

KEWEENAW BAY INDIAN COMMUNITY

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

2015 TRIBAL COUNCIL

WARREN C. SWARTZ, JR., President
JENNIFER MISEGAN, Vice President
TONI J. MINTON, Secretary
SUSAN J. LAFERNIER, Assistant Secretary
DOREEN G. BLAKER, Treasurer

ROBERT "R.D." CURTIS, JR.
EDDY EDWARDS
RANDALL R. HAATAJA
MICHAEL F. LAFERNIER, SR.
GARY F. LOONSFOOT, SR.
DON MESSER, JR.
DONALD SHALIFOE, SR.

MINUTES KEWEENAW BAY INDIAN COMMUNITY SPECIAL COUNCIL MEETING OJIBWA CASINO RESORT CONFERENCE ROOM THURSDAY – OCTOBER 1, 2015 – 9:00 A.M.

APPROVED

11-9-15

- A. Date: October 1, 2015
- 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
Jennifer Misegan, Vice President
Toni J. Minton, Secretary (arrived at 9:06 a.m., left at 11:57 a.m.)
Susan J. LaFernier, Assistant Secretary
Doreen G. Blaker, Treasurer
Robert R.D. Curtis, Jr. (left at 10:36 a.m.)
Eddy Edwards (left at 10:36 a.m.)
Randall R. Haataja
Michael F. LaFernier, Sr. (arrived at 9:07 a.m.)
- Absent: Gary F. Loonsfoot, Sr.
Don Messer, Jr.
Donald Shalifoe, Sr.
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: October 1, 2015

Toni Minton arrived at 9:06 a.m.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AGENDA. SUPPORTED BY DOREEN G. BLAKER. SEVEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.

Mike LaFernier, Sr. arrived at 9:07 a.m.

G. For Your Information:

1. Pre-Primary Program Great Start to Quality Participation Bonus and Increase in Hourly Reimbursement Rate
2. BIA Approval of Assistant Tribal Attorney/Assistant Tribal Prosecutor Employment Agreement (Danielle Webb)
3. Council Poll September 30, 2015 regarding Real Estate Office Vehicle Purchase (Work Truck) from Fox Negaunee (7 For)
4. Council Poll September 30, 2015 regarding VOCA (Victims of Crime Advocacy) Contract Approval and signature October 1, 2015 – September 30, 2016 (7 For)
5. Non-Motorized Trail Letter of Support for the L'Anse Village Council to obtain a grant for restrooms by the trail

H. Old Business:

1. Larry Denomie III, CEO –

- a) Superior Paving LLC Tier III Services Agreement Rez Stop Gas Station Parking Lot Blacktopping Project (Fine Grading and Asphalt Paving) \$32,285.00

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE TIER III SERVICES AGREEMENT BETWEEN THE KEWEENAW BAY INDIAN COMMUNITY AND SUPERIOR PAVING, LLC FOR THE REZ STOP BLACKTOP PROJECT AND AUTHORIZE THE PRESIDENT TO SIGN. SUPPORTED BY RANDALL R. HAATAJA. SEVEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr.), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Doreen G. Blaker, Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.

(Doreen Blaker is out of the room)

- b) High School Diploma/GED Requirements for Elders

4.0 Personnel Selection and Probation G. Job Descriptions and Section 1 Hiring and Employment H. Job Descriptions (Government and Enterprise) A waiver of the High School Diploma or GED requirement may be listed in job descriptions for positions that can be performed by individuals who are (62) years of age or older and possess the other qualifications listed

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE CHANGE TO THE PERSONNEL POLICIES REGARDING HIGH SCHOOL AND GED REQUIREMENTS BEING WAIVED FOR 62 YEARS AND OVER. SUPPORTED BY SUSAN J. LAFERNIER. EIGHT IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.

I. New Business:

1. Danielle Webb, Assistant Tribal Attorney – Rebecca Panasiewicz Tier III Services Agreements (2) Healing to Wellness Drug Court (Positive Peer Culture Group Counseling and Enablement Prevention Program)

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE TWO TIER III SERVICES AGREEMENTS BETWEEN THE KEWEENAW BAY INDIAN COMMUNITY AND REBECCA PANASIEWICZ FOR THE HEALING TO WELLNESS DRUG COURT. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.

2. Jason Ayres, Real Estate Officer –

- a) Resolution KB-044-2015 Northern Natural Gas Company Permission to perform a survey and appraise the lands through which the easement runs on Trust and Restricted Indian Land on the Reservation (regarding the pipeline)

MOTION MADE BY EDDY EDWARDS TO APPROVE RESOLUTION KB-044-2015 NORTHERN NATURAL GAS PERMISSION TO PERFORM A SURVEY AND APPRAISE THE EASEMENT AREA ON TRUST AND RESTRICTED INDIAN LAND ON THE RESERVATION. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.

- b) Resolution KB-045-2015 Ashley A. Denomie Recreational Lease in Baraga Township on Beartown Road

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE RESOLUTION KB-045-2015 ASHLEY A. DENOMIE RECREATIONAL LEASE. SUPPORTED BY DOREEN G. BLAKER. EIGHT IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.

- c) Jackson County Bank - Notice of Lessor Right of First Refusal on a Mortgage Loan (FYI)

The Council requested Eddy Edwards to assist the Tribal Member through his Community Development Corporation (CDC) program.

3. Kathy Mayo, Assistant Health Administrator – Resolution KB-046-2015 Special Diabetes Program for Indians (SDPI) for 5 years January 1, 2016 – December 31, 2020

MOTION MADE BY TONI J. MINTON TO APPROVE RESOLUTION KB-046-2015 SPECIAL DIABETES PROGRAM FOR INDIANS. SUPPORTED BY ROBERT R.D. CURTIS, JR. EIGHT IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.

4. Larry Denomie III, CEO – Weekly Updates (verbal report)

A continuing resolution was passed by the Senate and House to avoid a government shut-down. Federal Government funding will continue through December 11th.

KBIC was awarded the Meth Suicide Prevention Initiative (MSPI) grant through I.H.S. \$88,250.00

The Consulting agreement with M3 Insurance, to provide employee benefit services, was not renewed - they did not offer a response to what services they provided over the last year for \$30,000.00. It expired on 9/30/15.

The Council meeting motions and a brief description of each agenda item will be posted on KBIC's Face Book page. The link to the KBIC site where approved Minutes are available will also be posted.

J. Closed Session: [Open to KBIC Members]

1. Larry Denomie III, CEO – Review Marquette Casino Project from I-5 Design Plan Build
2. Budget Reviews

MOTION MADE BY JENNIFER MISEGAN TO GO INTO CLOSED SESSION AT 9:49 A.M. AND OPEN TO KBIC MEMBERS. SUPPORTED BY ROBERT R.D. CURTIS, JR. EIGHT IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.

Break: 9:50 – 10:02 a.m.

Break: 10:36 – 10:51 a.m. (Eddy Edwards and Robert R.D. Curtis, Jr. left)

Lunch: 11:57 a.m. – 1:06 p.m. (Toni Minton left)

Break: 2:19 – 2:27 p.m.

MOTION MADE BY JENNIFER MISEGAN TO GO INTO OPEN SESSION AT 4:14 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. FIVE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr.), OPPOSED - 0, ABSTAINING - 0, SIX ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Eddy Edwards, Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.

K. Adjournment:

MOTION MADE BY JENNIFER MISEGAN TO ADJOURN AT 4:15 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. FIVE IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr.), OPPOSED - 0, ABSTAINING - 0, SIX ABSENT (Toni J. Minton, Robert R.D. Curtis, Jr., Eddy Edwards, Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), MOTION CARRIED.

Respectfully submitted,



Peggy Loonsfoot
Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – OCTOBER 1, 2015 – 9:00 A.M.

A. Date: October 1, 2015

B. Call to Order:

C. Invocation: Lord's Prayer

D. Roll Call: ___ Warren C. Swartz, Jr., President
 ___ Jennifer Misegan, Vice President
 ___ Toni J. Minton, Secretary
 ___ Susan J. LaFernier, Assistant Secretary
 ___ Doreen G. Blaker, Treasurer
 ___ Robert R.D. Curtis, Jr.
 ___ Eddy Edwards
 ___ Randall R. Haataja
 ___ Michael F. LaFernier, Sr.
 ___ Gary F. Loonsfoot, Sr.
 ___ Don Messer, Jr.
 ___ Donald Shalifoe, Sr.

E. Declaration of Quorum:

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5. Non-Motorized Trail Letter of Support

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 - a) Superior Paving LLC Tier III Services Agreement for The Rez Stop Blacktopping Project
 - b) High School Diploma/GED Requirements for Elders

I. New Business:

1. Danielle Webb, Assistant Tribal Attorney – Rebecca Panasiewicz Tier III Services Agreements Healing to Wellness Drug Court
2. Jason Ayres, Real Estate Officer –
 - a) Resolution KB-044-2015 Northern Natural Gas Permission to Survey/Appraise
 - b) Resolution KB-045-2015 Ashley A. Denomie Recreational Lease
 - c) Jackson County Bank - Notice of Lessor Right of First Refusal
3. Kathy Mayo, Assistant Health Administrator – Resolution KB-046-2015 Special Diabetes Program
4. Larry Denomie III, CEO – Weekly Updates

J. Closed Session:

1. Larry Denomie III, CEO - Marquette Casino Project
2. Budget Reviews – [Open to KBIC Members]

K. Adjournment: