

Minutes of a special meeting of the Bois Forte Reservation Tribal Council held on May 26, 2009 at the Lake Vermilion Sector of the Bois Forte Reservation, Minnesota.

Meeting called to order at 9:09 a.m.

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

Members Absent: None

Others Present: Barb Brodeen; Henry Goodsky; Mark Anderson; Vicki Villebrun;
Connie Harju; Pete Drift, Sr.; Jeneal Goggleye; Brad Anderson; Gordon Adams, Jr.; Mike Meyer; Kim Greiner; Mary Strong; Deanna Drift; Justina Drift; Marilyn Geshick; Brandon Benner; Marcus Hoagland; Jaylen Strong; Christian Bloom; Christine Bloom; J. Kay Davis; Justin Boness; Janelle Burton; Carol Burr; Lela Goodsky; Marcella Connor; Edith Villebrun; Marty Connor; Billie Mason; Donald Chosa; Corey Strong; Norm Adams; Andy Datko; Jim Johnson; Kevin Strong; Kevin McCormick

Moved by Ray Toutloff; seconded by Cathy Chavers; to approve the agenda with the addition of Kim Greiner with the Equipment Use Policy. Carried 4-0-0.

Moved by Cathy Chavers; seconded by David Morrison, Sr.; to approve the minutes of a special meeting held May 4, 2009 at the Lake Vermilion Sector of the Bois Forte Reservation, Minnesota. Carried 4-0-0.

Elders Committee: Jerome Whiteman said the elders are concerned about a potential bear problem close to the village. A resident is feeding the bears. Jerome said he and another elder will go and speak to the individual about it being a safety issue. Jerome will be reporting back to the elders on this.

Jerome Whiteman said he just heard that one of our elders pressured a council member for a television and saying they didn't need to go through the elders need committee. Jerome asks if there is anything to this. The council let him know they are not aware of this. Jeneal Goggleye informs Jerome that there was a request to the elders needs committee for a television. The television was more than the \$800 limit so the individual got a loan from the bank for the balance. The committee denied that request so the individual appealed their decision and Jeneal overturned the committee's decision because the individual qualified income-wise for the \$800 and had a mechanism to pay the balance. Jeneal said that person did not pressure a council

member. The process is to write an appeal letter to her and she reviews the information and makes a determination. Marilyn Geshick said televisions were taken off the list of items that can be obtained through the elder needs program because it is a luxury item. And car repairs are not on that list either.

Jeneal Goggleye said if there are new elder needs program guidelines with a list of items that have been left off of eligible items she does not have the new guidelines. Chairman Leecy asks that a meeting be set up with the elder needs committee and the elders to develop new guidelines and those would need to be brought to the council for approval. Jeneal said she will have Darla Flett set up the meeting.

Marilyn Geshick said an elder wanted to know if they could get help with windows, doors, etc. from the money from the elder trip. That person was told the money was just for the trip.

Brandon Benner introduces the Nett Lake Elementary School Student Council members who are present to observe a tribal council meeting. Marcus Hoagland who is the Secretary, Christian Bloom who is the President, and Jaylen Strong who is the Vice-President. Chairman Leecy welcomes them.

New staff: Deanna Drift introduces Justina Drift who is the new Family Caregiver Aide.

Mike Meyers, Secretary for the Northern Minnesota Reservation Economic Development Commission is present to formally invite Bois Forte to become a member of the commission. The commission has been in existence for two years. It consists of the Red Lake Nation, and the Leech Lake and White Earth Bands. The commission is mandated to look for collaborative ways for the tribes to work together to impact within the region on joint projects. One project is the development of propane supplies and they are working with the First Nations of Canada on this. Another project is renewable energy and biofuels. If Bois Forte joins, they are asking that three members be appointed from Bois Forte. Two other things the commission are doing is an Anishinabe Nation Building Conference on July 7-9 which the commission wants Bois Forte to be a part of. The other item is the development of a contract for a project developer who would keep on top of the projects. Chairman Leecy lets Mike know that the council will meet with Gordon Adams, Jr. and get more information and review before making a commitment.

Moved by Cathy Chavers; seconded by Ray Toutloff; to adopt resolution #128-2009, authorizing the Commissioner of Health to do all things necessary to implement the Medicare-like rates for the Bois Forte Contract Health Service Program. The word "arbitration" on the resolution is to be replaced by "mediation". Carried 4-0-0.

Billie Mason said the ARRA (American Recovery and Reinvestment Act) funding application for Head Start does not need council action because it was already submitted and that it was a modification to the existing grant and it just required signatures.

Moved by Ray Toutloff; seconded by Cathy Chavers; to approve the contract with Debra Fisher, Mesabi Range Community & Technical College to provide CDA Advisor services for on-line training for the teachers get their CDA's. Carried 4-0-0.

Janelle Burton said there is a new deposit policy at Lake Country Power. Janelle works with the homelessness program. If a member gets disconnected, they need to pay a minimum of \$100 and, based on a credit score, up to two times the average monthly bill. The deposit is returned with interest (applied to the member's account) after 12 months of satisfactory credit history. If the person falls in arrears again, the deposit does not apply, they need to pay another deposit. Janelle shows a scenario of a household's fees for a reconnection: a current balance of \$1,119.42, a collection to trip charge of \$50.00, a balance to readings of \$167.29, a facility fee of \$42.60, a deposit of \$525.00, and a reconnect and disconnect fee plus tax of \$159.75 during regular hours or \$226.25 after hours. The household had to pay around \$900.00 to get reconnected. The emergency programs can't sustain these fees. Janelle said she contacted the Homelessness Coalition and they asked for the scenario and would pass the information on to Tom Rukavina.

Cathy Chavers said she talked to Eileen Barney who will contact other areas to see what they are being charged by their light companies. Chairman Leecy asks Mark Anderson to send Lake Country Power a letter about the council's concerns about the various fees/surcharges and what they are for, that they are creating a hardship for people who are already in emergency situations. Janelle is also to talk about this with Donovan Strong who was just elected to the Lake Country Power Board of Directors.

Moved by Cathy Chavers; seconded by Ray Villebrun, Sr.; to approve the agreement with Herb Nelson, Pine Beach LLC to provide environmental consulting services for various EPA projects like the lead-based program. Carried 4-0-0.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to adopt resolution #129-2009, final plat for eight (8) duplex lots at Vermilion platted as Cedar Grove Phase One. Carried 4-0-0.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to adopt resolution #130-2009, final plat for twenty-eight (28) single family lots at Vermilion platted as Cedar Grove Phase Two. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Ray Toutloff; to adopt resolution #131-2009, approval of MN:DOT agreement for federal aid participation for the Vermilion Trails Project. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Ray Villebrun, Sr.; to adopt resolution #132-2009, final plat for replatting of government and community services building site at Nett Lake (Spirit Rock Addition). Carried 4-0-0.

Moved by Cathy Chavers; seconded by David Morrison, Sr.; to adopt resolution #133-2009, reserving block 3 of Spirit Rock Addition for the Bois Forte Redevelopment Corporation for the government and community services facility. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Ray Villebrun, Sr.; to adopt resolution #134-2009, amendment to SEH agreement #19 (design development for the government and community services building) by adding supplemental agreements Nos. 11 (conceptual design), 15 (survey work), 18(re-platting of the site), and 22 (wetlands delineation) which will be designated as supplemental agreements 19a, 19b, 19c, and 19d. Carried 4-0-0.

Moved by Cathy Chavers; seconded by David Morrison, Sr.; to adopt resolution #135-2009, submission of Rural Housing and Economic Development grant application to HUD for the establishment of a Community Development Financial Institution on the Reservation. Carried 4-0-0.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; approval and authorization to submit letter of intent to meet conditions of USDA Rural Development grant and loan for the Vermilion Water/Sewer Project. Carried 4-0-0.

Moved by Cathy Chavers; seconded by David Morrison, Sr.; to adopt resolution #136-2009, submission of grant application to the U.S. Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention for funding for a Tribal Youth Program. Carried 4-0-0.

Chairman Leecy asks if this would provide funding for a new position or for Brandon Benner's position. And there is also the Boys & Girls Club. Deanna Drift said this is a new position and Brandon Benner would be placed under this.

Moved by Ray Toutloff; seconded by Cathy Chavers; to adopt resolution #137-2009, modification of the Annual Funding Agreement to include language that allows the Band to assume responsibility for Forest Management Funds collection, investment and disbursement. Carried 4-0-0.

Moved by Ray Toutloff; seconded by Cathy Chavers; to approve the Bois Forte Band of Chippewa Heavy Equipment Use Policy with adding to #18 "due to negligence of abuse" after "destroyed". This policy will also cover Fortune Bay and Marty Connor will make the changes by adding Bois Forte Development Corporation to the policy. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Ray Toutloff; to withdraw resolution #138-2009 (directing the Tribal Liaison to convene a Complete Count Committee and that tribal staff work with the U.S. Census Bureau to promote a complete population count on the Bois Forte

Page 5
Special Meeting
May 26, 2009

Reservation) based on Minnesota Indian Affairs Council supporting Census 2010 and Chairman Leecy signing a letter for Bois Forte to support the Census 2010. Carried 4-0-0.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to appoint Cathy Chavers as Bois Forte Representative to the Orr Economic Development Council. Carried 4-0-0.

Moved by Ray Toutloff; seconded by Cathy Chavers; to adjourn the meeting at 11:05 a.m. Carried 4-0-0.