

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
REGULAR COUNCIL MEETING
BIG BUCKS BINGO HALL
SATURDAY – AUGUST 4, 2018 – 9:00 A.M.

APPROVED

NOV 29 2018

KBIC PRESIDENT'S OFFICE

SIGNATURE: pl

- A. Date: August 4, 2018
- B. Call to Order: President Swartz called the meeting to order at 9:15 a.m.
- C. Invocation: Lord's Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President
Jennifer Misegan, Vice President (left at 10:10 a.m.)
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary
Doreen G. Blaker, Treasurer
Robert R.D. Curtis, Jr.
Randall R. Haataja
Michael F. LaFernier, Sr.
Gary F. Loonsfoot, Jr.
Rodney Loonsfoot
- Absent: Fred Dakota
Elizabeth D. Mayo
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: August 4, 2018
- Additions: Closed Session- 1. Gary Loonsfoot, Jr. – Youth Summer Camp Chaperones
New Business- 3. Lauri Denomie – Powwow Honorariums/Rodney Loonsfoot – Powwow Complaints
- Deletions: President's Report/July 2018
CEO's Report/July 2018

MOTION MADE BY RANDALL R. HAATAJA TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY ROBERT R.D. CURTIS, JR. NINE 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), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Fred Dakota, Elizabeth D. Mayo), MOTION CARRIED.

G. For Your Information:

1. A "Thank you" from the Salo, Misegan, and Haataja Family
2. A "Thank you" from Patricia Bawden for the medical travel donation
3. A "Thank you" from the Gwinn Lions Club
4. A "Thank you" from Richard Bohjanen, Chocoday Township Supervisor for \$70,000 in 2%
5. KBIC Natural Resources Department Comments regarding Enbridge Line 5 Pipelines in the Straits of Mackinac – alternatives for replacing the dual line
6. An Update from the Natural Resources Department on the Summit Lake Wind Turbine Project
7. U.S. EPA Notification of Consultation and Coordination on Renewal of the National Pollutant Discharge Elimination System Vessel General Permit
8. Notification of Approved Enrollment Applications June 5, 2018 (7)
9. Marquette Casino Project Job Fair on August 8, 2018 – On-Site Interviews and Preliminary Hiring at the GCI Job Site Trailer in Harvey

H. Vice President's Report/July 2018 – available for your review

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE JULY 2018 VICE PRESIDENT'S REPORT. SUPPORTED BY TONI J. MINTON. NINE 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), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Fred Dakota, Elizabeth D. Mayo), MOTION CARRIED.

I. Secretary's Report/July 2018 – available for your review

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE JULY 2018 SECRETARY'S REPORT. SUPPORTED BY DOREEN G. BLAKER. NINE 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), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Fred Dakota, Elizabeth D. Mayo), MOTION CARRIED.

J. Department Head Reports/May-June 2018

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE MAY-JUNE 2018 DEPARTMENT HEAD REPORTS. SUPPORTED BY GARY F. LOONSFOOT, JR. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Gary F. Loonsfoot, Jr.), OPPOSED - 0, TWO ABSTAINING (Michael F. LaFernier, Sr., Rodney Loonsfoot), TWO ABSENT (Fred Dakota, Elizabeth D. Mayo), MOTION CARRIED.

K. New Business:

1. Danielle Webb, Tribal Attorney/Don Messer, Jr., Ojibwa Casino I Manager – RC Mechanical, Inc. Tier III Services Agreement for replacement of roof top unit in the Press Box bowling alley in the amount of \$12,894.30 with a term end date of August 31, 2018

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE RC MECHANICAL, INC. TIER III SERVICES AGREEMENT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT 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.), OPPOSED - 0, ONE ABSTAINING (Rodney Loonsfoot), TWO ABSENT (Fred Dakota, Elizabeth D. Mayo), MOTION CARRIED.

2. Doreen Blaker, Treasurer – Donations/August 2018

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE AUGUST 2018 DONATIONS AS THE FOLLOWING: \$25.00 TO THE L'ANSE LADIES GOLF LEAGUE, \$250.00 TO THE WORLD WAR II VETERANS COMMITTEE (MERRIFIELD, VA), \$250.00 TO THE LEUKEMIA AND LYMPHOMA SOCIETY (WASHINGTON, DC), \$1,000.00 TO THE 5TH ANNUAL BARAGA COUNTY SUICIDE PREVENTION AWARENESS WALK, \$380.00 TO THE BCCF TONY SELKEY MEMORIAL GOLF SCRAMBLE PLUS A ONE-NIGHT HOTEL STAY, \$500.00 TO ST. JUDE CHILDREN'S RESEARCH HOSPITAL (MEMPHIS, TN), AND \$2,000.00 TO THE MTU PARADE OF NATIONS 2018. SUPPORTED BY GARY F. LOONSFOOT, JR. EIGHT IN FAVOR (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), ONE OPPOSED (Jennifer Misegan), ABSTAINING - 0, TWO ABSENT (Fred Dakota, Elizabeth D. Mayo), MOTION CARRIED.

Jennifer Misegan, Vice President stated her opposition: She believes the Police Academy Graduation requests should have been reimbursed.

3. Lauri Denomie – Powwow Honorariums/Rodney Loonsfoot – Powwow Complaints

Liz Sherman and Christine Awonohopay from the Powwow Committee present

Lauri stated her concerns with the payouts for the Tiny Tots category. She feels it should be done early so the kids do not have to stay so late. Her grandson did not receive his honorarium for Friday evening and was not able to collect it the next day because registration policies would not allow it. She also stated the parents have to leave early with the kids in order to get them home.

Rodney Loonsfoot stated that no one did a smudge during the Grand Entry and did not see the arena directors. He would like to see the drums and dancing continue later into the evening on Saturday. He feels the retiring of the Flags and Colors were rushed and there was an urgency to shut it down. He also suggested to pay out everyone on Sunday and post the jobs earlier next year.

Jennifer Misegan, Vice President left at 10:10 a.m.

L. Closed Session:

1. Gary Loonsfoot, Jr. – Youth Summer Camp Chaperones regarding renewal of 5-year background clearances

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 10:35 A.M. CO-SUPPORTED BY ROBERT R.D. CURTIS, JR. AND RANDALL R. HAATAJA. EIGHT IN FAVOR (Susan J. LaFerner, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Jennifer Misegan, Fred Dakota, Elizabeth D. Mayo), MOTION CARRIED.

Break: 10:32 – 10:41 a.m.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 11:08 A.M. SUPPORTED BY ROBERT R.D. CURTIS, JR. EIGHT IN FAVOR (Susan J. LaFerner, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Jennifer Misegan, Fred Dakota, Elizabeth D. Mayo), MOTION CARRIED.

M. Adjournment:

MOTION MADE BY RODNEY LOONSFOOT TO ADJOURN AT 11:10 A.M. CO-SUPPORTED BY TONI J. MINTON AND ROBERT R.D. CURTIS, JR. AND RANDALL R. HAATAJA. EIGHT IN FAVOR (Susan J. LaFerner, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Jennifer Misegan, Fred Dakota, Elizabeth D. Mayo), MOTION CARRIED.

Respectfully submitted,



Peggy Loonsfoot
Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
REGULAR COUNCIL MEETING
BIG BUCKS BINGO HALL
SATURDAY – AUGUST 4, 2018 – 9:00 A.M.

A. Date: August 4, 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: August 4, 2018

G. For Your Information:

1. A "Thank you" from the Salo, Misegan, and Haataja Family
2. A "Thank you" from Patricia Bawden
3. A "Thank you" from the Gwinn Lions Club
4. A "Thank you" from Richard Bohjanen, Chocolay Township Supervisor
5. KBIC Natural Resources Department Comments regarding Enbridge Line 5 Pipelines in the Straits of Mackinac
6. An Update from the Natural Resources Department on the Summit Lake Wind Turbine Project
7. U.S. EPA Notification of Consultation and Coordination on Renewal of the National Pollutant Discharge Elimination System Vessel General Permit
8. Notification of Approved Enrollment Applications June 5, 2018 (7)
9. Marquette Casino Project Job Fair on August 8, 2018

H. President's Report/July 2018

I. Vice President's Report/July 2018

J. Secretary's Report/July 2018

K. CEO's Report/July 2018

L. Department Head Reports/May-June 2018

M. New Business:

1. Danielle Webb, Tribal Attorney/Don Messer, Jr. – RC Mechanical, Inc. Tier III Services Agreement
2. Doreen Blaker, Treasurer – Donations/August 2018

N. Adjournment:

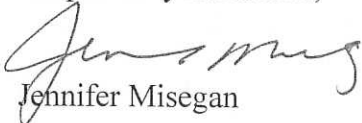
Vice President's Report July 2018

- I attended a work group formed to develop a grant application from the Substance Abuse and Mental Health Services Administration or SAMHSA to fund the Tribal Opioid Response. The work group includes several medical providers from our clinic, the new Health Director, the CEO, Grant Writer, Substances Abuse programs, Police Department, Drug Court and Social Services. The grant is to develop a medically assisted treatment program and I believe the focus will be pregnant mothers. The Health Director will be leading the group. The application is due August 20.
- I participated in our first construction meeting with Gundlach Champion for our casino projects. Several issues were discussed including: BIA Roads approvals, SHIPO required archeological study, the status of all necessary permits, Chocoley Township and the water tank. We also discussed the water main break in Baraga and the settlement that has been reached regarding the lost revenue and the cost of the repairs. A Job Fair will be held on August 8 at the Marquette property. They are looking for Laborers, Carpenters, Plumbers, Ironworkers, Operators and Electricians. If you know of someone looking for work, please send them there between 10 am – 1 pm and 3 pm – 7 pm.
- The KBIC Tobacco Company held a Board meeting on July 24. Items on the agenda included: Issues related to paperwork processing of cigarette orders, the operating budget and annual plan, a schedule for financial reports, development of additional bonded facilities, a process for damaged products, the hiring of a Warehouse Supervisor and the gifting of the stamping machine back to the Tribe. We have been receiving a few complaints regarding damaged products and are encouraging everyone to return those products back to the store where they were purchased in the pack and packaging materials they came in. We can tell where and when they were made from the pack. Their product will be replaced.
- I attended the annual Pauline-Knapp Spruce Memorial Water Walk to raise awareness for our water. It was an absolute beautiful day, a beautiful ceremony and attended by many beautiful people. Chii Miigwech to those who organized it and assisted with it, especially Terri Denomie and Kathleen Smith. Each year I get to spend a little more time than the year before, hopefully, someday I will have the honor of finishing it.
- I had the honor of sharing our Pow wow with Congressman Jack Bergman and his Communication Director, James Hogge. They both loved it. The Veterans were kind enough to include the Congressman and he participated in the grand entry by carrying the American flag. He complimented many on the beauty and craftsmanship of their regalia. Neither of them had ever been to a Pow Wow before. I had many opportunities to speak to him and James about several issues concerning our Tribe: Line

5, the lack of detox facilities in the UP, jurisdictional issues, the Farm bill, the drug epidemic, children in foster care....I specifically spoke to him about the reauthorization of the Violence Against Women Act and the additional items that have been included in it that we fully support. I told him that as he danced in the arena and looked out at our beautiful women and girls, he saw why we desire so strongly to protect them. I said it was his duty to as well and urged him to help us anyway he could to do it. He also met many members and had great conversations with them as well.

- I attended the annual US Attorney meeting on August 1 along with several staff and Council members. This meeting is an opportunity to meet agents from the BIA, FBI, DEA, Homeland Security, IRS as well as the Interim Assistant US Attorney and his staff. Sean Lewis who has recently been appointed to the position of Tribal Liason was also there. We spoke at length about the federal government's position on marijuana and how Tribes are treated very unfairly compared to states. We asked for any financial assistance that could be given to assist us in dealing with the drug epidemic on our reservation. Information was given on trainings available to our departments and we asked for specific education session for our community. One is being planned for the week of September 3. It will deal with the signs and symptoms of drug abuse, what to do when you suspect use and what resources are available to help that individual. We also asked for help with the US Highway 41 speed limit issue. I'm not sure that the Tribal Liaison clearly understands the jurisdiction on our reservation and will be providing him with a copy of the Bell Decision.

Respectfully submitted,



Jennifer Misegan

KEWEENAW BAY INDIAN COMMUNITY
TRIBAL COUNCIL

July 2018 Report from the Secretary to the Council/Community

(for the August 4, 2018 Regular Meeting)

Big Bucks Bingo Hall - Baraga, MI

ANIN! We honor the greatness in you

Remember: "Indian Country Counts"

"Our People, Our Nations, Our Future"

We continue to recognize the richness of Native American contributions, accomplishments, and sacrifices to the political, cultural, and economic life of Michigan and the United States

The results of the Secretarial Election held on July 17, 2018 which was entirely by mail out ballot is as follows: The proposed Amendment A, to add Article IX, Judicial Branch to the KBIC's Tribal Constitution was duly adopted by a vote of 101 For and 82 Against and 0 cast ballots were found spoiled in which at least 30 percent of the 274 registered voters cast their ballots in accordance with Section 16 of the Indian Reorganization Act of June 18, 1934, as amended.

Have a happy Summer!

Mino-Bimaadizin "Live Well"

Respectfully, Susan J. LaFernier

During July, the Tribal Council held the Regular Council Meeting on Saturday, July 14 and (3) Special meetings on July 12, July 19, July 25, 2018 which was a Finance meeting. Following are the unapproved minutes. This report will be published in the KBIC "Wiikwedong Dazhi-Ojibwa" newsletter and the approved minutes can also be found on the Keweenaw Bay Indian Community Website.

July 12, 2018 Special Council Meeting (unapproved):

- Results of the June 28, 2018 Tribal Council Poll to authorize the President to sign the Guaranteed Maximum Price (GMP) documents for the casino projects prior to final approval of financing was approved: 6 For/4 Opposed/1 No Response

- Approved the April 26, April 30, and May 10, 2018 Tribal Council Meeting Minutes
- Approved the renewal fireworks permit to Pete Morin “Morin Fireworks” and a residential waiver for one year
- Approved the renewal business license to Angela Kelly “Sweet Grass Spa (Salon)” for one year
- Approved the renewal business license to Jody and Stacey Davis “Davis Gun Works (Gunsmith)” for one year
- Approved the renewal business license to Sue Ellen and Brian Elmblad “Back Road Organic Supply (Indoor/Outdoor Garden Supplies and Retail)” for one year
- Approved the Memorandum of Understanding with the Michigan Department of Environmental Quality and the U.S. Environmental Protection Agency Region 5 to implement the Safe Drinking Water Act’s public water system supervision program requirements that pertain to the construction and operation of KBIC’s new Chocolay public water system
- Approved the Master Agreement with LifeWorks US Inc. for the employee assistance program for one year for \$19,770.00
- Approved a grant agreement with NEO Philanthropy for \$10,000.00 to complete the Sand Point Lighthouse exterior roofing work and preserving the light tower which was first lit in 1878
- Approved the I.H.S. Sanitation Deficiency System (SDS) Priority List as presented
- Approved the HUD Indian Housing Plan for 2019
- Approved the changes to the KBIC Housing Department’s “Admission and Occupancy” Policy: “to qualified individuals on a yearly (change back to *monthly*) lease and added the definition of “*essential*”
- Approved \$500.00 travel donations to Alden Connor, Jr. and Angela Loonsfoot to attend their son’s police academy graduation in Artesia, New Mexico
- Approved a budget modification to add \$5,000.00 Tribal support for the BIA CTGP Tribal Court budget for additional consultant funds

July 14, 2018 Regular Council Meeting (unapproved):

- Approved the Tribal Council President’s June 2018 Report (Warren C. Swartz, Jr.)

- Approved the Tribal Council Vice President's June 2018 Report (Jennifer Misegan)
- Approved the Tribal Council Secretary's June 2018 Report (Susan J. LaFernier)
- Approved the CEO'S June 2018 Report (Larry J. Denomie, III)
- Approved the May 17, 2018 Tribal Council Meeting Minutes
- Approved Cultural Day as a holiday on the Friday of the annual KBIC Powwow
- Approved Resolution KB 027-2018 Sandra J. Swartz adds Robin E. Roe to her residential lease
- Approved the bid from Arbre Croche for the Phase I Archaeological Survey of the Ojibwa Casino Expansion/Improvements at Chocolay Township for \$18,810.40 to be completed by July 31, 2018
- Approved the July 2018 Donations: \$500.00 to the Salvation Army for basic school supplies in Ishpeming; \$1,500.00 for the Taco Sale fundraiser/benefit for Toni Minton; \$1,000.00 for the Congressman Jack Bergman campaign reception
- Approved \$500.00 to Corey Pietila to attend D. Chaudier's police academy graduation in Artesia, New Mexico
- Approved the renewal business license to Dale Friisvall "Friisvall Construction" for one year
- Approved the Employment Agreement Assistant Tribal Attorney Employment Agreement with Paul Mooney beginning August 13, 2018 for 3 years

July 19, 2018 Special Council Meeting (unapproved):

- Approved Jill Hodges for the KB OCC Board of Regents slate
- Approved the SCA Entertainment, LP Contingent Prize Contract for the PrizePro42 Football Pick'em (Pigskin Payday) for both casinos
- Approved the Tier III Services Agreement with Arbre Croche Cultural Resources to provide a Phase I archaeological survey of the Ojibwa Casino Expansion/Improvements in Chocolay Township
- Approved the Language Instructor Employment Agreement with George Howard Kimewon as an instructor of the Anishnaabemowin Language
- Approved the bid from RC Mechanical, Inc. for a replacement roof top (conditioning) unit for the Pressbox Sports Bar and Grill

- Approved the bid from ABC Supply Company, Inc. for new windows for the KBIC Housing Department Projects 65-2 and 65-3
- Approved \$31,800.00 to DSA Housing and \$1,650.00 for setup of a 2017 manufactured singlewide series home to replace the trailer home for the Marina caretaker and to compensate the caretaker to set the new home up and that the home be certified for the northern climate
- Approved the back wages request from a reinstated terminated employee from 6-6/6-22-18 and to develop a policy
- Approved the Settlement Agreement with the Community Development Corporation (CDC)

July 25, 2018 Finance/Special Council Meeting (unapproved):

- Approved a waiver of the Indian Child Protection (ICP) clearance for the PowWow temporary golf cart driver job and waive the drug test for the temporary registration workers and parking attendants jobs
- Approved an additional \$3,000.00 (northern climate walls) to the DSA Housing estimate for the 2017 manufactured singlewide series home for the Marina caretaker
- Approved the bid from REDW LLC for on-site training (up to 50 employees) in August on Purchasing, Procurement, Contracting and Implementation of the Federal Uniform Guidance, 2 CRF 200.
- Reviewed and discussed the FY 2019 Budget Timeline for Departments/Council review
- PowerPoint review with the Chief Financial Officer and CEO the Ojibwa Casinos Financial Statement Summary ending June 30, 2018; the House Profits since 2006; the Slot Revenue 2005-2018; the KBIC Revenue Allocation Plan (RAP); and the loan structures for the proposed Casino Expansion/Improvement projects