

KEWEENAW BAY INDIAN COMMUNITY

Keweenaw Bay Tribal Center
16429 Beartown Road
Baraga, Michigan 49908
Phone (906) 353-6623
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2017 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
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – JUNE 15, 2017 – 9:00 A.M.

APPROVED
6-22-17

- A. Date: June 15, 2017
- B. Call to Order: President Swartz called the meeting to order at 9:09 a.m.
- C. Invocation: Lord's Prayer and prayers for the Haataja and Loonsfoot Families
- D. Roll Call: Present: Warren C. Swartz, Jr., President
Jennifer Misegan, Vice President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary (left at 9:46 a.m.)
Doreen G. Blaker, Treasurer
Robert R.D. Curtis, Jr.
Fred Dakota (arrived at 9:16 a.m.)
Randall R. Haataja (arrived at 9:21 a.m.)
Michael F. LaFernier, Sr.
Gary F. Loonsfoot, Jr.
Elizabeth D. Mayo
- Absent: Rodney Loonsfoot
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: June 15, 2017
- Additions: New Business- 5. Larry Denomie III, CEO – b) SEMCO Energy Gas Company Service Agreement
Old Business- 3. Gary Loonsfoot, Jr., Director of Cultural Resources – THPO Vehicle Purchase Amendment

Move Closed Session to H. (after the FYI's)

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

G. For Your Information:

1. Federal Emergency Management Agency (FEMA) Office is seeking Tribal Input on an Update of the Agency's Tribal Consultation Policy first issued in 2014 (June 1, 2017 - August 29, 2017)
2. Zeba Water System 2016 Consumer Confidence Report (Annual Water Quality Report)
3. Revised Employee Conduct and Discipline Policy and Grievance Procedure (Government, Enterprises, and Ojibwa Casinos) for review
4. KBIC (Summer) Youth Employment Program Policy Handbook Proposed Revisions for review

H. Closed Session:

1. Larry Denomie III, CEO/Don Wren, Ojibwa Casinos General Manager – HR Organizational Structure [Rescheduled for next week]

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 9:13 A.M. SUPPORTED BY GARY F. LOONSFOOT, JR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Fred Dakota, Randall R. Haataja, Rodney Loonsfoot), MOTION CARRIED.

Fred Dakota arrived at 9:16 a.m.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 9:17 A.M. SUPPORTED BY GARY F. LOONSFOOT, JR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Randall R. Haataja, Rodney Loonsfoot), MOTION CARRIED.

I. Approval of Meeting Minutes:

Randall Haataja arrived at 9:21 a.m.

1. June 1, 2017

MOTION MADE BY TONI J. MINTON TO APPROVE THE JUNE 1, 2017 MEETING MINUTES. SUPPORTED BY JENNIFER MISEGAN. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Rodney Loonsfoot), MOTION CARRIED.

2. June 3, 2017

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE JUNE 3, 2017 MEETING MINUTES. SUPPORTED BY JENNIFER MISEGAN. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Rodney Loonsfoot), MOTION CARRIED.

J. New Business:

1. Bobby Escobar, Assistant Tribal Attorney (not present) –

a) Richard A. Geroux (not present) – Jimaganish Wadokaged Business License Renewal (Veteran's Organization/Non Profit Bar/Food Sales)

June 23, 2017 – June 22, 2018 (The required Annual Report has been provided and is complete)

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE JIMAGANISH WADOKAGED BUSINESS LICENSE RENEWAL. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Rodney Loonsfoot), MOTION CARRIED.

b) Bobby Escobar, Assistant Tribal Attorney/Jeffery Loman – Keweenaw Konsulting Business License Renewal (Environmental Consulting)

June 12, 2017 – June 11, 2018

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE KEWEENAW KONSULTING BUSINESS LICENSE RENEWAL FOR JEFFERY LOMAN. CO-SUPPORTED BY ROBERT R.D. CURTIS, JR. AND MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Rodney Loonsfoot), MOTION CARRIED.

- c) Charles Brumleve, Environmental Mining Specialist (not present) –
 - i. U.S. Geological Survey (USGS) Joint Funding Agreement (for the continuation of the operation of streamflow and water quality monitoring sites on the Yellow Dog, Salmon Trout, and East Branch Salmon Trout Rivers) \$30,894.00
 - ii. GLIFWC/KBIC USGS Services Memorandum Of Agreement

GLIFWC agrees to pay \$30,894.00 to USGS on behalf of the Tribe.

October 1, 2016 – September 30, 2017

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE USGS JOINT FUNDING AGREEMENT NO. 17EMMIOH0053 FOR THE YELLOW DOG, SALMON TROUT, AND EAST BRANCH TROUT RIVERS AND ALSO THE MEMORANDUM OF AGREEMENT WITH THE GREAT LAKES INDIAN FISH AND WILDLIFE COMMISSION. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Rodney Loonsfoot), MOTION CARRIED.

- 2. Jason Ayres, Real Estate Officer – Resolution KB-037-2017 Jeremy L. Forcia and Miranda L. Forcia Recreational Lease L’Anse Township

MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-037-2017 JEREMY L. FORCIA AND MIRANDA L. FORCIA RECREATIONAL LEASE. SUPPORTED BY JENNIFER MISEGAN. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Rodney Loonsfoot), MOTION CARRIED.

- 3. President Swartz –

- a) Resolution KB-036-2017 Aanikoosing Inc. ANA SEDS Grant Application for Strengthening and Expansion Project

\$400,000.00 (3) year project 20% office space match and \$100,000.00 of resources from Aanikoosing, Inc. and 3rd party contributions

MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-036-2017 AANIKOOSING INC. ANA SEDS GRANT STRENGTHENING AND EXPANSION PROJECT. SUPPORTED BY ROBERT R.D. CURTIS, JR. EIGHT IN FAVOR (Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), TWO OPPOSED (Jennifer Misegan, Susan J. LaFernier), ABSTAINING - 0, ONE ABSENT (Rodney Loonsfoot), MOTION CARRIED.

Jennifer Misegan stated: She is leery of doing any sub recipient grant with Aanikoosing Inc.

President Swartz stated: On behalf of Aanikoosing Inc., he would like to thank the Council in supporting them on their endeavor.

- b) Ojibwa Community Library (Baraga) Roof Replacement Bids (3) from Arlan Friisvall, Maintenance Director/Tier III Services Agreement

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE BID FROM LYNDON EKDAHL ROOFING FOR THE OJIBWA COMMUNITY LIBRARY ROOF REPLACEMENT IN THE AMOUNT OF \$24,800.00. SUPPORTED BY ROBERT R.D. CURTIS, JR. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFERNIER, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Rodney Loonsfoot), MOTION CARRIED.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE TIER III SERVICES AGREEMENT WITH LYNDON EKDAHL. SUPPORTED BY SUSAN J. LAFERNIER.

Jennifer Misegan withdrew her motion because there were no start and end dates.

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE TIER III SERVICES AGREEMENT WITH LYNDON EKDAHL AND ADD THE START AND END DATES. SUPPORTED BY GARY F. LOONSFOOT, JR. EIGHT IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Jr.), OPPOSED - 0, ONE ABSTAINING (Jennifer Misegan), TWO ABSENT (Rodney Loonsfoot, Elizabeth D. Mayo), MOTION CARRIED.

(Elizabeth Mayo is out of the room)

4. Charles Miller, SORNA Coordinator – Resolution KB-034-2017 Sex Offender Sentencing, Monitoring, Apprehending, Registering and Tracking (SMART) Office grant application to implement the Sexual Offender Registration and Notification Act (SORNA)

\$400,000.00 (2) year project

MOTION MADE BY TONI J. MINTON TO APPROVE RESOLUTION KB-034-2017 SORNA GRANT. SUPPORTED BY ROBERT R.D. CURTIS, JR. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFERNIER, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Rodney Loonsfoot), MOTION CARRIED.

5. Larry Denomie III, CEO –

a) Weekly Update

The Chocolay Township Town Hall meeting related to the new casino project in Harvey was held on June 13th and went very well with approximately 63 in attendance. The water quality is good and the gallons per minute have been tested and there is no impact expected to the resident's wells. A water tower in the plans will also service the Chocolay Township Fire Department. Traffic and lighting control were both addressed.

Toni Minton left at 9:46 a.m.

The Cuningham Group continues to work on the casino designs and a meeting is scheduled for June 28th with the Council.

- b) SEMCO Energy Gas Company Service Agreement - \$364,480.00 for upgrades to the existing service lines

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE SEMCO ENERGY GAS COMPANY SERVICE AGREEMENT FOR THE MARQUETTE CASINO PROJECT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr.), OPPOSED - 0, ONE ABSTAINING (Elizabeth D. Mayo), TWO ABSENT (Toni J. Minton, Rodney Loonsfoot), MOTION CARRIED.

Larry will bring an updated budget on the casino projects.

Break: 10:08 – 10:25 a.m.

6. Pamela F. Queoff, M3 Insurance Senior Account Executive – Auto Insurance (Conference Call) [Rescheduled]

K. Old Business:

1. Gary Loonsfoot, Jr., Director of Cultural Resources – THPO Vehicle Purchase Amendment (original motion approved on 6/03/17) That vehicle was no longer available for \$35,232.44.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE PURCHASE FROM FOX NEGAUNEE FOR A 2017 CHEVY SILVERADO 2500HD IN THE AMOUNT OF \$36,062.42. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Gary F. Loonsfoot, Jr.), TWO ABSENT (Toni J. Minton, Rodney Loonsfoot), MOTION CARRIED.

2. Carole LaPointe, Health Administrator – Purchase Referred Care (PRC) Program Booklet
[Rescheduled for more information on the patient count, those served and eligibility]

3. Doreen G. Blaker, Housing Director –
 - a) Admission and Occupancy Policy – Discussed inspections, evictions, minimum income. The policies will be revised for final approval next week.
 - b) Housing Quality Standards (Appendix A)

L. Adjournment:

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO ADJOURN AT 10:49 A.M. SUPPORTED BY GARY F. LOONSFOOT, JR. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Toni J. Minton, Rodney Loonsfoot), MOTION CARRIED.

Respectfully submitted,



Peggy Loonsfoot
Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – JUNE 15, 2017 – 9:00 A.M.

A. Date: June 15, 2017

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: June 15, 2017

G. For Your Information:

1. Federal Emergency Management Agency (FEMA) Office is seeking Tribal Input on an Update of the Agency's Tribal Consultation Policy (June 1, 2017 - August 29, 2017)
2. Zeba Water System 2016 Consumer Confidence Report
3. Employee Appeal and Grievance Policy (Government, Enterprises, and Ojibwa Casinos)
4. KBIC (Summer) Youth Employment Program Policy Handbook Proposed Revisions

H. Approval of Meeting Minutes:

1. June 1, 2017
2. June 3, 2017

I. New Business:

1. Bobby Escobar, Assistant Tribal Attorney –

- a) Richard A. Geroux – Jimaganish Wadokaged Business License Renewal (Veteran’s Organization/Non Profit Bar/Food Sales)
- b) Jeffery Loman – Keweenaw Konsulting Business License Renewal (Environmental Consulting)
- c) Charles Brumleve, Environmental Mining Specialist –
 - i. U.S. Geological Survey Joint Funding Agreement (for streamflow and water quality monitoring on the Yellow Dog, Salmon Trout, and East Branch Salmon Trout Rivers)
 - ii. GLIFWC/KBIC Stream Gage Memorandum Of Agreement
- 2. Charles Miller, SORNA Coordinator – Resolution KB-034-2017 Sexual Offender Registration and Notification Act (SORNA) Grant
- 3. Jason Ayres, Real Estate Officer – Resolution KB-037-2017 Jeremy L. Forcia and Miranda L. Forcia Recreational Lease
- 4. President Swartz –
 - a) Resolution KB-036-2017 Aanikoosing Inc. ANA SEDS Grant Application for Strengthening and Expansion Project
 - b) Ojibwa Community Library Roof Replacement Bids (3)/Tier III Services Agreement
- 5. Larry Denomie III, CEO – Weekly Update
- 6. Pamela F. Queoff, M3 Insurance Senior Account Executive – Auto Insurance (Conference Call) – **1:00 p.m.**

J. Old Business:

- 1. Carole LaPointe, Health Administrator – Purchase Referred Care (PRC) Program Booklet
- 2. Doreen G. Blaker, Housing Director – Policies
 - a) Admission and Occupancy
 - b) Housing Quality Standards (Appendix A)

K. Closed Session:

- 1. Larry Denomie III, CEO/Don Wren, Ojibwa Casinos General Manager – HR Organizational Structure

L. Adjournment: