAGE HOSPITAL, LLC - U.P. HEALTH SYSTEM PORTAGE PROFESSIONAL SERVICES AGREEMENT. SUPPORTED BY SUSAN J. LAFERNIER. IN FAVOR – 0, EIGHT OPPOSED (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr.), ONE ABSTAINING (Doreen G. Blaker), TWO ABSENT (Rodney Loonsfoot, Elizabeth D. Mayo), MOTION DEFEATED.

(Rodney Loonsfoot is out of the room)

1. Geraldine Mantila, Cultural Committee Chairwoman (not present)/Toni Minton/Doreen Blaker –
 - a) KBIC Cultural Committee Ceremonial Guidelines Revisions

MOTION MADE BY KIM KLOPSTEIN TO APPROVE THE CULTURAL COMMITTEE CEREMONIAL GUIDELINES. SUPPORTED BY ROBERT R.D. CURTIS, JR.

Discussion regarding mileage/gas and questions regarding the Mackinac Island Women’s Retreat

MOTION MADE BY TONI J. MINTON TO TABLE THE CEREMONIAL GUIDELINES FOR MORE INFORMATION FROM THE CULTURAL COMMITTEE. SUPPORTED BY SUSAN J. LAFERNIER. TEN IN FAVOR (Gary F. Loonsfoot, Jr., 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), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

- b) Campground Closure Request May 11, 2019

The Council consensus was to allow the closure of the campground during the one day Spring fast on May 11th.

2. Erin Johnston, NRD Wildlife Biologist – Resolution KB-011-2019 Tribal Moose Collaborative (Grand Portage Band and Bois Forte Band) to pursue continued funding for moose population stewardship activities on Tribal lands

The Council consensus was to have the Tribal Attorney review the resolution.

3. Carole LaPointe, Niimigimiwang Transitional Home Programs & Services Team Lead – Resolution KB-009-2019 Proclaiming May 5th as a Day of Awareness for Missing and Murdered Native Women and Girls (wear red on May 5)

MOTION MADE BY TONI J. MINTON TO APPROVE RESOLUTION KB-009-2019 PROCLAIMING MAY 5TH AS A DAY OF AWARENESS FOR MISSING AND MURDERED NATIVE WOMEN AND GIRLS. SUPPORTED BY KIM KLOPSTEIN. TEN IN FAVOR (Gary F. Loonsfoot, Jr., 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), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

Break: 10:59 a.m. - 11:19 a.m.

4. President Swartz – Committee/Board Selections

- a) Enrollment Board (7) Seats for 3-year terms (8 applicants)

MOTION MADE BY TONI J. MINTON TO APPOINT AMELIA SAPCUT, DARLENE GENSCHOW, MARILYN LOONSFOOT, ROBIN ROE, AMY ST. ARNOLD, ALDEN CONNOR, JR., AND DONALD CHOSA, JR. TO THE ENROLLMENT BOARD. SUPPORTED BY ROBERT R.D. CURTIS, JR. SEVEN IN FAVOR (Gary F. Loonsfoot, Jr., Toni J. Minton, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Michael F. LaFernier, Sr., Rodney Loonsfoot), THREE OPPOSED (Susan J. LaFernier, Doreen G. Blaker, Kim Klopstein), ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

- b) Youth Committee (3) Seats for 2-year terms (2 applicants)

MOTION MADE BY GARY F. LOONSFOOT, JR. TO APPOINT MARTY CURTIS AND SHEILA ROYAL TO THE YOUTH COMMITTEE AND POST FOR A THIRD SEAT. SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Gary F. Loonsfoot, Jr., 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), OPPOSED - 0, ONE ABSTAINING (Doreen G. Blaker), ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

L. Closed Session:

1. Danielle Webb, Tribal Attorney –

- a) Jennifer Misegan, Tobacco Board - Trade and Commerce (Nation to Nation) LVD Agreement
b) Update

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 11:27 A.M. CO-SUPPORTED BY RANDALL R. HAATAJA AND KIM KLOPSTEIN. TEN IN FAVOR (Gary F. Loonsfoot, Jr., 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), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 12:00 P.M. CO-SUPPORTED BY RANDALL R. HAATAJA AND KIM KLOPSTEIN. TEN IN FAVOR (Gary F. Loonsfoot, Jr., 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), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

Trade and Commerce (Nation to Nation) Agreement with LVD was approved on March 21, 2019 but was not signed.

MOTION MADE BY KIM KLOPSTEIN TO APPROVE THE TRADE AND COMMERCE (NATION TO NATION) AGREEMENT WITH THE CHANGES. SUPPORTED BY GARY F. LOONSFOOT, JR. TEN IN FAVOR (Gary F. Loonsfoot, Jr., 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), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

M. Adjournment:

MOTION MADE BY KIM KLOPSTEIN TO ADJOURN AT 12:01 P.M. SUPPORTED BY RANDALL R. HAATAJA. TEN IN FAVOR (Gary F. Loonsfoot, Jr., 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), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

Respectfully submitted,


Peggy Loonsfoot
Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
BIG BUCKS BINGO HALL
THURSDAY – APRIL 25, 2019 – 9:00 A.M.

A. Date: April 25, 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. 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: April 25, 2019

G. For Your Information:

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3. National Indian Gaming Commission site visit of the Ojibwa Casinos I & II found in compliance with the Indian Gaming Regulatory Act

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2. April 16, 2019

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 - b) Parking Prohibition during Winter Months Ordinance 137

c) Village of Baraga Blight Ordinance 231

J. Larry Denomie III, Ojibwa Casinos General Manager/Weekly Update

K. New Business:

1. Paul Mooney, Assistant Tribal Attorney –
 - a) Soumit Pendharkar, Health Administrator - Upper Peninsula Health Care Solutions (UPHCS) Participation and Data Sharing Agreement
 - b) Diana Chaudier – Woodland Firearms & Supply Business License Renewal for Sporting Goods/Bait/Gasoline
 - c) U.P. Health System Contract Update
2. Geraldine Mantila, Cultural Committee Chairwoman –
 - a) Cultural Committee Ceremonial Guidelines
 - b) Campground Closure Request May 11, 2019
3. Erin Johnston, NRD Wildlife Biologist – Resolution KB-011-2019 Tribal Moose Collaborative
4. Carole LaPointe, Niimigimiwang Transitional Home Programs & Services Team Lead – Resolution KB-009-2019 Proclaiming May 5th as a Day of Awareness for Missing and Murdered Native Women and Girls
5. President Swartz – Committee/Board Selections
 - a) Enrollment Board (7) Seats for 3-year terms (8 applicants)
 - b) Youth Committee (3) Seats for 2-year terms (2 applicants)

L. Closed Session:

1. Danielle Webb, Tribal Attorney –
 - a) Jennifer Misegan, Tobacco Board - Trade and Commerce (Nation to Nation) Agreement
 - b) Update

M. Adjournment:

Tribal Council Updates:

Through 4-24-19

- Trane representatives are onsite this week to work on the heating/cooling issues we continue to experience with the HVAC units. You may have seen the complaints shared by guests on FB regarding certain areas being too warm or too cold. The issues shouldn't be occurring and pressure will continue to be applied to Gundlach to fix these issues in a timely fashion.
- Our monthly project meeting for the Marquette Casino took place yesterday. The schedule remains intact for a December opening. The construction efforts are ramping up and based on our site tour, much progress has been made since our last walk-thru. The event center is very well defined and drywall is about 90% installed. Painting of the area is slated to begin the week of May 6. New subs are being brought on board and according to GCI, compliance with and the relationship with our TERO is working well. Build out of the new restaurant is slated to begin on June 1. Work on the sewer system is again in full swing and it is also moving along as scheduled with a planned completion of late June to early July. We will need to work on an agreement in the near future which turns the system over to Chocolay Township to operate and maintain. The tree line on the east side of the parking area has been removed to accommodate work on extending the parking lot. One resident was upset and did approach workers to share concerns and requested the planned fence be installed. The resident was assured it would be installed as soon as it was feasible based on the work that has to be done. The resident appeared to be okay for the moment. Paving for the entire project is slated for August. The water tower and related Public Water System are on schedule. GEI is working with the FAA to ensure required permits are in place prior to the erection of the 180' high tower. I have met with Ed Janisse to make him aware that we have the ability to erect a tower on top of the water tower where space can be leased to entities such as cell companies. He is getting the information needed to begin soliciting interest.
- We will be tomorrow morning at 9 a.m. in the Baraga HR Office to begin review of the wage data we have received.
- I provided an email to you earlier this week letting you know that Hannah Beesley, HR Director, had provided her resignation - the position is posted.
- This Saturday is the Baraga Renovation Celebration with food being provided in the Pressbox starting at 4 p.m. through the ribbon cutting ceremony at 6 p.m. on the casino floor near the new bar – we hope to see you there to help celebrate the community's investment!