

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
BIG BUCKS BINGO HALL
THURSDAY – JUNE 20, 2019 – 9:00 A.M.**

- A. Date: June 20, 2019
- B. Call to Order: Vice President Loonsfoot called the meeting to order at 9:06 a.m.
- C. Invocation: Prayer by Gary Loonsfoot, Jr., Vice President
- D. Roll Call: Present: Gary F. Loonsfoot, Jr., Vice President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary (arrived at 10:15 a.m.)
Doreen G. Blaker, Treasurer
Robert R.D. Curtis, Jr. (arrived at 9:10 a.m.)
Dale F. Goodreau (left at 11:00 a.m.)
Randall R. Haataja
Kim Klopstein
Michael F. LaFernier, Sr.
Elizabeth D. Mayo
- Absent: Warren C. Swartz, Jr., President
Rodney Loonsfoot
- E. Declaration of Quorum: Vice President Loonsfoot declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: June 20, 2019

MOTION MADE BY KIM KLOPSTEIN TO APPROVE THE AGENDA. SUPPORTED BY DOREEN G. BLAKER. SEVEN IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Robert R.D. Curtis, Jr., Rodney Loonsfoot), MOTION CARRIED.

G. Recognize Scheduled Delegation/Individuals:

1. Bonnie Nelson, Service Coordinator/Jennifer Michelin, Benefits Consultant, 44-North – Life and Disability (short/long term) Insurance Renewal June 1, 2019 with Lincoln Financial 3-year term \$140,004.00 annually (Employer paid).

Robert R.D. Curtis, Jr. arrived at 9:10 a.m.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE LIFE AND DISABILITY INSURANCE RENEWALS WITH LINCOLN FINANCIAL. SUPPORTED BY DOREEN G. BLAKER. SEVEN IN FAVOR (Susan J. LaFerner, Doreen G. Blaker, Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFerner, Sr., Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Robert R.D. Curtis, Jr.), THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Rodney Loonsfoot), MOTION CARRIED.

H. Approval of Meeting Minutes:

1. June 6, 2019

MOTION MADE BY KIM KLOPSTEIN TO APPROVE THE JUNE 6, 2019 MEETING MINUTES. SUPPORTED BY DOREEN G. BLAKER. EIGHT IN FAVOR (Susan J. LaFerner, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFerner, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Rodney Loonsfoot), MOTION CARRIED.

I. New Business:

1. Danielle Webb, Tribal Attorney – Resolution KB-020-2019 Approving and Authorizing the Fifth Third Bank Loan Transaction in accordance with the Term Sheet and related Swap Documents; Approving and Authorizing the Entrance into the Credit Agreement and related Documents between Fifth Third Bank and the Keweenaw Bay Indian Community which contain Limited Waivers of Sovereign Immunity

MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-020-2019 FIFTH THIRD BANK LOAN TRANSACTION APPROVAL AND AUTHORIZATION. SUPPORTED BY RANDALL R. HAATAJA. FIVE IN FAVOR (Doreen G. Blaker, Dale F. Goodreau, Randall R. Haataja, Kim Klopstein, Michael F. LaFerner, Sr.), OPPOSED - 0, THREE ABSTAINING (Susan J. LaFerner, Robert R.D. Curtis, Jr., Elizabeth D. Mayo), THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Rodney Loonsfoot), MOTION CARRIED.

2. Kevin Carlisle, Assistant Tribal Attorney/William Jondreau, Sr., Chief Judge – Agreement to House Inmates to continue unless terminated
 - a) Ontonagon County Sheriff's Office together with Ontonagon County, Michigan
 - b) Rosebud Sioux Tribe Corrections Services

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE BOTH AGREEMENTS TO HOUSE INMATES WITH ONTONAGON COUNTY AND ROSEBUD SIOUX TRIBE. SUPPORTED BY SUSAN J. LAFERNIER. 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.

3. Larry Denomie III, Ojibwa Casinos General Manager –

a) Pressbox Sports Bar and Grill Bids

- i. Exhaust Hood, Duct, and Fan Bids (2)
- ii. Deep Fryers and Equipment Stand Bids (3)

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE BID FROM DMI – MARQUETTE IN THE AMOUNT OF \$30,435.00 AND THE BID FROM HIAWATHA IN THE AMOUNT OF \$2,610.00 FOR THE PRESSBOX KITCHEN EQUIPMENT FOR A TOTAL COST OF \$33,045.00. SUPPORTED BY RANDALL R. HAATAJA. 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.

b) KBIC Enterprise Employment Manual – L. Employee Benefits (Section II)
3. Retirement Benefits

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE UPDATED EMPLOYEE BENEFITS SECTION FOR BOTH GOVERNMENT AND ENTERPRISE. SUPPORTED BY MICHAEL F. LAFERNIER, SR.

MOTION MADE BY KIM KLOPSTEIN TO TABLE THE UPDATED EMPLOYEE BENEFITS SECTION FOR BOTH GOVERNMENT AND ENTERPRISE UNTIL THE INFORMATION ON PART-TIME EMPLOYEES IS PROVIDED. SUPPORTED BY ROBERT R.D. CURTIS, JR. THREE IN FAVOR (Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein), FIVE OPPOSED (Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Elizabeth D. Mayo), ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Rodney Loonsfoot), MOTION DEFEATED.

Susan LaFernier stated the policy can be approved for the full-time employees.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE UPDATED EMPLOYEE BENEFITS SECTION FOR BOTH GOVERNMENT AND ENTERPRISE. SUPPORTED BY MICHAEL F. LAFERNIER, SR. FIVE IN FAVOR (Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Elizabeth D. Mayo), TWO OPPOSED (Dale F. Goodreau, Kim Klopstein), ONE ABSTAINING (Robert R.D. Curtis, Jr.), THREE ABSENT (Warren C. Swartz, Jr., Toni J. Minton, Rodney Loonsfoot), MOTION CARRIED.

J. Old Business:

1. Larry Denomie III, Ojibwa Casinos General Manager – Government and Enterprise Policy Revisions for Hiring (Job descriptions, postings, promotions)

Sarah Smith, CEO has revisions to the Government Policy.

MOTION MADE BY ELIZABETH D. MAYO TO TABLE THE GOVERNMENT AND ENTERPRISE POLICY REVISIONS FOR HIRING UNTIL BOTH POLICIES ARE PRESENTED. SUPPORTED BY ROBERT R.D. CURTIS, JR. 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.

Break: 9:59 – 10:14 a.m.

Toni Minton arrived at 10:15 a.m.

[New Business]

4. Jason Ayres, Real Estate Officer –
 - a) Resolution KB-015-2019 Cancellation of Abandoned Residential Lease Sites in L’Anse, Michigan and begin the process of removing the dilapidated structures from the properties

Evelyn E. (Spruce) Holappa, Lease No. K-155 (88), Deceased October 1, 2010, 15758 Marksman Road

Jerome E. “Yogi” Crebessa, Lease No. KB774 (01), Deceased July 26, 2011, 15557 Marksman Road

Byron Barbano, Lease No. 308 (f/k/a 311.1), Deceased August 15, 2002, 16200 Zeba Road

Evelyn M. (Miller) Onkala, Lease No. Unknown, Deceased May 29, 2001, 15845 Marksman Road

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE RESOLUTION KB-015-2019 CANCELLATION OF ABANDONED RESIDENTIAL LEASE SITES. SUPPORTED BY DALE F. GOODREAU. 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., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Rodney Loonsfoot), MOTION CARRIED.

- b) Resolution KB-017-2019 Betsy Robillard Ross Recreational Lease (Beartown Road)
Baraga, Michigan

MOTION MADE BY DOREEN G. BLAKER TO APPROVE RESOLUTION KB-017-2019 BETSY ROBILLARD ROSS RECREATIONAL LEASE. SUPPORTED BY DALE F. GOODREAU. 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., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Rodney Loonsfoot), MOTION CARRIED.

- c) Resolution KB-018-2019 Pierce J. Mayville Recreational Lease (Pikes Peak Road)
L'Anse, Michigan

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE RESOLUTION KB-018-2019 PIERCE J. MAYVILLE RECREATIONAL LEASE. SUPPORTED BY KIM KLOPSTEIN. 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., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Rodney Loonsfoot), MOTION CARRIED.

- d) Resolution KB-019-2019 cancels residential lease located in the Beartown Housing Development, Baraga, Michigan No. KB-1903-2012 between Roger F. Duschene (Deceased) and Gloria (Radke) Duschene (Non-Indian) surviving spouse and transfers to Corey R. Pietila a single woman

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE RESOLUTION KB-019-2019 COREY R. PIETILA RESIDENTIAL LEASE. SUPPORTED BY DALE F. GOODREAU. 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., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Rodney Loonsfoot), MOTION CARRIED.

- e) Ojibwa Casino Baraga Parking Lot Asphalt Patching (Repair) Bids (2)

MOTION MADE BY TONI J. MINTON TO APPROVE THE BID FROM ARENS SUPERIOR PAVING IN THE AMOUNT OF \$18,120.00. SUPPORTED BY DOREEN G. BLAKER. 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., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Rodney Loonsfoot), MOTION CARRIED.

5. Lori Sherman, KBOCC President/Karen Anderson and Jill Hodges of the Board of Regents – Memorandum of Agreement with the Keweenaw Bay Ojibwa Community College which terminates September 30, 2019

The Council will review the proposed changes and bring back at a later date. (2 weeks)

Gary Loonsfoot, Jr., Director of Cannabis Development/Verbal Update

(Entered into the Letter of Intent with Derek Parker, met with the Marquette Township Board on policies for growing, etc. and the Quadrant lawyers are working on the proposed LLC's structures)

K. Closed Session:

1. Jennifer Misegan – KBIC Tobacco Company Update
2. Danielle Webb, Tribal Attorney – Update
3. Doreen Blaker, KBIC Housing Department Director - Policy Direction

MOTION MADE BY DOREEN G. BLAKER TO GO INTO CLOSED SESSION AT 10:43 A.M. CO-SUPPORTED BY RANDALL R. HAATAJA AND MICHAEL F. LAFERNIER, SR. 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., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Rodney Loonsfoot), MOTION CARRIED.

Dale Goodreau left at 11:00 a.m.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 12:19 P.M. CO-SUPPORTED BY KIM KLOPSTEIN AND ELIZABETH D. MAYO. EIGHT IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Dale F. Goodreau, Rodney Loonsfoot), MOTION CARRIED.

L. Adjournment:

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO ADJOURN AT 12:20 P.M. SUPPORTED BY KIM KLOPSTEIN. EIGHT IN FAVOR (Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Dale F. Goodreau, Rodney Loonsfoot), MOTION CARRIED.

Respectfully submitted,

Peggy Loonsfoot
Administrative Specialist