

KEWEENAW BAY INDIAN COMMUNITY

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

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

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

MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – SEPTEMBER 7, 2017 – 9:00 A.M.

APPROVED

OCT 12 2017

KBIC PRESIDENT'S OFFICE

SIGNATURE: pl

- A. Date: September 7, 2017
- B. Call to Order: Vice President Misegan called the meeting to order at 9:07 a.m.
- C. Invocation: Prayer by Jennifer Misegan, Vice President
- D. Roll Call: Present: Jennifer Misegan, Vice President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary (arrived at 9:20 a.m.)
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
Elizabeth D. Mayo
Absent: Warren C. Swartz, Jr., President
- E. Declaration of Quorum: Vice President Misegan declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: September 7, 2017
- Move Bobby Escobar's agenda items in New Business to the first order of business.
- Addition: New Business- 2. Jason Ayres – b) U.P. Engineers & Architects, Inc.
Amendment to Owner-Engineer Agreement

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY RANDALL R. HAATAJA. NINE IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Toni J. Minton), MOTION CARRIED.

G. New Business:

1. Bobby Escobar, Assistant Tribal Attorney –

- a) Carole LaPointe, Health Administrator (not present) – Upper Peninsula Health Care Solutions Business Associate Agreement to provide technical assistance services to improve quality reporting

MOTION MADE BY ELIZABETH D. MAYO TO TABLE THE UPPER PENINSULA HEALTH CARE SOLUTIONS BUSINESS ASSOCIATE AGREEMENT UNTIL MORE INFORMATION IS PRESENTED. SUPPORTED BY RANDALL R. HAATAJA. NINE IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Toni J. Minton), MOTION CARRIED.

b) Lori Sherman, Natural Resources Director

- i. Gene Mensch, Fisheries and Wildlife Biologist - Henley Boat Manufacturing, Ontario, Canada Tier IV Services Agreement (delivery date or before June 30, 2018) May 30, 2018 is the completion date. \$200,399.00 for a 32'x12' vessel

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE TIER IV SERVICES AGREEMENT WITH HENLEY BOAT MANUFACTURING FOR THE PURCHASE OF A MARINE RESEARCH VESSEL FOR THE NATURAL RESOURCES DEPARTMENT. SUPPORTED BY GARY F. LOONSFOOT, JR. NINE IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Toni J. Minton), MOTION CARRIED.

- ii. Steve Lloyd Construction Tier III Services Agreement
September 11, 2017 – October 9, 2017 \$13,400.00

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE TIER III SERVICES AGREEMENT WITH STEVE LLOYD CONSTRUCTION TO PROVIDE AN ISOLATION/WELL BUILDING FOR THE NATURAL RESOURCES DEPARTMENT. SUPPORTED BY RANDALL R. HAATAJA. NINE IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Toni J. Minton), MOTION CARRIED.

- c) Angela Kelly – Sweet Grass Spa Salon Business License Renewal
July 25, 2017 – July 24, 2018

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE SWEET GRASS SPA BUSINESS LICENSE RENEWAL WITH ANGELA KELLY. CO-SUPPORTED BY MICHAEL F. LAFERNIER, SR. AND GARY F. LOONSFOOT, JR. EIGHT IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Fred Dakota, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Jr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Doreen G. Blaker), TWO ABSENT (Warren C. Swartz, Jr., Toni J. Minton), MOTION CARRIED.

H. Recognize Scheduled Delegation/Individuals:

1. Doreen Blaker, Treasurer – Donations/September 2017

a) Lyle Olson, Baraga County Convention & Visitors Bureau – Snowmobile Trail Development, Grooming/Maintaining Request

The Casino Staff and Marketing Department will meet with Lyle to work on a budget and equipment updates.

Toni Minton arrived at 9:20 a.m.

b) Darnishia L. Slade, Director of MTU International Programs and Services/Bob Wenc, Community Liaison – 28th Annual Parade of Nations (Gold sponsorship) September 16, 2017

c) Lori LaFernier – Emergency U.P. Medical Services Educational Conference (Registration fee, gas, and company car if available and include any other KBIC member who would like to attend and is associated with Bay Ambulance) September 28 – October 1 Marquette

Donations for September 2017 -

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE SEPTEMBER 2017 DONATIONS AS THE FOLLOWING: \$2,000.00 FOR THE MTU PARADE OF NATIONS, \$250.00 TO ADVANCE AMERICA FOR BACK PACKS AND SCHOOL SUPPLIES, \$250.00 TO THE SUPERIOR HEALTH FOUNDATION, \$520.00 FOR TWO TEAMS TO ATTEND THE THIRD ANNUAL MIKE HAZEN, SR. MEMORIAL GOLF SCRAMBLE, \$2,000.00 FOR THE MTU AISES POWWOW AND A KBIC FLAG, \$1,000.00 TO CONGRESSMAN DON YOUNG, \$1,000.00 TO HOUSE FINANCE COMMITTEE MEMBER DEVIN NUNES, AND \$240.00 TO LORI LAFERNIER TO ATTEND THE 36TH ANNUAL U.P. EMS CONFERENCE IN MARQUETTE PLUS GAS, USE OF A COMPANY VEHICLE IF AVAILABLE AND INCLUDE ANY OTHER KBIC MEMBER WHO SERVE WITH BAY AMBULANCE. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN 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., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

I. Approval of Meeting Minutes:

1. August 10, 2017

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE AUGUST 10, 2017 MEETING MINUTES WITH THE CHANGE. SUPPORTED BY RANDALL R. HAATAJA. NINE 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., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Gary F. Loonsfoot, Jr.), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

2. August 17, 2017

MOTION MADE BY TONI J. MINTON TO APPROVE THE AUGUST 17, 2017 MEETING MINUTES. SUPPORTED BY GARY F. LOONSFOOT, JR. NINE 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., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Susan J. LaFernier), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

[New Business]

2. Jason Ayres, Real Estate Officer –

- a) Resolution KB-045-2017 transfer residential lease No. K-164 (97) at 19383 Indian Road, L'Anse, Michigan to Joseph C. LaBeau, Sr. and Anthony M. LaBeau, transfer recreational lease in L'Anse Township to Anthony M. LaBeau, and rescinds KB-029-2017 Anthony M. LaBeau recreational lease

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE RESOLUTION KB-045-2017 MODIFICATIONS TO RESIDENTIAL AND RECREATIONAL LEASES OF JOSEPH C. LABEAU, SR. SUPPORTED BY SUSAN J. LAFERNIER. TEN 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., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

- b) U.P. Engineers & Architects, Inc. Amendment No. 1 to Owner-Engineer Agreement for the non-motorized trail (extends completion date to September 30, 2018) and adds \$2,400.00 to the cost

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE U.P. ENGINEERS & ARCHITECTS, INC. AMENDMENT TO THE OWNER ENGINEER AGREEMENT FOR THE NON-MOTORIZED TRAIL. SUPPORTED BY TONI J. MINTON. TEN 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., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

3. Gary Loonsfoot, Jr. – Point System Policy for Attendance Procedure – Ojibwa Casinos

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE ATTENDANCE PROCEDURE AS PRESENTED.

Motion died for lack of support.

Elizabeth Mayo would like to know if the managers were involved in the procedure decisions. The Council will speak with Don Wren, Ojibwa Casinos General Manager, on the issue.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO TABLE THE ATTENDANCE PROCEDURE UNTIL MORE INFORMATION IS PROVIDED. SUPPORTED BY SUSAN J. LAFERNIER. NINE 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., Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Rodney Loonsfoot), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

4. Vice President Misegan –

- a) Justice of the Appellate Division Appointment (3) year term (Renewal) with Heather Chapman

MOTION MADE BY ELIZABETH D. MAYO TO APPOINT HEATHER CHAPMAN TO THE JUSTICE OF THE APPELLATE DIVISION AND HAVE THE CONTRACT COME BACK NEXT WEEK. SUPPORTED BY TONI J. MINTON. TEN 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., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

- b) Schedule Gaming Commissioner Interview (1) applicant for a 3-year term

The interview was scheduled for September 14, 2017.

J. Closed Session:

- 1. Doreen Blaker, Housing Director - KBIC Housing Department Issue Case #003-2017

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO GO INTO CLOSED SESSION AT 10:29 A.M. SUPPORTED BY RANDALL R. HAATAJA. TEN 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., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

Break: 10:30 – 10:41 a.m. (Fred Dakota left)

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 11:02 A.M. SUPPORTED BY ROBERT R.D. CURTIS, JR. NINE 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Fred Dakota), MOTION CARRIED.

KBIC Housing Department Issue Case #003-2017

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE KBIC HOUSING DEPARTMENT POLICY WAIVER REQUEST IN CASE #003-2017. SUPPORTED BY ROBERT R.D. CURTIS, JR. NINE 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Fred Dakota), MOTION CARRIED.

K. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 11:05 A.M. SUPPORTED BY ROBERT R.D. CURTIS, JR. NINE 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Fred Dakota), MOTION CARRIED.

Respectfully submitted,


Peggy Loonsfoot
Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – SEPTEMBER 7, 2017 – 9:00 A.M.

A. Date: September 7, 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: September 7, 2017

G. Recognize Scheduled Delegation/Individuals:

1. Doreen Blaker, Treasurer – Donations/September 2017
 - a) Lyle Olson, Baraga County Convention & Visitors Bureau – Snowmobile Trail Grooming/Maintaining
 - b) Darnishia L. Slade, Director of MTU International Programs and Services/Bob Wenc, Community Liaison – Parade of Nations
 - c) Lori LaFernier – Emergency Medical Services Educational Conference

H. Approval of Meeting Minutes:

1. August 10, 2017
2. August 17, 2017

I. New Business:

1. Bobby Escobar, Assistant Tribal Attorney –

- a) Carole LaPointe, Health Administrator – Upper Peninsula Health Care Solutions Business Associate Agreement
- b) Lori Sherman, Natural Resources Director
 - i. Gene Mensch, Fisheries and Wildlife Biologist - Henley Boat Manufacturing Tier IV Services Agreement
 - ii. Steve Lloyd Construction Tier III Services Agreement
- c) Angela Kelly – Sweet Grass Spa Business License Renewal
2. Jason Ayres, Real Estate Officer - Resolution KB-045-2017 Modification to Leases of Joseph C. LaBeau, Sr.
3. Gary Loonsfoot, Jr. – Point System Policy
4. Vice President Misegan –
 - a) Justice of the Appellate Division Appointment (3) year term (Renewal)
 - b) Schedule Gaming Commissioner Interview (1) applicant for a 3-year term

J. Closed Session:

1. Doreen Blaker, Housing Director - KBIC Housing Department Issue Case #003-2017

K. Adjournment: