

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
BIG BUCKS BINGO HALL
THURSDAY – SEPTEMBER 12, 2019 – 9:00 A.M.**

- A. Date: September 12, 2019
- B. Call to Order: President Swartz called the meeting to order at 9:03 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 (arrived at 9:07 a.m.)
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: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: September 12, 2019

Toni Minton arrived at 9:07 a.m.

- Deletion: New Business- 6. Sarah Smith, CEO/Weekly Update
- Additions: New Business- 4. Doreen Blaker, Treasurer – b) Donation Request
6. Rodney Loonsfoot – Zeba Trailer Court Lot Rental Fees/Leases

MOTION MADE BY KIM KLOPSTEIN TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

G. Old Business:

1. President Swartz - Ojibwa BP Loan Renewal Authorized Signers

MOTION MADE BY GARY F. LOONSFOOT, JR. TO APPROVE PRESIDENT SWARTZ AND TREASURER BLAKER AS THE AUTHORIZED SIGNERS ON THE BP LOAN REFINANCE DOCUMENTS. SUPPORTED BY TONI J. MINTON. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

H. New Business:

1. Paul Mooney, Assistant Tribal Attorney –
 - a) Heather Wood-Paquet, Health Promotions Coordinator (not present) - Inter-Tribal Council (ITC) of Michigan, Inc. Sub-contractual Agreement for the Tribal Maternal, Infant and Early Childhood Home Visiting Program 2018-19 Budget September 30, 2018 – September 29, 2019

The ITC agreement is from last year and although we have been receiving the funds it was overlooked that it was never signed.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE SUB-CONTRACTUAL AGREEMENT WITH ITC FOR THE TRIBAL MATERNAL, INFANT AND EARLY CHILDHOOD HOME VISITING PROGRAM 2018-19 BUDGET. SUPPORTED BY SUSAN J. LAFERNIER. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

- b) Business (New) License Application for Suzanne Mleko - MMGC (painting) September 6, 2019 – September 5, 2020

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE NEW BUSINESS LICENSE FOR SUZANNE MLEKO - MMGC. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

- c) Sarah Smith, CEO - BIA Contract A19AV00828 for Litigation Support \$73,625.00
October 1, 2019 – September 30, 2020

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE BIA CONTRACT FOR LITIGATION SUPPORT. CO-SUPPORTED BY GARY F. LOONSFOOT, JR. AND DALE F. GOODREAU. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

2. President Swartz – Resolution KB-033-2019 Kenneth A. Potter and Sandra D. Potter (Non-Tribal) Residential Lease to husband and wife in L’Anse Township (Ford Farm Road)

MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-033-2019 KENNETH A. POTTER AND SANDRA D. POTTER RESIDENTIAL LEASE. SUPPORTED BY RODNEY LOONSFOOT. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

3. Doreen Blaker, KBIC Housing Department Director –

- a) Kahkonen Excavating, Inc. (KCO) Tier II Services Agreement

\$57,720.00 Grade Improvements and \$7,680.00 Drain Tile Separation (term ends upon completion)
Housing Units – Mold Grant

MOTION MADE BY TONI J. MINTON TO APPROVE THE TIER II SERVICES AGREEMENT WITH KAHKONEN EXCAVATING. SUPPORTED BY KIM KLOPSTEIN. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

- b) Donation Request

Request from Tina Owens for an Indian Taco Fundraiser on September 20, 2019 to assist Monica Kohn with the funeral expenses of Tim Kohn husband (Non-Tribal)

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE DONATION REQUEST FROM TINA OWENS OF \$500.00 FOR A FUNDRAISER TO HELP MONICA KOHN PAY FOR HER HUSBAND’S FUNERAL EXPENSES. SUPPORTED BY RODNEY LOONSFOOT. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

4. Rodney Loonsfoot – Zeba Trailer Court Lot Rental Fees (Convert into Residential Leases)

MOTION MADE BY RODNEY LOONSFOOT TO ELIMINATE THE \$50 LOT FEE AT THE ZEB TRAILER COURT FOR TRIBAL MEMBERS ONLY WITH THE EXCEPTION OF ONE NON-TRIBAL SPOUSE AND TO HAVE THE REAL ESTATE OFFICER BEGIN THE PROCESS OF CONVERTING THE CURRENT ELEVEN LOT RENTALS INTO RESIDENTIAL LEASES AND INCLUDE IN EACH LEASE THAT THE INDIVIDUALS WILL BE RESPONSIBLE FOR THEIR OWN GARBAGE PICKUP. CO-SUPPORTED BY GARY F. LOONSFOOT, JR. AND KIM KLOPSTEIN. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

5. Larry Denomie III, Ojibwa Casinos General Manager –

- a) Replace existing with a new Auto Stik Tank Monitor System Bid (1) from Northwest Petroleum for the Pines Convenience Center \$25,285.61

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE BID FROM NORTHWEST PETROLEUM TO REPLACE THE AUTO STIK TANK MONITOR SYSTEM AT THE PINES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

- b) Baraga and Marquette Casinos Oasis One Card Software Install and Professional Services (Players Cards will be combined for both Baraga and Marquette) \$271,750.00 (The funding is in the Cap Ex)

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE OASIS SOFTWARE INSTALL AND PROFESSIONAL SERVICES. SUPPORTED BY DOREEN G. BLAKER. 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., Elizabeth D. Mayo), ONE OPPOSED (Rodney Loonsfoot), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Rodney Loonsfoot stated his opposition: He believes we are over the budget.

- c) Marquette Casino Extended Oasis Hardware Maintenance and Support Services \$191,520.00 (The funding is in the Cap Ex)

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE EXTENDED OASIS HARDWARE MAINTENANCE AND SUPPORT SERVICES. SUPPORTED BY TONI J. MINTON. 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., Elizabeth D. Mayo), ONE OPPOSED (Rodney Loonsfoot), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

d) Weekly Update – available for your review

6. Gary Loonsfoot, Jr., KBIC Cannabis Developer/Weekly Update – Verbal Report

A Community meeting will be held on September 20, 2019 at 6:00 p.m. in the Bingo Hall with Mark Abraham, Grow Operator for KBIC Cannabis Development and Processing Facility and Quadrant Consultants present to provide information on the cannabis venture.

Rodney Loonsfoot stated that there are questions in the community about the referendum proposal and a lot of people are saying the question was specific to the purchase of the ELF facility.

[The June 1, 2019 Proposal reads: Do you approve of an investment of 4 million dollars into the acquisition of a medical marijuana grow and dispensary business? The investment would come from the Elder’s Trust Fund which would be paid back to make solvent. The investment would cover the acquisition of real estate to be used for a dispensary and grow facility, retaining political and legal representation, licensing fees, and all other associated costs. The results: Yes: 217 No: 155; certified on June 6, 2019]

I. Closed Session:

1. Sarah Smith, CEO – Resignation Letter/Micah David MSN, FNP-C Nurse Practitioner

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 10:02 A.M. SUPPORTED BY KIM KLOPSTEIN. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Break: 10:05 - 10:19 a.m.

MOTION MADE BY KIM KLOPSTEIN TO GO INTO OPEN SESSION AT 10:48 A.M. SUPPORTED BY RANDALL R. HAATAJA. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Donation Request from Michelle Picciano (added to the agenda) for Medical Travel Expenses related to her mother Shirley Stevens.

MOTION MADE BY TONI J. MINTON TO APPROVE THE DONATION REQUEST FROM MICHELLE PICCIANO FOR MEDICAL RELATED TRAVEL USING THE CAP GUIDELINES UP TO \$500.00. SUPPORTED BY ROBERT R.D. CURTIS, JR. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Joseph Zobro, M.D. request for Continuing Education Credits (CEU's)

Dr. Zobro has recently turned in a letter of resignation.

MOTION MADE BY ELIZABETH D. MAYO TO GRANT DR. ZOBRO \$5,000.00 FOR HIS CEU'S TO RETAIN HIS BOARD CERTIFICATION. SUPPORTED BY ROBERT R.D. CURTIS, JR. SIX IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), FIVE OPPOSED (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Toni J. Minton, Randall R. Haataja, Rodney Loonsfoot), ABSTAINING - 0, ABSENT - 0. PRESIDENT SWARTZ VOTES IN OPPOSITION WHICH CREATES A TIE VOTE, MOTION DEFEATED.

Donation request from Rodney Loonsfoot (added to the agenda) for the Marquette residents to host a Tribal Community Harvest Feast on October 12, 2019 following the Council meeting at the Harvey Community Center. Glenn and Joanne Bressette have volunteered to help. (Receipts required)

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE A DONATION REQUEST OF \$500.00 FOR A HARVEST FEAST FOR THE MARQUETTE COUNTY TRIBAL COMMUNITY. SUPPORTED BY ROBERT R.D. CURTIS, 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), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

J. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 10:54 A.M. SUPPORTED BY RANDALL R. HAATAJA. ALL 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, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Respectfully submitted,

Peggy Loonsfoot
Administrative Specialist