A. Date: June 23, 2016

B. Call to Order: President Swartz called the meeting to order at 9:05 a.m.

C. Invocation: Lord’s Prayer

D. Roll Call: Present: Warren C. Swartz, Jr., President
   Jennifer Misegan, Vice President (left at 12:23 p.m.)
   Susan J. LaFernier, Secretary
   Toni J. Minton, Assistant Secretary (left at 12:23 p.m.)
   Robert R.D. Curtis, Jr. (arrived at 9:08 a.m.)
   Fred Dakota (left at 10:40 a.m.)
   Eddy Edwards (left at 12:23 p.m.)
   Randall R. Haataja
   Michael F. LaFernier, Sr. (left 10:20 a.m. – 1:09 p.m.)
   Gary F. Loonsfoot, Sr. (left 12:23 – 1:26 p.m.)
   Donald Shalifoe, Sr. (arrived at 9:13 a.m.)

   Absent: Doreen G. Blaker, Treasurer

E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.

F. Approval of Agenda: June 23, 2016

Addition: For Your Information-
   1. Medicaid Report for Substance Abuse Programs

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AGENDA WITH THE ADDITION. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Fred Dakota, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Robert R.D. Curtis, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.
G. For Your Information:

1. Medicaid Report for Substance Abuse Programs – Follow up report regarding prior billing issues from Sarah Maki, Assistant CEO

Robert R.D. Curtis, Jr. arrived at 9:08 a.m.

H. Approval of Meeting Minutes:

1. June 16, 2016

Donald Shalifoe, Sr. arrived at 9:13 a.m.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE JUNE 16, 2016 MEETING MINUTES. SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ONE ABSTAINING (Randall R. Haataja), ONE ABSENT (Doreen G. Blaker), MOTION CARRIED.

I. Recognize Scheduled Delegation/Individuals:

1. Pamela F. Queoff, M3 Insurance Senior Account Executive - Property Insurance Renewal effective July 1, 2016 through Tribal First $175,880.00

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE M3 PROPERTY INSURANCE RENEWAL EFFECTIVE JULY 1, 2016. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Doreen G. Blaker), MOTION CARRIED.

2. Corey Palmer, M3 Insurance – Symetra Tribal Member Group Life Insurance Program Proposal

KBIC currently self-funds a death benefit of $4,000. The Council consensus is to provide a $5,000 benefit with the Tribe listed as beneficiary to pay funeral expenses directly and offer tribal members an option to purchase additional voluntary supplemental life insurance for themselves and their dependents at a unique group level.

J. Closed Session:

1. Ojibwa Casinos General Manager Interviews (2) present (2) by Telephone Teleconference
MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 10:07 A.M. SUPPORTED BY GARY F. LOONSFOOT, SR. TEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Doreen G. Blaker), MOTION CARRIED.

Break: 10:08 – 10:16 a.m.

Michael LaFernier, Sr. left at 10:20 a.m.

Fred Dakota left at 10:40 a.m.

Lunch: 12:23 – 1:09 p.m. (Jennifer Misegan, Toni Minton, and Eddy Edwards left)

Michael LaFernier, Sr. returned at 1:09 p.m.

MOTION MADE BY DONALD SHALIFOE, SR. TO GO INTO OPEN SESSION AT 1:10 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. FIVE IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, SIX ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards, Gary F. Loonsfoot, Sr.), MOTION CARRIED.

[No quorum]

Gary Loonsfoot, Sr. returned from lunch at 1:26 p.m.

[Back in session at 1:27 p.m.]

K. Old Business:

1. Sarah Maki, Assistant CEO – Follow up Updated Report on 2009 – Present regarding the New Day/Health Center Billing/Medicaid for Substance Abuse Programs

The Council directed Sarah to follow up with New Day submitting the necessary billing documents and return next week.

2. Susan LaFernier, Secretary - USGS Water Quality Sampling on the Middle Branch Escanaba River Amendment

Charles Brumleve submitted an amendment from the USGS to the Joint Funding Agreement (2 years) adding $10,826 USGS funding and $25,262 KBIC funding.
MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE AMENDMENT TO THE JOINT FUNDING AGREEMENT WITH THE U.S. GEOLOGICAL SURVEY ON THE MIDDLE BRANCH ESCANABA RIVER WATER SAMPLING WITH THE TRIBAL COOPERATIVE WATER MONITORING PROGRAM. SUPPORTED BY RANDALL R. HAATAJA. SIX IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

L. New Business:

1. Jason Ayres, Real Estate Officer –
   a) Resolution KB-026-2016 Robert C. Genschow Undivided Fractional Interest Sale - William Tyosh Allotment (No. 475 2011) in L’Anse approximately 0.350 acres for $20,790 and Purchase Agreement

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE RESOLUTION KB-026-2016 ROBERT C. GENSCHOW UNDIVIDED FRACTIONAL INTEREST SALE. SUPPORTED BY MICHAEL F. LAFERNIER, SR. FOUR IN FAVOR (Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), TWO OPPOSED (Susan J. LaFernier, Robert R.D. Curtis, Jr.), ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

   b) Resolution KB-029-2016 Joseph W. Decota II Recreational Campsite Lease in Baraga

MOTION MADE BY DONALD SHALIFOE, SR. TO APPROVE RESOLUTION KB-029-2016 JOSEPH W. DECOTA II RECREATIONAL CAMPSITE LEASE. SUPPORTED BY ROBERT R.D. CURTIS, JR. SIX IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

   c) Resolution KB-030-2016 Keith W. Lofquist Recreational Campsite Lease in L’Anse

MOTION MADE BY DONALD SHALIFOE, SR. TO APPROVE RESOLUTION KB-030-2016 KEITH W. LOFQUIST RECREATIONAL CAMPSITE LEASE. SUPPORTED BY GARY F. LOONSFOOT, SR. SIX IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.
d) Resolution KB-031-2016 Assignment of lease and bill of sale between New Cingular Wireless PCS, LLC and Diamond Towers IV LLC entered into as of May 16, 2016

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE RESOLUTION KB-031-2016 NEW CINGULAR WIRELESS PCS, LLC TO DIAMOND TOWER IV LLC LEASE ASSIGNMENT. SUPPORTED BY DONALD SHALIFOE, SR. SIX IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

2. President Swartz –

   a) James Lahti Personal Use Cutting Permit Request on Vuk/Brewery Road Field for Cutting Hay. Joe Robilllard also requested to cut and bale hay on the northeast corner.

MOTION MADE BY DONALD SHALIFOE, SR. TO APPROVE THE REQUEST FROM JAMES LAHTI TO CUT HAY FROM THE FIELD ALONG THE VUK AND BREWERY ROADS IN THE SOUTHEAST CORNER. SUPPORTED BY ROBERT R.D. CURTIS, JR. SIX IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE JOSEPH ROBILLARD TO CUT HAY FROM THE FIELD ALONG THE VUK AND BREWERY ROADS IN THE NORTHEAST CORNER. SUPPORTED BY RANDALL R. HAATAJA. FOUR IN FAVOR (Susan J. LaFernier, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), TWO OPPOSED (Robert R.D. Curtis, Jr., Donald Shalifoe, Sr.), ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

   b) Education Committee Selection (1) KBIC Parent Seat 3-year Term - (1) Applicant

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPOINT VICTORIA DAKOTA TO THE EDUCATION COMMITTEE FOR A THREE-YEAR TERM EFFECTIVE JUNE 2016. SUPPORTED BY SUSAN J. LAFERNIER. SIX IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

   c) Marquette Township Board Meetings May 17, 2016/June 7, 2016/June 21, 2016
   Review of videos of the meetings [Rescheduled]

President Swartz attended the June 21, 2016 meeting and addressed the Marquette Township Board with the Council’s concerns regarding comments made by some of the board members in reference to the Tribe and the Land in Trust concerns that they sent to the BIA on the Ojibwa Express Gas Station.
3. Bruce LaPointe, Director of Public Works – Ford Farm Road in L’Anse, MI. Bids (3) I.H.S. also reviewed the bids.

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE BID FROM MJO CONTRACTING IN THE AMOUNT OF $1,241,481.35 FOR THE FORD FARM ROAD IMPROVEMENTS. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

4. Lori Sherman, Director of Natural Resources – Resolution KB-032-2016 Keepseagle Native American Agriculture Fast Track Fund Application for a one-time funding distribution from the Keepseagle v. Vilsack Settlement Agreement for agricultural purposes.

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE RESOLUTION KB-032-2016 KEEPSAGLE NATIVE AMERICAN AGRICULTURE FAST TRACK FUND APPLICATION. SUPPORTED BY DONALD SHALIFOE, SR. SIX IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

5. Susan LaFernier, Secretary – Schedule Government Employee Appeal of Dismissal Hearing Case #005-16

The hearing was scheduled for June 30, 2016 at 1:00 p.m.

Break: 2:25 – 2:35 p.m.

6. Larry Denomic III, CEO –
   a) Resolution KB-028-2016 Revised Casino Plans Ballot Proposal

1. “Do you support a casino development project in Baraga at the current casino site with an estimated cost of $6.5 million?”

2. “Do you support a casino development project in Marquette at the current casino site with an estimated cost of $33.5 million?”

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE RESOLUTION KB-028-2016 REVISED CASINO PLANS BALLOT PROPOSAL. SUPPORTED BY SUSAN J. LAFERNIER.

MOTION MADE BY DONALD SHALIFOE, SR. TO TABLE RESOLUTION KB-028-2016 REVISED CASINO PLANS BALLOT PROPOSAL UNTIL WE HAVE A FULL COUNCIL. SUPPORTED BY ROBERT R.D. CURTIS, JR. FOUR IN FAVOR (Robert R.D. Curtis, Jr., Randall R. Haataja, Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), TWO OPPOSED (Susan J. LaFernier, Michael F. LaFernier, Sr.), ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.
b) Global Market Advisors (GMA) Proposal Request for Addendum to the 2015 Report Ojibwa Casino – Marquette Hotel Market Assessment and Hotel Brand Recommendations [Rescheduled]

c) Handicapped Accessible Van for Ojibwa Seniors

The family of Sybil LaFernier has a 2008 Chevy Express 1500 handicap accessible van for sale with a wheelchair lift.

**MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE $18,000.00 FOR THE PURCHASE OF A 2008 CHEVY EXPRESS HANDICAP ACCESSIBLE VAN. SUPPORTED BY DONALD SHALIFOE, SR. FIVE IN FAVOR (Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ONE ABSTAINING (Susan J. LaFernier), FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.**

d) Weekly Update

Larry reported the Village of Baraga has declined to participate in the Tribe’s public service announcement on our Radio Station regarding lowering the speed limit to 45 mph along Hwy 41 through Baraga until they meet.

[Closed Session]

2. Gary Loonsfoot, Jr., Director of Cultural Resources – Language Instructor Employment Agreement Amendment

**MOTION MADE BY DONALD SHALIFOE, SR. TO GO INTO CLOSED SESSION AT 2:49 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.**

**MOTION MADE BY GARY F. LOONSFoot, SR. TO GO INTO OPEN SESSION AT 2:55 P.M. SUPPORTED BY DONALD SHALIFOE, SR. SIX IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.**

Darrell Kingbird Language Instructor Employment Agreement Amendment regarding additional annual leave for 2016 and 2017

June 23, 2016 – June 23, 2017
MOTION MADE BY DONALD SHALIFOE, SR. TO APPROVE THE LANGUAGE INSTRUCTOR EMPLOYMENT AGREEMENT AMENDMENT. SUPPORTED BY GARY F. LOONSFOOT, SR. SIX IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

M. Adjournment:

MOTION MADE BY SUSAN J. LAFERNIER TO ADJOURN AT 2:59 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Susan J. LaFernier, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

Respectfully submitted,

Peggy Loonsfoot
Administrative Specialist
AGENDA
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – JUNE 23, 2016 – 9:00 A.M.

A. Date: June 23, 2016

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
- Eddy Edwards
- Randall R. Haataja
- Michael F. LaFernier, Sr.
- Gary F. Loonsfoot, Sr.
- Donald Shalifoe, Sr.

E. Declaration of Quorum:

F. Approval of Agenda: June 23, 2016

G. Approval of Meeting Minutes:

1. June 16, 2016

H. Recognize Scheduled Delegation/Individuals:

1. Pamela F. Queoff, M3 Insurance Senior Account Executive
   a) Property Insurance Renewal July 1, 2016
   b) Corey Palmer - Tribal Member Life Insurance

I. Old Business:

2. Susan LaFernier, Secretary - USGS Water Quality Sampling on the Middle Branch Escanaba River Amendment
J. New Business:

1. Jason Ayres, Real Estate Officer –
   a) Resolution KB-026-2016 Robert C. Genschow UFI Sale – William Tyosh
   b) Resolution KB-029-2016 Joseph W. Decota II Recreational Campsite Lease
   c) Resolution KB-030-2016 Keith W. Lofquist Recreational Campsite Lease
   d) Resolution KB-031-2016 New Cingular Wireless PCS, LLC to Diamond Tower IV LLC Lease Assignment

2. President Swartz –
   a) Jim Lahti Personal Use Request on Vuk/Brewery Road Field for Cutting Hay
   b) Education Committee Selection (1) KBIC Parent Seat 3-year Term - (1) Applicant
   c) Marquette Township Board Meetings May 17, 2016/June 7, 2016/June 21, 2016

3. Bruce LaPointe, Director of Public Works – Ford Farm Road Bids (3)

4. Lori Sherman, Director of Natural Resources – Resolution KB-032-2016 Keepseagle Native American Agriculture Fast Track Fund Application

5. Susan LaFernier, Secretary – Schedule Government Employee Appeal of Dismissal Hearing Case #005-16

6. Larry Denomic III, CEO –
   a) Resolution KB-028-2016 Revised Casino Plans Ballot Proposal
   b) GMA Proposal for Casino Projects
   c) Handicap Accessible Van for Ojibwa Seniors
   d) Weekly Update

K. Closed Session:

1. Ojibwa Casinos General Manager Interviews (4) - 10:00 a.m. – 12:00 p.m.

2. Gary Loonsfoot, Jr., Director of Cultural Resources – Language Instructor Employment Agreement Amendment

L. Adjournment: