

MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
BIG BUCKS BINGO HALL
THURSDAY – NOVEMBER 21, 2019 – 9:00 A.M.

- A. Date: November 21, 2019
- B. Call to Order: Vice President Loonsfoot called the meeting to order at 9:14 a.m.
- C. Invocation: Prayer by Gary Loonsfoot, Jr., Vice President and thoughts go out to those who are sick, healing, or grieving in the Community
- D. Roll Call: Present: Gary F. Loonsfoot, Jr., Vice President
Susan J. LaFerner, Secretary
Toni J. Minton, Assistant Secretary (left at 11:35 a.m.)
Doreen G. Blaker, Treasurer
Robert R.D. Curtis, Jr.
Dale F. Goodreau (left 10:56 a.m. – 12:44 a.m.)
Randall R. Haataja
Kim Klopstein
Michael F. LaFerner, Sr.
Rodney Loonsfoot (left at 1:52 p.m.)
Elizabeth D. Mayo
- Absent: Warren C. Swartz, Jr., President
- E. Declaration of Quorum: Vice President Loonsfoot declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: November 21, 2019
- | | | |
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| Move: | New Business- | 5. Gary Loonsfoot, Jr., KBIC Cannabis Developer/Weekly Update to Closed Session 1. [Open to KBIC Members] |
| Additions: | Closed Session- | 4. Evelyn Ravindran, NRD Director/Dione Price/Attorneys – Ojibwa BP Underground Storage Tanks 12:30 p.m.
5. Susan LaFerner, Secretary – Letter/ Job Postings, Transfers, Promotion Policy |

MOTION MADE BY KIM KLOPSTEIN TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

G. For Your Information:

1. Registered Voters List for General Election December 14, 2019
2. Chronic Wasting Disease (CWD) in Ceded Territories/Upper Peninsula Brochures/Maps

H. Approval of Meeting Minutes:

1. September 5, 2019

MOTION MADE BY KIM KLOPSTEIN TO APPROVE THE SEPTEMBER 5, 2019 MEETING MINUTES. SUPPORTED BY DOREEN G. BLAKER. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

2. September 10, 2019

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE THE SEPTEMBER 10, 2019 MEETING MINUTES. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

3. September 11, 2019

MOTION MADE BY KIM KLOPSTEIN TO APPROVE THE SEPTEMBER 11, 2019 MEETING MINUTES. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

I. New Business:

1. Paul Mooney, Assistant Tribal Attorney –
 - a) Kathy Mayo, Health Administrator – Inter-Tribal Council of Michigan, Inc. (ITC) Subcontractual Agreement for the Tribal Perinatal Opioid Use Disorder/Neonatal Abstinence Syndrome (NAS) Initiative October 1, 2019 – September 30, 2020 \$90,600.00

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE ITC SUBCONTRACTUAL AGREEMENT FOR THE TRIBAL PERINATAL OPIOID USE DISORDER NEONATAL ABSTINENCE SYNDROME INITIATIVE. SUPPORTED BY DALE F. GOODREAU. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

- b) Ojibwa BP Renewal Licenses – December 1, 2019 – November 30, 2020
 - i. Business (Gas Station/Convenience Store/Deli/Carwash & Laundromat)
 - ii. Alcoholic Beverage (Liquor, Beer, Ale, and Wine: Sale for off premises consumption)
 - iii. Purchase and Sale of Tobacco Products
- c) Rez Stop Renewal Licenses – December 1, 2019 – November 30, 2020
 - i. Business (Convenience Store)
 - ii. Alcoholic Beverage (Liquor, Beer, Ale, and Wine: Sale for off premises consumption)
 - iii. Purchase and Sale of Tobacco Products

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE RENEWAL LICENSES FOR THE OJIBWA BP AND REZ STOP FOR BUSINESS, ALCOHOLIC BEVERAGE, AND PURCHASE AND SALE OF TOBACCO PRODUCTS. SUPPORTED BY RODNEY LOONSFOOT. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

2. Jason Ayres, Real Estate Officer –

- a) Resolution KB-048-2019 Serene N. Gauthier Recreational Lease L'Anse Township

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE RESOLUTION KB-048-2019 SERENE N. GAUTHIER RECREATIONAL LEASE. SUPPORTED BY DOREEN G. BLAKER. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

- b) Resolution KB-049-2019 ILCA Recoup Account Steven C. Conley Undivided Fractional Interests (UFI) Acquisition Ontonagon Township 80 acres (George Mitchell Allotment)

A purchase agreement to acquire undivided fractional interest in the amount of \$4,684.93

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE RESOLUTION KB-049-2019 STEVEN C. CONLEY ILCA RECOUP ACCOUNT UFI ACQUISITION. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

3. Doreen Blaker, Treasurer – 2% Worksheets
 - a) Baraga \$139,372.65 (Resolution KB-046-2019)
Includes: \$10,000.00 Bay Ambulance \$5,000.00 Baraga Fire Department

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE RESOLUTION KB-046-2019 BARAGA 2% AS DISCUSSED. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

- b) Marquette \$174,984.69 (Resolution KB-047-2019)

MOTION MADE BY DOREEN G. BLAKER TO TABLE RESOLUTION KB-047-2019 MARQUETTE 2% FOR FURTHER INFORMATION REGARDING THE NMU NASA ANNUAL POWWOW. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

4. Toni Minton, Assistant Secretary - Diane Charron/Sewing Class (Non-Contractual, it is recognized under the GWEA) THPO Budget

MOTION MADE BY TONI J. MINTON TO REINSTATE DIANE CHARRON'S SEWING CLASS INTO THE BUDGET IN THE AMOUNT OF \$15,000 EFFECTIVE OCTOBER 1, 2019 WITH \$10,160. FOR THE STIPEND AND THE REMAINDER FOR MAINTENANCE AND SUPPLIES. SUPPORTED BY RODNEY LOONSFOOT.

MOTION MADE BY ELIZABETH D. MAYO TO TABLE UNTIL THE BUDGET CAN BE REVIEWED. Motion died for lack of support.

MOTION MADE BY TONI J. MINTON TO REINSTATE DIANE CHARRON'S SEWING CLASS INTO THE BUDGET IN THE AMOUNT OF \$15,000.00 EFFECTIVE OCTOBER 1, 2019 WITH \$10,160.00 FOR THE STIPEND AND THE REMAINDER FOR MAINTENANCE AND SUPPLIES \$4,840.00. SUPPORTED BY RODNEY LOONSFOOT. NINE IN FAVOR (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), OPPOSED - 0, ONE ABSTAINING (Elizabeth D. Mayo), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

J. Closed Session:

1. Gary Loonsfoot, Jr., KBIC Cannabis Developer/Weekly Update [Open to KBIC Members]
2. Larry Denomie III, Ojibwa Casinos General Manager – 2019 Enterprises Updated Wage Compensation Study and Recommendations Information
3. Danielle Webb, Tribal Attorney – Update
4. Evelyn Ravindran, NRD Director/Dione Price/Attorneys/Mike Lahti/Michelle Hoggard – Ojibwa BP Underground Storage Tanks/Shoreline Erosion Update
5. Susan LaFernier, Secretary – Letter/Job Postings, Transfers, Promotion Policy

MOTION MADE BY TONI J. MINTON TO GO INTO CLOSED SESSION AT 9:50 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

Break: 10:04 – 10:17 a.m.

Dale Goodreau left at 10:56 a.m.

Lunch: 11:35 a.m. – 12:44 p.m. (Toni Minton left, Dale Goodreau returned)

Rodney Loonsfoot left at 1:52 p.m.

MOTION MADE BY KIM KLOPSTEIN TO GO INTO OPEN SESSION AT 2:32 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Rodney Loonsfoot), MOTION CARRIED.

2019 Enterprises Updated Wage Compensation Study and Recommendations

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE NEW ENTERPRISE WAGE SYSTEM EFFECTIVE NOVEMBER 24, 2019 WITH OPTION 1 AS PRESENTED FOR BARAGA WITH A GUARANTEED MINIMUM WAGE OF \$12 PER HOUR AND OPTION 3 AS PRESENTED FOR MARQUETTE WITH A GUARANTEED MINIMUM WAGE OF \$13 PER HOUR. WAGES FOR POSITIONS HIRED AS OF THE EFFECTIVE DATE, SHALL BE SET AS PRESENTED IN EACH OPTION. FOR CURRENT EMPLOYEES, WAGES SHALL BE ADJUSTED ACCORDING TO THE NEW WAGE SYSTEM WITHIN THE NEXT 30 DAYS WITH AN EFFECTIVE DATE OF NOVEMBER 24, 2019. THE CEO SHALL REQUEST UPDATED COST PROPOSALS FOR THE GOVERNMENTAL WAGE REVIEW AND ANALYSIS, REMOVING THE ENTERPRISE OPERATIONS AND POSITIONS FROM THE SCOPE OF WORK. SUPPORTED BY KIM KLOPSTEIN. SIX IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr.), ONE OPPOSED (Elizabeth D. Mayo), ONE ABSTAINING (Randall R. Haataja), THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Rodney Loonsfoot), MOTION CARRIED.

NOTE: The new system does not currently include accounting positions within the Enterprise. Larry will meet with Francis LaPointe, Jr., CFO to go over the new system so he can work on incorporating them into the new system or consider making them part of the governmental wage review due to the crossover of those positions between the Enterprise and Government.

K. Adjournment:

MOTION MADE BY KIM KLOPSTEIN TO ADJOURN AT 2:35 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Rodney Loonsfoot), MOTION CARRIED.

Respectfully submitted,

Peggy Loonsfoot
Administrative Specialist