

KEWEENAW BAY INDIAN COMMUNITY

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

2016 TRIBAL COUNCIL

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.

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – APRIL 14, 2016 – 9:00 A.M.**

APPROVED
5-4-16

- A. Date: April 14, 2016
- B. Call to Order: President Swartz called the meeting to order at 9:07 a.m.
- C. Invocation: Ojibwa Prayer by Donald Shalifoe, Sr./Lord's Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President
Jennifer Misegan, Vice President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary (left at 11:20 a.m.)
Doreen G. Blaker, Treasurer (left at 3:39 p.m.)
Robert R.D. Curtis, Jr.
Fred Dakota (left at 11:15 a.m.)
Eddy Edwards (arrived at 9:11 a.m., left at 11:55 a.m.)
Randall R. Haataja
Michael F. LaFernier, Sr.
Gary F. Loonsfoot, Sr.
Donald Shalifoe, Sr.
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: April 14, 2016
- | | | |
|------------|-----------------|--|
| Additions: | New Business- | 8. Jim Nardi, Human Resources Director - a) Plan Investment Changes for the 401(k)
b) Defined Benefit/Pension Plan Changes |
| | Closed Session- | 5. Doreen Blaker, Treasurer – b) Donation Request
3. Hannah Beesley, Personnel Director – Employee Issue
4. Larry Denomie III, CEO – Enterprise Employee Issue
5. Jennifer Misegan, Vice President – a) Bingo Discussion
b) Proposal |

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE AGENDA WITH THE ADDITIONS. SUPPORTED BY GARY F. LOONSFOOT, SR. TEN IN FAVOR (Jennifer Misegan, 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, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

Eddy Edwards arrived at 9:11 a.m.

G. Closed Session:

1. Dorsey & Whitney Law Firm Annual Presentation-Discussion/Skip Durocher and Mary Streitz

MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO CLOSED SESSION AT 9:11 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, 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, ABSENT - 0, MOTION CARRIED.

Break: 10:42 – 10:57 a.m.

Fred Dakota left at 11:15 a.m.

Toni Minton left at 11:20 a.m.

Lunch: 11:55 a.m. – 1:28 p.m. (Eddy Edwards left)

MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO OPEN SESSION AT 1:28 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Jennifer Misegan, 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, FOUR ABSENT (Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

H. Recognize Scheduled Delegation/Individuals:

1. Pamela F. Queoff, M3 Insurance Senior Account Executive – Annual Stewardship Report to evaluate the insurance (property and liability) program, risk management efforts, accomplishments, issues and to establish objectives.

Doreen Blaker returned from lunch at 1:36 p.m.

I. Approval of Meeting Minutes:

1. March 31, 2016

MOTION MADE BY DONALD SHALIFOE, SR. TO APPROVE THE MARCH 31, 2016 MEETING MINUTES. SUPPORTED BY RANDALL R. HAATAJA. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Fred Dakota, Eddy Edwards), MOTION CARRIED.

2. April 2, 2016

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE APRIL 2, 2016 MEETING MINUTES WITH THE CHANGE ON PAGE THREE. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Fred Dakota, Eddy Edwards), MOTION CARRIED.

J. Old Business:

1. Bruce LaPointe, Director of Public Works Department – Vehicle Bids (4) Tribal Center Car

MOTION MADE BY DONALD SHALIFOE, SR. TO APPROVE THE PURCHASE OF A 2016 CHEVROLET IMPALA LS FROM KEWEENAW CHEVROLET IN THE AMOUNT OF \$25,703.94. SUPPORTED BY ROBERT R.D. CURTIS, JR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Fred Dakota, Eddy Edwards), MOTION CARRIED.

K. New Business:

1. Bruce LaPointe, Director of Public Works Department – Resolution KB-019-2016 2016 Tribal Transportation Program (TTP) Agreement/FY2016 Referenced Funding Agreement for 3 years

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE RESOLUTION KB-019-2016 TRIBAL TRANSPORTATION PROGRAM AGREEMENT AND THE FY2016 REFERENCED FUNDING AGREEMENT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Fred Dakota, Eddy Edwards), MOTION CARRIED.

2. Jason Ayres, Real Estate Officer – Resolution KB-018-2016 Robert A. Rajacic and Olivia S. Rajacic Residential Lease and cancels lease to Bruce F. Geroux (K-043 (82))

MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-018-2016 ROBERT A. RAJACIC AND OLIVIA S. RAJACIC RESIDENTIAL LEASE. SUPPORTED BY DONALD SHALIFOE, SR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFERNIER, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Fred Dakota, Eddy Edwards), MOTION CARRIED.

3. Lori Sherman, Natural Resources Director (not present)/Katherine Kruse, Environmental Response Program Specialist – BP Gas Station underground storage tanks contamination issues. This has been an ongoing issue since 2000 to determine if cleanup needs to be done.

The Council consensus is to move forward with the funding available through the DEQ State of Michigan to do soil borings and ground water sampling.

4. Wanda Seppanen, Victims of Crime Advocate – VOCA Grant Application (5% match) for \$2,250.00 in mileage for 2017.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE REQUESTED MATCHING GRANT FUNDS IN THE AMOUNT OF \$2,250.00. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Jennifer Misegan, Susan J. LaFERNIER, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Fred Dakota, Eddy Edwards), MOTION CARRIED.

5. Doreen Blaker, Housing Director –

- a) Zeba Community Hall User Agreement and Policies and Procedures

The Council consensus is to set a rental fee of \$350.00. The Council will review the policies and user form and bring them back for approval at a later date.

- b) Donation Request - Analeese Rasanen and Austin Smith Field Trip for Baraga High School Physics Class Chicago Lab Field Trip April 28 – May 1, 2016. The class still needed to raise \$1,232.75.

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE DONATION REQUEST FROM ANALEESE RASANEN FOR THE BARAGA HIGH SCHOOL PHYSICS CLASS FIELD TRIP IN THE AMOUNT OF \$1,232.75. SUPPORTED BY DONALD SHALIFOE, SR. FIVE IN FAVOR (Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFERNIER, Sr., Donald Shalifoe, Sr.), THREE OPPOSED (Jennifer Misegan, Susan J. LaFERNIER, Gary F. Loonsfoot, Sr.), ABSTAINING - 0, THREE ABSENT (Toni J. Minton, Fred Dakota, Eddy Edwards), MOTION CARRIED.

Jennifer Misegan stated her opposition: The council has been trying to keep the requests at a fair even amount amongst all tribal students and this request is going over and above what was given for Tribal member students.

6. President Swartz – Baraga County Community Foundation Annual Denise Marth Memorial Fun Run
 - a) Request Use of Tribal Roads Saturday, June 25, 2106 from 8:45 a.m. to Noon
 - b) Annual Pledge \$2,500.00

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE ANNUAL PLEDGE TO THE BARAGA COUNTY COMMUNITY FOUNDATION FOR THE DENISE MARTH MEMORIAL FUN RUN AND USE OF THE TRIBAL ROADS AS REQUESTED. CO-SUPPORTED BY SUSAN J. LAFERNIER AND DONALD SHALIFOE, SR. SEVEN IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Jennifer Misegan, Toni J. Minton, Fred Dakota, Eddy Edwards), MOTION CARRIED.

(Jennifer Misegan is out of the room)

7. Larry Denomie III, CEO – Weekly Update

The Burial Task Force held informational sessions (2) on April 12th with approximately 30 people in attendance. He and the Casino managers met with the Marketing Department on the organizational changes. A silent auction is being considered after inventory of the bingo hall has been completed.

8. Jim Nardi, Human Resources Director –
 - a) Plan Investment Changes for the 401(k)
 - b) Defined Benefit/Pension Plan Changes

The Council instructed Jim to return with a written recommendation from the Retirement Committee.

[Closed Session]

2. Ed Janisse, Eagle Radio Manager – Range Telecommunications Services Agreement Tier IV
3. Hannah Beesley, Personnel Director – Employee Issue
4. Larry Denomie III, CEO – Enterprise Employee Issue
5. Jennifer Misegan, Vice President –
 - a) Bingo Discussion
 - b) Proposal

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 2:43 P.M. SUPPORTED BY ROBERT R.D. CURTIS, JR. SEVEN IN FAVOR (Jennifer Misegan, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Fred Dakota, Eddy Edwards, Randall R. Haataja), MOTION CARRIED.

(Randall Haataja is out of the room)

Break: 2:44 – 2:53 p.m.

Doreen Blaker left at 3:39 p.m.

MOTION MADE BY DONALD SHALIFOE, SR. TO GO INTO OPEN SESSION AT 4:21 P.M. SUPPORTED BY ROBERT R.D. CURTIS, JR. SEVEN IN FAVOR (Jennifer Misegan, 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, FOUR ABSENT (Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

L. Adjournment:

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO ADJOURN AT 4:22 P.M. SUPPORTED BY ROBERT R.D. CURTIS, JR. SEVEN IN FAVOR (Jennifer Misegan, 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, FOUR ABSENT (Toni J. Minton, Doreen G. Blaker, Fred Dakota, Eddy Edwards), MOTION CARRIED.

Respectfully submitted,



Peggy Loonsfoot
Administrative Specialist

AGENDA
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SPECIAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – APRIL 14, 2016 – 9:00 A.M.

A. Date: April 14, 2016

B. Call to Order:

C. Invocation: Lord's Prayer

D. Roll Call:

- ___ Warren C. Swartz, Jr., President
- ___ Jennifer Misegan, Vice President
- ___ Susan J. LaFerner, Secretary
- ___ Toni J. Minton, Assistant Secretary
- ___ Doreen G. Blaker, Treasurer
- ___ Robert R.D. Curtis, Jr.
- ___ Fred Dakota
- ___ Eddy Edwards
- ___ Randall R. Haataja
- ___ Michael F. LaFerner, Sr.
- ___ Gary F. Loonsfoot, Sr.
- ___ Donald Shalifoe, Sr.

E. Declaration of Quorum:

F. Approval of Agenda: April 14, 2016

G. Closed Session:

1. Dorsey & Whitney Law Firm Annual Presentation-Discussion/Skip Durocher and Mary Streitz – **9:00 a.m.**
2. Ed Janisse, Eagle Radio Manager – Range Telecommunications Services Agreement Tier IV

H. Recognize Scheduled Delegation/Individuals:

1. Pamela F. Queoff, M3 Insurance Senior Account Executive – Annual Insurance/Risk Management Stewardship Report 2016 – **1:00 p.m.**

I. Approval of Meeting Minutes:

1. March 31, 2016
2. April 2, 2016

J. Old Business:

1. Bruce LaPointe, Director of Public Works Department – Vehicle Bids (4) Tribal Center Car

K. New Business:

1. Bruce LaPointe, Director of Public Works Department – Resolution KB-019-2016 2016 TTP Referenced Funding Agreements
2. Jason Ayres, Real Estate Officer – Resolution KB-018-2016 Robert A. Rajacic and Olivia S. Rajacic Residential Lease
3. Lori Sherman, Natural Resources Director /Katherine Kruse, Environmental Response Program Specialist – BP Gas Station Contamination Issues
4. Wanda Seppanen, Victims of Crime Advocate – VOCA Grant Application
5. Doreen Blaker, Housing Director - Zeba Hall User Agreement and Policies
6. President Swartz – Baraga County Community Foundation Annual Denise Marth Memorial Fun Run
 - a) Request Use of Tribal Roads Saturday, June 25, 2106 from 8:45 a.m. to Noon
 - b) Annual Pledge \$2,500.00
7. Larry Denomie III, CEO – Weekly Update

L. Adjournment: