

# KEWEENAW BAY INDIAN COMMUNITY

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

## 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

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

**MINUTES**  
**KEWEENAW BAY INDIAN COMMUNITY**  
**SPECIAL COUNCIL MEETING**  
**BIG BUCKS BINGO HALL**  
**THURSDAY – MAY 17, 2018 – 9:00 A.M.**

**APPROVED**

JUL 14 2018

- A. Date: May 17, 2018
- B. Call to Order: President Swartz called the meeting to order at 9:04 a.m.
- C. Invocation: Lord's Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President (left 9:18 – 9:44 a.m., left 10:15 – 10:35 a.m.)  
Jennifer Misegan, Vice President  
Susan J. LaFernier, Secretary  
Doreen G. Blaker, Treasurer  
Fred Dakota (left at 10:30 a.m.)  
Randall R. Haataja  
Michael F. LaFernier, Sr.  
Gary F. Loonsfoot, Jr.  
Rodney Loonsfoot (left 9:25 – 9:44 a.m., left at 2:05 p.m.)  
Elizabeth D. Mayo  
Absent: Toni J. Minton, Assistant Secretary  
Robert R.D. Curtis, Jr.
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: May 17, 2018
- Addition: Old Business- 2. Gary Loonsfoot, Jr., Director of Cultural Resources – Increase Section 106 Fees

KBIC PRESIDENT'S OFFICE

SIGNATURE: pl

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AGENDA WITH THE ADDITION. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, TWO ABSTAINING (Randall R. Haataja, Rodney Loonsfoot), TWO ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr.), MOTION CARRIED.**

G. For Your Information:

1. "Making the New Markets Tax Credit Work in Native Communities" Workshop at the Federal Reserve Bank of Minneapolis on May 24, 2018
2. "Urgent: Tribal Status as Sovereign Governments and Exemption from State Medicaid Work Requirements" Notice from the National Indian Health Board and National Congress of American Indians
3. State of Michigan request for consultation with Department of Treasury concerning KBIC's Plans to Manufacture Tobacco Products
4. KBIC Tobacco Agents Quarterly Report (January 1, 2018 – March 31, 2018) as required under Title 21B Tobacco Ordinance of 2018

H. Approval of Meeting Minutes:

1. March 29, 2018

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE MARCH 29, 2018 MEETING MINUTES. SUPPORTED BY GARY F. LOONSFOOT, JR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr.), MOTION CARRIED.**

**President Swartz left at 9:18 a.m. (Vice President Misegan is chairing the meeting)**

2. April 2, 2018

**MOTION MADE BY GARY F. LOONSFOOT, JR. TO APPROVE THE APRIL 2, 2018 MEETING MINUTES. SUPPORTED BY DOREEN G. BLAKER. SIX IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr.), ONE OPPOSED (Elizabeth D. Mayo), ONE ABSTAINING (Rodney Loonsfoot), THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Robert R.D. Curtis, Jr.), MOTION CARRIED.**

3. April 7, 2018

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE APRIL 7, 2018 MEETING MINUTES. SUPPORTED BY GARY F. LOONSFOOT, JR. SEVEN IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Rodney Loonsfoot), THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Robert R.D. Curtis, Jr.), MOTION CARRIED.**

[Closed Session]

1. Joseph O'Leary, Baraga County Prosecuting Attorney – Case Settlement Offer

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 9:24 A.M. CO-SUPPORTED BY DOREEN G. BLAKER AND RANDALL R. HAATAJA. EIGHT IN FAVOR (Susan J. LaFerner, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Robert R.D. Curtis, Jr.), MOTION CARRIED.**

Rodney Loonsfoot left at 9:25 a.m. per attorney request

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 9:35 A.M. SUPPORTED BY GARY F. LOONSFOOT, JR. EIGHT IN FAVOR (Susan J. LaFerner, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Robert R.D. Curtis, Jr.), MOTION CARRIED.**

Break: 9:36 – 9:44 a.m. (President Swartz and Rodney Loonsfoot returned)

I. Old Business:

1. Larry Denomie III, CEO – SNB Priority List regarding the Casino Projects on loan repayments/obligations in the future. Discussion

Possible reductions: Sick Leave Incentive, Health Care Plan, 10% of Tribal Support for all programs, Council Stipends, Travel [Suggestion that the Senior Pension Trust make the monthly payments itself]

2. Gary Loonsfoot, Jr., Director of Cultural Resources – Increase Section 106 Fees (now at \$500.00) increase to \$750.00 (can be in effect in 30 days) revenue increase will be 33%

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE INCREASE IN THPO SECTION 106 FEES TO \$750.00 FOR EACH REVIEW. SUPPORTED BY RANDALL R. HAATAJA. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFerner, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFerner, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Gary F. Loonsfoot, Jr.), TWO ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr.), MOTION CARRIED.**

J. New Business:

1. Danielle Webb, Tribal Attorney – Fond du Lac Band of Lake Superior Chippewa Legal Department Benchmarking Study with 6-8 Tribes

The study researches managerial and operational aspects of the tribal in-house legal departments.

**MOTION MADE BY GARY F. LOONSFOOT, JR. TO APPROVE THE TRIBAL ATTORNEY TO PARTICIPATE IN THE FOND DU LAC LEGAL DEPARTMENT BENCHMARKING STUDY. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr.), MOTION CARRIED.**

2. Bobby Escobar, Assistant Tribal Attorney –

a) Kathy Mayo –

- i. Superior Pharmacy Services (Marquette, MI) Tier III Services Agreement to provide fill-in pharmacy services (1) year term \$770.00 per day

**President Swartz left at 10:15 a.m.**

**MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE TIER III SERVICES AGREEMENT WITH SUPERIOR PHARMACY SERVICES. SUPPORTED BY DOREEN G. BLAKER. EIGHT IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Robert R.D. Curtis, Jr.), MOTION CARRIED.**

- ii. UpToDate, Inc. Amendment to Subscription Agreement (Contract No. 001-00-49810024) May 1, 2018 – April 30, 2019 for an additional subscription fee of \$8,120.00 for the extension of the term agreement by one year

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE AMENDMENT WITH UpTo Date, INC. SUPPORTED BY RODNEY LOONSFOOT. EIGHT IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Robert R.D. Curtis, Jr.), MOTION CARRIED.**

- iii. Michael J. Popp - MJP Consulting, LLC Tier III Services Agreement May 1, 2018 - April 30, 2019 \$30 per hour to provide medical coding, medical coding training, and medical coding workflow consulting

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE MJP CONSULTING, LLC TIER III SERVICES AGREEMENT WITH MICHAEL J. POPP. SUPPORTED BY RODNEY LOONSFOOT. FIVE IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Rodney Loonsfoot), THREE OPPOSED (Fred Dakota, Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Robert R.D. Curtis, Jr.), MOTION CARRIED.**

- b) John Gervais Business License Renewal Application for Lucky 7's Restaurant  
May 14, 2018 – May 13, 2019

**MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE BUSINESS LICENSE RENEWAL WITH JOHN GERVAIS FOR THE LUCKY 7'S RESTAURANT. SUPPORTED BY RANDALL R. HAATAJA. EIGHT IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Robert R.D. Curtis, Jr.), MOTION CARRIED.**

**Fred Dakota left at 10:30 a.m.**

- c) Ed Janisse, General Manager for Eagle Radio (not present) - Green Bay Packers  
Radio Network Affiliate Agreement for broadcast of the NFL Packer's games  
April 1, 2018 – March 31, 2022 WCUP (5-year contract)

Affiliate Fee:

2018	\$2,251.00
2019	\$2,251.00
2020	\$2,318.00
2021	\$2,388.00

**MOTION MADE BY GARY F. LOONSFOOT, JR. TO APPROVE THE GREEN BAY PACKERS RADIO NETWORK AFFILIATE AGREEMENT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.**

**President Swartz returned at 10:35 a.m.**

- d) Sarah Smith, Assistant CEO – U.P. Engineers & Architects, Inc. Amendment No. 1 to  
the Agreement for the Provision of Professional Services to the Halfway House  
Project Design

Jeanne Hirzel, Substance Abuse Programs Director present

This amendment adds nine weeks to the design schedule and changes in the floor plan (additional \$12,800.00 to the original contract fee).

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE AMENDMENT NO. 1 TO THE AGREEMENT FOR THE PROVISION OF PROFESSIONAL SERVICES WITH U.P. ENGINEERS & ARCHITECTS, INC. SUPPORTED BY GARY F. LOONSFOOT, JR. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Rodney Loonsfoot), THREE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.**

3. Jason Ayres, Real Estate Officer –

- a) Resolution KB-013-2018 transfers residential lease No. K-190 (99) the Estate of Linda A. Messer at 100 W. Spruce Street, Baraga Michigan to Donald B. Messer, Jr., Jason J. Messer, and Gerald D. Magnant as ordered by the Tribal Court Decree of Heirship

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-013-2018 ESTATE OF LINDA A. MESSER RESIDENTIAL LEASE TRANSFER. CO-SUPPORTED BY JENNIFER MISEGAN AND RANDALL R. HAATAJA. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.**

- b) Resolution KB-014-2018 transfers residential lease No. B-994 (76) and modified on October 10, 1987 the Estate of Joanne R. Racette at 15819 Marksman Road, L'Anse Michigan to Elizabeth M. Julio, Patrick E. Racette, and Catherine A. Laux as ordered by the Tribal Court Decree of Heirship, then a bill of sale transfers all to Patrick E. Racette

**MOTION MADE BY RODNEY LOONSFOOT TO APPROVE RESOLUTION KB-014-2018 ESTATE OF JOANNE R. RACETTE RESIDENTIAL LEASE TRANSFER. CO-SUPPORTED BY RANDALL R. HAATAJA AND MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.**

- c) Resolution KB-015-2018 Right of Way Easement on Trust Land to the KBIC Roads Division – Enterprise Expansion Project Roads (Acorn Trail)
- d) Resolution KB-016-2018 Right of Ways Easement on Fee Lands to the KBIC Roads Division – Enterprise Expansion Project Roads (Ojibwa II Casino Entrance and Parking Lots)

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE RESOLUTIONS KB-015-2018 AND KB-016-2018 FOR THE RIGHT OF WAYS ON TRUST FEE LAND FOR THE ENTERPRISE EXPANSION PROJECT ROADS. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.**

e) Non-Motorized Trail Update

The project is now \$122,930.66 short due to the fact that they could not obtain an easement from a private property owner and the trail was re-routed along the Ojibwa Campground Road.

Jason gave the options that were presented by the UPEA to consider for reducing project costs and he will return to the Council with an update or a proposed contract within the funding limits prior to June 25<sup>th</sup>, when the bids will expire.

4. Doreen Blaker, Treasurer –

a) Donations/May 2018

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE MAY 2018 DONATIONS AS THE FOLLOWING: \$500.00 TO THE AMERICAN LEGION POST 444 FOR BRASS GRAVE MARKERS AND FLAGS, \$500.00 TO THE NATIVE AMERICAN RIGHTS FUND, \$538.00 TO BAYSIDE VILLAGE FOR THE PURCHASE OF TWO RAISED FLOWER BEDS, \$500.00 TO THE TRILLIUM HOSPICE HOUSE FOR THEIR HOUSEWARMING CELEBRATION, \$300.00 TO ROBERT DESROCHERS FOR THE PURCHASE OF A DEHUMIDIFIER, \$500.00 TIER 4 SPONSORSHIP TO THE CHASELL VOLUNTEER FIRE DEPARTMENT FOR THE 65<sup>TH</sup> ANNUAL COPPER COUNTRY FIREFIGHTERS TOURNAMENT, AND \$250.00 TO DAVAN RAVINDRAN TOWARDS THE SPORTS TRAINING CERTIFICATION OF PROFESSIONAL AND PATIENT SAFETY, CPPS. SUPPORTED BY RODNEY LOONSFOOT. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED - 0, ONE ABSTAINING (Elizabeth D. Mayo), THREE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.**

**Break: 11:15 - 11:26 a.m.**

- b) 2% Worksheets – [Review]
  - i. Baraga \$117,339.99
  - ii. Marquette \$146,129.63
- c) KBIC Housing Department Bids for Installation of (20) Blinds at the Zeba Community Center

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE BID FROM CREATIVE INTERIORS IN THE AMOUNT OF \$13,370.00 FOR THE HUNTER DOUGLAS DESIGNER ROMAN FOLD SHADES INTENDED FOR THE ZEBE HALL. SUPPORTED BY RODNEY LOONSFOOT. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.**

5. Larry Denomie III, CEO – Weekly Update

Lori Sherman has been hired as President of the KBOCC. The new Health Director will be coming on June 4<sup>th</sup>. (Due to a family emergency). Tyler Larson's last day is tomorrow and Jacqui Gorczewicz has declined the promotion to be the Director of Social Services. (She will be the Interim Director). There will be a meeting with the bank personnel tomorrow on the Casino projects.

K. Closed Session:

2. Evelyn Ravindran, NRD Hatchery-Nursery Manager/Lori Sherman, Natural Resources Director – Loss at the Fish Hatchery Update
3. Terri Denomie, Head Start/Early Head Start Director – Personnel Issue
4. Danielle Webb, Tribal Attorney – Update
5. Larry Denomie III, CEO - C-Store's Structure

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 12:06 P.M. SUPPORTED BY RANDALL R. HAATAJA. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.**

**Lunch: 12:07 – 1:04 p.m.**

**Rodney Loonsfoot left at 2:05 p.m.**

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 2:50 P.M. SUPPORTED BY GARY F. LOONSFOOT, JR. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Rodney Loonsfoot), MOTION CARRIED.**

Drug Free Workplace Policy Amended to Recognize Medical Marijuana -

**MOTION MADE BY JENNIFER MISEGAN TO AMEND THE DRUG FREE WORKPLACE POLICY IN THE PERSONNEL HANDBOOK REMOVING THE PARAGRAPH REGARDING MEDICAL MARIJUANA AND TO RECOGNIZE IT AS A PRESCRIPTION DRUG WITH A VALID PRESCRIPTION. THIS DOES NOT HOWEVER MEAN THAT EMPLOYEES ARE ABLE TO BE UNDER THE INFLUENCE OF MARIJUANA WHILE WORKING AND IT DOES NOT APPLY TO THE TRIBAL POLICE DEPARTMENT. SUPPORTED BY GARY F. LOONSFOOT, JR. FIVE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr.), TWO OPPOSED (Randall R. Haataja, Elizabeth D. Mayo), ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Rodney Loonsfoot), MOTION CARRIED.**

Elizabeth Mayo stated her opposition: Marijuana is illegal under federal law; the Federal Government does not recognize medical or recreational marijuana. I will not jeopardize our federal funding.



L. Adjournment:

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO ADJOURN AT 2:55 P.M. SUPPORTED BY GARY F. LOONSFOOT, JR. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFerner, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Rodney Loonsfoot), MOTION CARRIED.**

Respectfully submitted,

A handwritten signature in cursive script that reads "Peggy Loonsfoot".

Peggy Loonsfoot  
Administrative Specialist

**AGENDA**  
**KEWEENAW BAY INDIAN COMMUNITY**  
**SPECIAL COUNCIL MEETING**  
**BIG BUCKS BINGO HALL**  
**THURSDAY – MAY 17, 2018 – 9:00 A.M.**

A. Date: May 17, 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: May 17, 2018

G. For Your Information:

1. "Making the New Markets Tax Credit Work in Native Communities" Workshop at the Federal Reserve Bank of Minneapolis on May 24, 2018
2. "Urgent: Tribal Status as Sovereign Governments and Exemption from State Medicaid Work Requirements" Notice from the National Indian Health Board and National Congress of American Indians
3. State of Michigan request for consultation with Treasury concerning KBIC's Plans to Manufacture Tobacco Products
4. Tobacco Agents Quarterly Report (January 1, 2018 – March 31, 2018)

H. Approval of Meeting Minutes:

1. March 29, 2018
2. April 2, 2018
3. April 7, 2018

I. Old Business:

1. Larry Denomie III, CEO – SNB-Priority List regarding the Casino Projects

J. New Business:

1. Danielle Webb, Tribal Attorney – Fond du Lac Legal Department Benchmarking Study
2. Bobby Escobar, Assistant Tribal Attorney –
  - a) Kathy Mayo –
    - i. Superior Pharmacy Services Tier III Services Agreement
    - ii. UpToDate, Inc. Agreement Amendment
    - iii. Michael J. Popp - MJP Consulting, LLC Tier III Services Agreement
  - b) John Gervais Business License Renewal Application for Lucky 7's Restaurant
  - c) Sarah Smith, Assistant CEO – U.P. Engineers & Architects, Inc. Amendment No. 1 for the Halfway House Project Design
  - d) Ed Janisse, General Manager for Eagle Radio - Green Bay Packers Radio Network Affiliate Agreement
3. Jason Ayres, Real Estate Officer –
  - a) Resolution KB-013-2018 Estate of Linda A. Messer Residential Lease Transfer
  - a) Resolution KB-014-2018 Estate of Joanne R. Racette Residential Lease Transfer
  - b) Resolution KB-015-2018 Right of Way on Trust Land – Enterprise Expansion Project Roads
  - c) Resolution KB-016-2018 Right of Ways on Fee Lands – Enterprise Expansion Project Roads
  - d) Non-Motorized Trail Update
4. Doreen Blaker, Treasurer –
  - a) Donations/May 2018
  - b) 2% Worksheets –
    - i. Baraga \$117,339.99
    - ii. Marquette \$146,129.63
  - c) KBIC Housing Department Bids for Blinds
5. Larry Denomie III, CEO – Weekly Update

K. Closed Session:

1. Joseph O'Leary, Baraga County Prosecuting Attorney – Case Settlement Offer – **9:00 a.m.**
2. Evelyn Ravindran, NRD Hatchery-Nursery Manager – Loss at the Fish Hatchery Update
3. Terri Denomie, Head Start/Early Head Start Director – Personnel Issue
4. Danielle Webb, Tribal Attorney – Update
5. Larry Denomie III, CEO - C-Store's Structure

L. Adjournment: