

MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
BIG BUCKS BINGO HALL
THURSDAY – NOVEMBER 14, 2019 – 9:00 A.M.

- A. Date: November 14, 2019
- B. Call to Order: President Swartz called the meeting to order at 9:11 a.m.
- C. Invocation: Lord’s Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President
Gary F. Loonsfoot, Jr., Vice President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary
Doreen G. Blaker, Treasurer
Robert R.D. Curtis, Jr.
Dale F. Goodreau (left at 12:04 p.m.)
Kim Klopstein
Michael F. LaFernier, Sr.
Rodney Loonsfoot
Elizabeth D. Mayo
Absent: Randall R. Haataja
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: November 14, 2019
- | | | |
|------------|-----------------|---|
| Deletions: | New Business- | 1. Larry Denomie III, Ojibwa Casinos General Manager –
c) Purchase of New Safes for the New Cage Vault Room
at the Marquette Casino |
| | | 5. Sarah Smith, CEO/Weekly Update |
| Additions: | New Business- | 5. Dale Dakota, Police Commissioner – Resolution
KB-043-2019 CLEO Contract |
| | Old Business- | 2. Toni Minton, Assistant Secretary – Invocation and Prayer
to include Tobacco |
| | Closed Session- | 2. Gary Loonsfoot, Jr., Vice President – Personnel Issues in
the Casinos |

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY KIM KLOPSTEIN. TEN IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Randall R. Haataja), MOTION CARRIED.

G. Old Business:

1. Larry Denomie III, Ojibwa Casinos General Manager – Gasser Chair Company, Inc. Shipping Cost for the New Seating in Baraga and Marquette Casinos (Capex Funding) \$10,853.33

MOTION MADE BY TONI J. MINTON TO APPROVE \$10,853.33 FOR THE SHIPPING COSTS FOR ALL OF THE SEATING IN THE BARAGA AND MARQUETTE CASINOS. CO-SUPPORTED BY DOREEN G. BLAKER AND KIM KLOPSTEIN. NINE IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), ONE OPPOSED (Rodney Loonsfoot), ABSTAINING - 0, ONE ABSENT (Randall R. Haataja), MOTION CARRIED.

2. Toni Minton, Assistant Secretary – Invocation and Prayer to include Tobacco (The Council consensus is to include an offering of tobacco ties with the invocation and prayer).

H. New Business:

1. Larry Denomie III, Ojibwa Casinos General Manager
 - a) New Mitel (VOIP) Phone System for the Baraga and Marquette Casinos (Capex Funding)

\$17,820.00 LASCO Proposal for 6 new required hardware switches

\$75,717.12 Marconet Proposal for software, hardware, equipment and licenses

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE BOTH OF THE COSTS ASSOCIATED WITH THE INSTALLATION OF THE VOIP PHONE SYSTEM FOR BOTH THE BARAGA AND MARQUETTE CASINOS. SUPPORTED BY DOREEN G. BLAKER. NINE IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), ONE OPPOSED (Rodney Loonsfoot), ABSTAINING - 0, ONE ABSENT (Randall R. Haataja), MOTION CARRIED.

- b) Gundlach Champion Invoices (2) for Digital Signage System Costs (Capex Funding)

\$5,974.70 for Exterior Conduit Installation

\$25,809.86 for Installation of (7) TV's above the main entrance

MOTION MADE BY KIM KLOPSTEIN TO APPROVE THE GCI DIGITAL SIGNAGE SYSTEM RELATED COSTS AT THE MARQUETTE CASINO. SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Elizabeth D. Mayo), ONE OPPOSED (Rodney Loonsfoot), ABSTAINING - 0, ONE ABSENT (Randall R. Haataja), MOTION CARRIED.

- c) Weekly Update – available for your review
- 2. Paul Mooney, Assistant Tribal Attorney – Resolution KB-039-2019 Referendum Question on the December 14, 2019 ballot “Do you support voting by any member who lives off of the Reservation?” Yes or No

MOTION MADE BY KIM KLOPSTEIN TO APPROVE RESOLUTION KB-039-2019 REFERENDUM QUESTION TO ALLOW OFF-RESERVATION VOTING. SUPPORTED BY DOREEN G. BLAKER. TEN IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Randall R. Haataja), MOTION CARRIED.

- 3. Rodney Loonsfoot –
 - a) Resolution KB-044-2019 Referendum Question “Would you support Keweenaw Bay Indian Community Tribal members who reside in the 5 County Area (Baraga, Houghton, Keweenaw, Marquette, Ontonagon) to vote in all Tribal elections?” Yes or No

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE RESOLUTION KB-044-2019 FIVE COUNTY VOTING. SUPPORTED BY ROBERT R.D. CURTIS, JR.

Rodney Loonsfoot requested a Roll Call Vote.

Break: 10:07 – 10:25 a.m. (to allow Attorney Review of Resolution KB-044-2019)

Discussion

Danielle Webb, Tribal Attorney stated her office will write a letter explaining to the membership that if Resolution KB-039-2019 Off-Reservation Voting passes, it will start the process for a constitutional convention to determine the areas for voting and it does not change our constitution, law or current procedure at this time.

Robert R.D. Curtis, Jr. rescinded his support. The motion died for lack of support.

- b) Resolution KB-045-2019 Referendum Question on the December 14, 2019 ballot “Would you support term limits for all Tribal Council members?” Yes or No

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE RESOLUTION KB-045-2019 TERM LIMITS FOR TRIBAL COUNCIL. SUPPORTED BY ROBERT R.D. CURTIS, JR.

RODNEY LOONSFOOT REQUESTED A ROLL CALL VOTE.

Gary F. Loonsfoot, Jr.	Nay	Dale F. Goodreau	Aye
Susan J. LaFernier	Aye	Kim Klopstein	Aye
Toni J. Minton	Nay	Michael F. LaFernier, Sr.	Aye
Doreen G. Blaker	Aye	Rodney Loonsfoot	Aye
Robert R.D. Curtis, Jr.	Aye	Elizabeth D. Mayo	Nay

SEVEN IN FAVOR, THREE OPPOSED, ABSTAINING - 0, ONE ABSENT (Randall R. Haataja), MOTION CARRIED.

Gary Loonsfoot, Jr. stated his opposition: He believes the voters already limit our terms through a democratic process. This also limits the voter’s selection by a bureaucracy and he would rather see Council members elected by their merit rather than limited by policy.

Toni Minton stated her opposition: She believes the people already decide as to who they want as their leaders when they elect you.

Doreen Blaker stated she feels the whole thing needs to be revisited rather than focus only on the term limits; we should look at all of Article IV.

Susan LaFernier thanked everyone for their input and stated the Constitution Committee has been working on these issues for a long time and when it comes to the Constitutional Convention she hopes everyone will be more receptive.

4. Gary Loonsfoot, Jr., KBIC Cannabis Developer/Weekly Update – Verbal Report

The facility floor plan has been approved and work continues on the zoning permits from residential to commercial. Quadrant Consultants are working with the State and making it known that KBIC does not want to wait for a Compact which relates to on-reservation processing as we are focused on off-reservation.

5. Dale Dakota, Police Commissioner (not present)/Sarah Smith, CEO – Resolution KB-043-2019 Conservation Law Enforcement Officer (CLEO) Contract \$47,000.00 to enforce the Title Ten rules of the Tribal Code October 1, 2019 – December 31, 2024

MOTION MADE BY RODNEY LOONSFOOT TO APPROVE RESOLUTION KB-043-2019 CLEO CONTRACT. SUPPORTED BY GARY F. LOONSFOOT, JR. TEN IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Randall R. Haataja), MOTION CARRIED.

I. Closed Session:

1. Danielle Webb, Tribal Attorney – Update
2. Gary Loonsfoot, Jr., Vice President – Personnel (payroll) Issues - Casinos

MOTION MADE BY TONI J. MINTON TO GO INTO CLOSED SESSION AT 11:24 A.M. SUPPORTED BY KIM KLOPSTEIN. TEN IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Dale F. Goodreau, Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Randall R. Haataja), MOTION CARRIED.

Break: 11:25 - 11:36 a.m.

Dale Goodreau left 12:04 p.m.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 12:27 P.M. SUPPORTED BY RODNEY LOONSFOOT. NINE IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Dale F. Goodreau, Randall R. Haataja), MOTION CARRIED.

J. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 12:28 P.M. SUPPORTED BY KIM KLOPSTEIN. NINE IN FAVOR (Gary F. Loonsfoot, Jr., Susan J. LaFernier, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Kim Klopstein, Michael F. LaFernier, Sr., Rodney Loonsfoot, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Dale F. Goodreau, Randall R. Haataja), MOTION CARRIED.

Respectfully submitted,

Peggy Loonsfoot
Administrative Specialist