KEWEENAW BAY INDIAN COMMUNITY

Keweenaw Bay Tribal Center
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MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
BIG BUCKS BINGO HALL
THURSDAY – MARCH 19, 2020 – 9:00 A.M.

A. Date: March 19, 2020

B. Call to Order: President Swartz called the meeting to order at 9:14 a.m.

C. Invocation: Lord’s Prayer

D. Roll Call:
   Present: Warren C. Swartz, Jr., President (left at 9:39 a.m.-10:57 a.m.)
   Gary F. Loonsfoot, Jr., Vice President
   Doreen G. Blaker, Treasurer
   Robert R.D. Curtis, Jr.
   Eddy Edwards (arrived at 9:23 a.m.) (left 11:13 a.m.-1:15 p.m.)
   Dale F. Goodreau
   Randall R. Haataja (left at 12:11 p.m.)
   Susan J. LaFernier
   Rodney Loonsfoot
   Don Messer

   Absent: Kim Klopstein, Secretary
   Toni J. Minton, Assistant Secretary

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

F. Approval of Agenda: March 19, 2020

   Addition: Closed Session: 4. President Swartz/Larry Denomie, III - Casino’s Closure
   Discussion/Marquette Ojibwa Express Gas Station

   Deletion: Closed Session: 2. b) Resolution KB-008-2020 KBIC Fourth Amendment and Restated Tribal Elders and Disability Pension Trust

MOTION MADE BY GARY F. LOONSFOOT, JR., TO APPROVE THE AGENDA WITH THE ADDITIONS AND DELETIONS. SUPPORTED BY ROBERT R.D. CURTIS, JR. EIGHT IN
FAVOR (Gary F. Loonsfoot, Jr., Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Susan J. LaFernier, Rodney Loonsfoot, Don Messer), OPPOSED -0, ABSTAIN – 0, ABSENT – 3 (Kim Klopstein, Toni J. Minton, Eddy Edwards), MOTION CARRIED.

G. For Your Information:

1. Resolution KB-586-97 Tribal Court Advocacy Rules Revised

H. Recognize Scheduled Delegation/Individuals:

1. Lyle Olson, Baraga County Convention & Visitors Bureau –
   a) Rerouting Snowmobile Trails to the Baraga Casino Discussion – he will review the trail information with Jason Ayres, Real Estate Officer

Eddy Edwards arrived at 9:24 a.m.

   b) Water Drafting Site – Discussion for a site by the lake near the Hatchery for the Fire Department – he will work with Tom Chosa

I. Department Head Reports/January 2020


J. New Business:

1. Jason Ayres, Real Estate Officer –
   a) Resolution KB-007-2020 Tribal Transportation Improvement Plan (TTIP) 2020-2023

MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-007-2020 TRIBAL TRANSPORTATION IMPROVEMENT PLAN (TTIP) 2020-2023. SUPPORTED BY DON MESSER. NINE IN FAVOR (Gary F. Loonsfoot, Jr., Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Dale F. Goodreau, Randall R. Haataja, Susan J. LaFernier, Rodney Loonsfoot, Don Messer), OPPOSED -0, ABSTAIN – 0, ABSENT – 2 (Kim Klopstein, Toni J. Minton), MOTION CARRIED.

   b) Resolution KB-009-2020 2019 KBIC Tribal Transportation Safety Management Plan

MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-009-2020 KBIC TRIBAL TRANSPORTATION SAFETY MANAGEMENT PLAN. SUPPORTED BY DALE F. GOODREAU. NINE IN FAVOR (Gary F. Loonsfoot, Jr., Doreen G. Blaker, Robert R.D. Curtis,
Jr., Eddy Edwards, Dale F. Goodreau, Randall R. Haataja, Susan J. LaFernier, Rodney Loonsfoot, Don Messer), OPPOSED -0, ABSTAIN – 0, ABSENT – 2 (Kim Klopstein, Toni J. Minton), MOTION CARRIED.

2. Carole LaPointe, Team Lead – (3) Vehicle Bids for a 2020 Chevrolet Suburban for the Niimagimiwang Transitional Home Programs & Services

Warren C. Swartz, Jr. left at 9:39 a.m.

MOTION MADE BY EDDY EDWARDS TO APPROVE THE VEHICLE BID FROM KEWEENAW CHEVROLET IN THE AMOUNT OF $50,225.00 TO BE PAID FROM THE VOCA GRANT. CO-SUPPORTED BY RODNEY LOONSFOOT AND DON MESSER. EIGHT IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Dale F. Goodreau, Randall R. Haataja, Susan J. LaFernier, Rodney Loonsfoot, Don Messer), OPPOSED - 0, ABSTAINING - 0, ABSENT - 3 (Warren C. Swartz, Jr., Kim Klopstein, Toni J. Minton), MOTION CARRIED.

3. Sarah Smith, CEO/Weekly Update (Verbal) The Pharmacy will be closed on Saturdays.
4. Paul Mooney, Assistant Tribal Attorney –
   a) Larry Denomie III, Ojibwa Casinos General Manager - AGS Gaming Equipment Conversion Order (remove from the agenda-need to contact the company)
   b) Independent Roofing & Siding Company Tier II Services Agreement for roofing services at the KBIC Head Start Building in Zeba

MOTION MADE BY EDDY EDWARDS TO TABLE THE TIER II ROOFING CONTRACT UNTIL WE GET MORE INFORMATION ABOUT THE NECESSITY/TIMELINE OF THE ROOF. SUPPORTED BY DON MESSER. EIGHT IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Dale F. Goodreau, Randall R. Haataja, Susan J. LaFernier, Rodney Loonsfoot, Don Messer), OPPOSED - 0, ABSTAINING - 0, ABSENT - 3 (Warren C. Swartz, Jr., Kim Klopstein, Toni J. Minton), MOTION CARRIED.

MOTION MADE BY DOREEN G. BLAKER TO GO INTO CLOSED SESSION AT 9:57 A.M OPEN TO KBIC TRIBAL MEMBERS. SUPPORTED BY ROBERT R.D. CURTIS, JR. EIGHT IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Dale F. Goodreau, Randall R. Haataja, Susan J. LaFernier, Rodney Loonsfoot, Don Messer), OPPOSED - 0, ABSTAINING - 0, ABSENT - 3 (Warren C. Swartz, Jr., Kim Klopstein, Toni J. Minton), MOTION CARRIED.

Break: 9:58 a.m. – 10:12 a.m.


3
5. Larry Denomie III, Ojibwa Casinos General Manager/No Weekly Update

6. Doreen Blaker, KBIC Housing Department - Request to waive the low income (30%) housing late fees

MOTION MADE BY SUSAN J. LA FERNIER TO APPROVE THE WAIVER OF LATE FEES FOR LOW-INCOME HOUSING AND MARKET RATE HOMES FOR APRIL/MAY. SUPPORTED BY EDDY EDWARDS. SEVEN IN FAVOR (Robert R.D. Curtis, Jr., Eddy Edwards, Dale F. Goodreau, Randall R. Haataja, Susan J. LaFernier, Rodney Loonsfoot, Don Messer), OPPOSED - 0, ABSTAINING - 1 (Doreen G. Blaker), ABSENT - 3 (Warren C. Swartz, Jr., Kim Klopstein, Toni J. Minton), MOTION CARRIED.

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO GO INTO CLOSED SESSION AT 10:17 A.M OPEN TO KBIC TRIBAL MEMBERS. SUPPORTED BY DALE F. GOODREAU. EIGHT IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Dale F. Goodreau, Randall R. Haataja, Susan J. LaFernier, Rodney Loonsfoot, Don Messer), OPPOSED - 0, ABSTAINING - 0, ABSENT - 3 (Warren C. Swartz, Jr., Kim Klopstein, Toni J. Minton), MOTION CARRIED.

K. Closed Session:

1. Gary Loonsfoot, Jr., KBIC Cannabis Developer/Weekly Update [Open to KBIC Members]
2. Paul Mooney, Assistant Tribal Attorney –
   a) Assignment – Sale Contract for the Crystal Falls Property
   b) Consent to Assignment – Sale Contract

MOTION MADE BY DOREEN G. BLAKER TO GO INTO CLOSED SESSION AT 10:51 a.m. SUPPORTED BY DALE F. GOODREAU. EIGHT IN FAVOR (Doreen B. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Dale F. Goodreau, Randall R. Haataja, Susan J. LaFernier, Rodney Loonsfoot, Don Messer), OPPOSED – 0, ABSTAINING – 0, ABSENT – 3 (Warren C. Swartz, Jr., Kim Klopstein, Toni J. Minton), MOTION CARRIED.

Warren C. Swartz, Jr., returned at 10:57 a.m.

3. Danielle Webb, Tribal Attorney – Update
4. President Swartz/Larry Denomie, III, Ojibwa Casinos General Manager –
   a) Casinos Closures
   b) Marquette Ojibwa Express Gas Station

Break: 11:13 a.m. – 11:45 a.m. -Eddy Edwards left Senator Bergman Telephone Call

Lunch: 12:11 p.m. – 1:00 p.m. -Eddy Edwards returned 1:15 p.m./Randall R. Haataja left Senator Bergman Telephone Call ended at 1:40 p.m.

Break: 2:12 p.m. – 2:24 p.m.
MOTION MADE BY DOREEN G. BLAKER TO GO INTO OPEN SESSION AT 3:28 P.M. SUPPORTED BY GARY F. LOONSFOOT, JR. EIGHT IN FAVOR (Gary F. Loonsfoot, Jr., Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Dale F. Goodreau, Susan J. LaFernier, Rodney Loonsfoot, Don Messer), OPPOSED - 0, ABSTAINING - 0, ABSENT - 3 (Kim Klopstein, Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

MOTION MADE BY DOREEN G. BLAKER TO APPROVE ANNEX-H PANDEMIC INFLUENZA CONTINUITY OF OPERATIONS PLAN WITH THE FOLLOWING CHANGES: V. OPERATIONAL PHASES AND IMPLEMENTATION PHASE II: CHANGE 2 TRIBAL DEPARTMENTS TO 2 TRIBAL BUILDINGS; PHASE III: ADD HOUGHTON COUNTY. SUPPORTED BY GARY F. LOONSFOOT, JR. SIX IN FAVOR (Gary F. Loonsfoot, Jr., Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Susan J. LaFernier, Don Messer), OPPOSED – 1 (Eddy Edwards), ABSTAINING – 1 (Rodney Loonsfoot), ABSENT - 3 (Kim Klopstein, Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

MOTION MADE BY RODNEY LOONSFOOT TO APPOINT CHAD DEPETRO AS AN APPELLATE JUDGE, CONTINGENT ON HIM ACCEPTING THE TERMS AS DISCUSSED. SUPPORTED BY EDDY EDWARDS. EIGHT IN FAVOR (Gary F. Loonsfoot, Jr., Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Dale F. Goodreau, Susan J. LaFernier, Rodney Loonsfoot, Don Messer), OPPOSED - 0, ABSTAINING - 0, ABSENT - 3 (Kim Klopstein, Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

MOTION MADE BY DOREEN G. BLAKER TO APPROVE A LOAN OF $20,000 TO ANIKOOSING, INC. FOR FINAL PAYMENT OF GAS AND BEGIN TEMPORARY CLOSURE OF THE OJIBWA EXPRESS IN MARQUETTE. CO-SUPPORTED BY DALE F. GOODREAU/GARY F. LOONSFOOT, JR. FIVE IN FAVOR (Gary F. Loonsfoot, Jr., Doreen G. Blaker, Dale F. Goodreau, Rodney Loonsfoot, Don Messer), OPPOSED – 1 (Eddy Edwards), ABSTAINING – 2 (Robert R.D. Curtis, Jr., Susan J. LaFernier), ABSENT - 3 (Kim Klopstein, Toni J. Minton, Randall R. Haataja), MOTION CARRIED.


L. Adjournment:

MOTION MADE BY EDDY EDWARDS TO ADJOURN AT 3:44 P.M. SUPPORTED BY DALE F. GOODREAU. EIGHT IN FAVOR (Gary F. Loonsfoot, Jr., Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Dale F. Goodreau, Susan J. LaFernier, Rodney Loonsfoot, Don
Messer), OPPOSED - 0, ABSTAINING - 0, ABSENT - 3 (Kim Klopstein, Toni J. Minton, Randall R. Haataja), MOTION CARRIED.

Respectfully submitted,

[Signature]

Robin Roe
CEO Administrative Specialist