

Minutes of a special meeting of the Bois Forte Reservation Tribal Council held November 20, 2007 at the Lake Vermilion Sector of the Bois Forte Reservation, Minnesota.

Meeting called to order at 9:02 a.m.

Invocation by Henry Goodsky.

Members Present: Kevin W. Leecy; David C. Morrison, Sr.; Ray Villebrun, Sr.; Mark Drift, Sr.; Ray Toutloff

Members Absent: None

Others Present: Barb Brodeen; Henry Goodsky; Mark Anderson; Vicki Villebrun; Jeremy Hoagland; Edith Villebrun; Marcella Connor; Marilyn Geshick; Marge Holmes; Nicole Fairbanks; Dawn Benner; Gary Gotchnik; Marlene Farmer; David Farmer; Pam Hughes; Kim Greiner; Rose Berens; Ron Day; Deanna Drift; Linda Tibbetts-Barto; Carol Burr; Doris Isham; Vicky Hackey; Corey Strong; Bill Latady; Marty Connor; Corinna Wettlin; Dave Larson; Melissa Walls; Jeneal Goggleye; Marcus Knifechief; Nikki Irving; Jerome Whiteman; Terri Hill; Lester Drift, Sr.; Shane Drift; Wendy Thompson; Patti Wilkie; Simona Benner; Don Chosa; Billie Mason; Andy Datko; Norm Adams; Crystal Strong

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to approve the agenda. Carried 4-0-0.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to approve the minutes of a special meeting held November 9, 2007 at Nett Lake, Minnesota. Carried 4-0-0.

Elders Committee: Marge Holmes said the Elders Meeting will be held later today so will probably have items at the next RTC meeting.

New tribal government employees: Carol Burr introduces Ronald Day who is the new Maintenance Worker at Housing – Term position.

Moved by Ray Toutloff; seconded by Ray Villebrun, Sr.; to adopt resolution #65-2008, partnership between Bois Forte Health Services and University of Minnesota – Duluth to apply for a grant from the Department of Health and Human Services for a community-based participatory research project to gain a better understanding of the issues related to treatment

non-compliance among patients with Type II diabetes and to develop means by which diabetic treatment compliance can be increased. Carried 4-0-0.

Jeremy Hoagland is requesting permission to keep a dog in his home. His dog looks like a pit bull but Jeremy does not have papers verifying it is a pit bull. A few days ago a conservation officer seen Jeremy and said he could not keep the dog (there is an ordinance not allowing these kinds of dogs on the reservation). Jeremy said he did not know they were illegal. Jeremy said he would keep the dog in an enclosed patio in the back of his house, or on a leash. Jeremy is informed that this is a court matter because this is a law that is set in place. Jeremy said if the court denies him keeping the dog he will come back to ask the ordinance be modified that these requests be considered on a case by case basis.

Moved by Mark Drift, Sr.; seconded by Ray Toutloff; to adopt resolution #66-2008, awarding of Allotment Forest Inventory Stand Exam "East Unit" to Rice River Forestry. Carried 4-0-0.

Moved by Mark Drift, Sr.; seconded by David Morrison, Sr.; to adopt resolution #67-2008, awarding of Allotment Forest Inventory Stand Exam "West Unit" to Fox Walk Enterprises. Carried 4-0-0.

Moved by Mark Drift, Sr.; seconded by Ray Villebrun, Sr.; to grant authorization for Bois Forte Human Service staff to conduct 50/50 raffles and fund raising activities from now until November 20, 2008 for the purpose of raising money for purchasing Human Service department jackets. Carried 4-0-0.

Moved by Mark Drift, Sr.; seconded by Ray Toutloff; to table until executive session the leasing resolutions. Carried 4-0-0.

Moved by Mark Drift, Sr.; seconded by Ray Villebrun, Sr.; to approve the Bois Forte Heritage Center and Cultural Museum Statement of Policy – Disposition of Sacred Repatriated Items. Carried 4-0-0.

Moved by Ray Toutloff; seconded by Mark Drift, Sr.; to authorize Human Service staff to submit the ARMHS (Adult Rehabilitative Mental Health Services) application to the State to become a provider of new mental health services (adult rehabilitative mental health services and crisis response services). Carried 4-0-0.

Moved by Mark Drift, Sr.; seconded by Ray Villebrun, Sr.; to approve the renewal rates for the self-funded medical plan with Comprehensive Care Services (CCS) for calendar year 2008 and the renewal rates for the dental plan with Delta Dental. This is for both the tribal government and Bois Forte Development Corporation. Carried 4-0-0.

Moved by Mark Drift, Sr.; seconded by Ray Villebrun, Sr.; to approve the funding rates for the self-funded medical and dental plan for calendar year 2008. Carried 4-0-0.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to adopt resolution #68-2008, amending the 401(k) Plan and Trust to change investment sub accounts, change default, provide limited rollover rights for nonspousal beneficiaries, appoint a plan committee, and set the discretionary employer contribution for 2008 at 5%, for the Bois Forte Tribal Government. This is with the addition of the Tribal Government Chief Financial Officer to the plan committee. Carried 4-0-0.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to adopt resolution #69-2008, to amend the 401(k) Plan and Trust to provide automatic enrollment for participants (payroll withholding and deposit into 401(k) account starting at 1% and increasing 1% each year until it reaches 6%. Vote is 2-2-0. Ray Villebrun, Sr. against. Mark Drift, Sr. against. Chairman Leecy breaks the tie by voting against. Vote is 2-3-0. Resolution is denied.

Moved by Ray Villebrun, Sr.; seconded by Mark Drift, Sr.; to authorize the issuance of credentials as evidence of authority to enforce the laws of the Band to the following officers, all of whom are members of the Bois Forte Police Department: Peter Drift, Sr., Marcus Knife Chief, Donovan Strong, and Brent Chosa. Carried 4-0-0.

Moved by Ray Villebrun, Sr.; seconded by Mark Drift, Sr.; to adopt resolution #70-2008, adoption of the Bois Forte Appellate Court Code and Rules of Appellate Procedure as Chapter II of the Bois Forte Code. Carried 4-0-0.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to adopt resolution #71-2008, to amend the 401(k) Plan and Trust to provide automatic enrollment for participants (payroll withholding and deposit into 401(k) account starting at 1% and increasing 1% each year until it reaches 6%, for the government employees, with the understanding that they do have the option to not participate, and they get educated that they have that option. Vote is 2-2-0. Ray Villebrun, Sr. against. Mark Drift, Sr. against. Chairman Leecy breaks the tie by voting against. Vote is 2-3-0. Resolution is denied.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to adopt resolution #72-2008, to amend the 401(k) Plan and Trust to provide automatic enrollment for participants (payroll withholding and deposit into 401(k) account starting at 1% and increasing 1% each year until it reaches 6%. Vote is 2-2-0. Ray Villebrun, Sr. against. Mark Drift, Sr. against. Chairman Leecy breaks the tie by voting against. Vote is 2-3-0. Resolution is denied.

Moved by Mark Drift, Sr.; seconded by Ray Toutloff; to adopt resolution 73-2008, amending the 401(k) Plan and Trust to change investment sub accounts, change default, provide limited rollover rights for nonspousal beneficiaries, appoint a plan committee, and set the discretionary

Page 4  
Special Meeting  
November 20, 2007

employer contribution for 2008 at 5%, for the Bois Forte Commercial Employees Businesses. This is with the addition of the Tribal Government Chief Financial Officer to the plan committee. Carried 4-0-0.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to adopt resolution #74-2008, amending the 401(k) Plan and Trust to change investment sub accounts, change default, provide limited rollover rights for nonspousal beneficiaries, appoint a plan committee, and set the discretionary employer contribution for 2008 at 5%, for the Bois Forte Enterprises. This is with the addition of the Tribal Government Chief Financial Officer to the plan committee. Carried 4-0-0.

Moved by Mark Drift, Sr.; seconded by Ray Villebrun, Sr.; to approve out of state travel for Robbie Goggeye, David Villebrun, Marsha Villebrun, and Roberta Drift to attend the Principles of Maintenance Supervision training to be held December 10-12, 2007 in Las Vegas, Nevada, and to attend the Dealing with Methamphetamines training to be held December 13-14, 2007 in Las Vegas, Nevada. Carried 4-0-0.

Moved by Mark Drift, Sr.; seconded by Ray Villebrun, Sr.; to approve out of state travel for Tara Geshick to travel to Chicago, Illinois on November 26-28, 2007 to assist the USEPA with a Direct Implementation Tribal Cooperative Agreement Orientation session. Carried 4-0-0.

Moved by Mark Drift, Sr.; seconded by Ray Villebrun, Sr.; to approve out of state travel for Louis Drift to attend the 2007 Indian Agriculture Council Exhibit and Trade Show to be held December 10-13, 2007 in Las Vegas, Nevada. Carried 4-0-0.

Moved by Mark Drift, Sr.; seconded by Ray Villebrun, Sr.; to approve out of state travel for Jerome Whiteman and Barry Porter to attend the "Hands-On" Gas/Electric Furnaces Maintaining and Troubleshooting training to be held December 19-22, 2007 in Rapid City, South Dakota. Carried 4-0-0.

Moved by Ray Villebrun, Sr.; seconded by Mark Drift, Sr.; to adjourn the meeting at 10:47 a.m. Carried 4-0-0.