

Minutes of a special meeting of the Bois Forte Reservation Tribal Council held July 15, 2009 at the Lake Vermilion Sector of the Bois Forte Reservation, Minnesota.

Meeting called to order at 9:06 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; Mark Anderson; Gene Goodsky; Vicki Villebrun;  
Marcella Connor; Dave Larson; Dave Anderson; Brad Anderson; Jeneal Goggleye; Randy Long;  
Robbie Goggleye; Kim Greiner; Deanna Drift; J. Kay Davis; Cheryl Bokin; Chris Durfee; Justin  
Boness; Mary Strong; Jerome Whiteman; Pam Hughes; Billie Mason; Donald Chosa; Corinna  
Lyons; Marilyn Geshick; Marty Connor; Christine Bloom; Dawn Benner; Kathy Thompson

Moved by Ray Toutloff; seconded by Cathy Chavers; to approve the agenda with the addition of  
Billie Mason with the Supplemental Head Start grant. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Ray Villebrun, Sr.; to approve the minutes of a regular  
meeting held July 1, 2009 at Nett Lake, Minnesota. Carried 4-0-0.

Elders Committee: Jerome Whiteman said the elders committee cut back on their budget. They  
are not having as many activities. He said they discussed a fund raiser for the family whose  
house burned down. They don't know when it will be yet. They also talked about the elderly  
needs guidelines and voted to not have televisions on the list of items that a person can get  
because it is a luxury item.

There are no new staff.

Dave Larson said there are two construction projects at Forestry. One is for the renovation and  
expansion of the Forestry Office and the other is for the construction of a Fire Garage. The  
funding for the garage will come from the 10% Forest Management Deduction Allotment  
account and the 25% Forest Management Deduction Cultural Fund account. Part of the funding  
for the forestry office will come from the 25% Forest Management Deduction Cultural Fund  
account.

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Moved by Cathy Chavers; seconded by Ray Toutloff; to adopt resolution #8-2010, Budget and Use Plan for the Forest Management Deductions Allotment account for funding for the Fire Garage construction project. Carried 4-0-0.

Ray Toutloff said they are looking for funds for an arbor for the Vermilion powwow grounds and someone told him the Forest Cultural Fund might be a possible source. Ray is told that fund is for forestry related activities. Dave Larson said it is silva culture and means the science of growing and managing timber, so that is where the word culture came from.

Moved by David Morrison, Sr.; seconded by Cathy Chavers; to adopt resolution #9-2010, Budget and Use Plan for the 25% Forest Management Deductions Cultural Fund account for funding for the Fire Garage construction project and the renovation and expansion of the Forestry Office Building project. Carried 4-0-0.

Dave Larson asks the contract for the forestry office expansion and renovation project be awarded to Lenci Enterprises Inc. and the contract for the construction of the fire garage be awarded to H.G. Harvey Constructors Inc. Dave Larson is asked about the office bid because Lenci is not the lowest bid. Dave Larson there was an irregularity with the bid from Jon Connor where the bid sheet was written in, crossed off, and rewritten on a different line. Dave Anderson said he talked to Jon to find out which project he bid on because one was crossed off, and he did bid on the office addition. It was an irregular bid, he didn't have a bid bond, and he did not acknowledge an addendum that came out that had a pricing effect. It was recommended by the architect to go with Lenci Enterprises based on those irregularities. Dave Larson said in talking with Jon he thought Jon was going to bid on the fire garage but he rewrote the bid on another line, and he indicated 90 days which is significantly shorter than what the project would ever be done in talking with the contractors. Chairman Leecy asks if Jon was notified of the irregularities. Dave Anderson said no contact. Dave Larson said they tried to get a hold of him since last Thursday. Chairman Leecy said there is a bid process and there is a low bid but the recommendation is to go with a higher bid. Dave Anderson said Jon couldn't bond and they are recommending going with the bonding ones.

Ray Toutloff said it sounds like the individual in question shouldn't even be on this list because the procedures weren't followed or he wasn't qualified. Dave Larson apologizes. He said this paper was just a handwritten tabulation from the bid opening. He thought S E H would have drawn something up for the presentation.

Chairman Leecy said he can't, in good faith, based on what is before the Council, recommend the Council take action, even though they have verbal comments. The decision is still based on what is before the Council and going with the lowest bid would go against the recommendation. Dave Anderson said they can get something in writing from S E H today because he has to meet with them in Virginia today.

Moved by Cathy Chavers; seconded by Ray Villebrun, Sr.; to table the awarding of the contracts for the Forestry Office Renovation and Expansion project and the Fire Garage project until Dave Anderson and Dave Larson bring back a formal written document. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Ray Toutloff; to approve the submission of the ARRA Early Head Start Expansion Grant application to the Administration for Children and Families for funding to provide prenatal services and education for the mother and 0-3 age children year round for both the Nett Lake and Vermilion Head Start centers, 0-3 age appropriate playground equipment for the Vermilion Head Start center, remodeling the Vermilion Head Start center, ten additional new staff (manager, custodian and six teachers at Vermilion and two teacher aides at Nett Lake). Carried 4-0-0. The grant did require a 20% match but Billie Mason did submit it with a request for a waiver of the match because of the economy.

Moved by Cathy Chavers; seconded by David Morrison, Sr.; to approve the submission of the grant application for supplemental funding to the regular Head Start Program grant for funding for a playground for Vermilion which includes the rubber surfacing and new fencing; a food heating unit for Nett Lake because of the distance between the cafeteria and Head Start; a bigger bus for Vermilion (if they get the grant, the Nett Lake bus will be traded off for a bigger bus for Vermilion and the current Vermilion bus will go to Nett Lake); and bus garages for both Nett Lake and Vermilion. Carried 4-0-0.

Kathy Thompson is requesting permission to conduct the American Indian Adult Tobacco Survey in regard to tobacco use. It will be funded through ClearWay Minnesota. There will be 400 surveys done of random names of Band members at Bois Forte and surrounding areas that utilize the Bois Forte clinics. The CHR's will do the interviewing because of the health related questions on the survey. Also, so the interviewers' incentives will go to Health Services Third Party account. The people interviewed will receive a \$20 incentive. Moved by Cathy Chavers; seconded by Ray Villebrun, Sr.; to approve the American Indian Adult Tobacco Survey Project. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Ray Villebrun, Sr.; to approve the 2009 Indirect Cost Rate Proposal and the rate at 23.73%. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Ray Villebrun, Sr.; to approve the lease with the Border Patrol for space on the telecommunication tower. In the amount of \$500.00 a month and the money will go into the tower maintenance fund. Carried 4-0-0.

Moved by Ray Toutloff; seconded by Cathy Chavers; to approve the agreement with AT&T to build a new tower at the site at 4 corners. AT&T will fund the entire project from the construction to the implementation of the tower. It will be 415 feet tall and will have newer equipment with more broadcasting power. Carried 4-0-0.

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Randy Long said AT&T agreed to build the tower and wanted a 25-year lease to broadcast their cellular signal. Once the tower is built they will turn ownership over to the Band. The Band will be responsible for the maintenance and contacts have been established with Tower 2000.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to approve the lease with AT&T with rent abatement to lease space on the telecommunications tower to broadcast their cellular equipment. Carried 4-0-0.

Marilyn Geshick has a concern about the ATV vehicles. Children and adults are riding them with no helmets. Sometimes there are three children on them. She asks if the police department or conservation has any rules on them. Chris Durfee said the police department has rules. They need to wear a helmet until 18 years old. They need to follow the roadway. There are speed limit signs. It is a one-person vehicle. He has stopped 3-4 people at Vermilion and will talk to Brent Chosa about the Nett Lake side. Ray Villebrun, Sr. said for a couple of nights, there was an ATV riding in the dark with no lights. Chris said he will talk to someone to do extra patrol in the Nett Lake area.

Cathy Chavers asks if the motorized scooters require helmets. Mark Anderson said the ordinance is not specific to that, and that is something that should be looked at.

Jeneal Goggleye said there needs to be a trail established for the kids to ride. She thinks the trail project should be moved up for Nett Lake. David Morrison, Sr. said it was part of the plan at one time to get an ATV/snowmobile system. There are trails that the DNR/Conservation/parents can probably open up. When Bill Whiteman was a conservation officer in the 80's he used to keep them open and maintain them.

Moved by Cathy Chavers; seconded by Ray Villebrun, Sr.; to adjourn the meeting at 10:16 a.m. Carried 4-0-0.