

Minutes of a regular meeting of the Bois Forte Reservation Tribal Council held April 18, 2012 at Nett Lake, Minnesota.

Meeting called to order at 9:16 a.m.

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

Members Absent: None

Others Present: Kim Greiner; Mark Anderson; Vicki Villebrun; Gene Goodsky; Leanne Hoffman; Carol Burr; Eddie Chavers; Randy Long; Gary Donald; Bill Tibbetts; Andy Datko; Pam Hughes; Bill Whiteman; Joel Astleford; Janice Connor; Marcella Connor; Justin Boness; Josh Villebrun; Tara Geshick; Lynette Villebrun; Lori Littlewolf; Nikki Irving; Peggy Connor; Thomas Burr; Corey Strong; Robbie Goggleye; Adrian Jones; Toni Wakemup; Jerome Whiteman; Kevin Koski; Marilyn Geshick; Jeneal Goggleye; Pete Drift Jr.; Tracey Dagen; Edith Villebrun; Miranda Lilya; Mary Strong; Brent Chosa; Simona Benner; David Morrison Jr.; Jane Villebrun; Ellen Morrison; Jennifer Kober; Harvey Thompson; Gary Gotchnik; Norm Adams; Axel Holmes Sr.; Jim Johnson

Moved by Ray Toutloff; seconded by Cathy Chavers; to approve the agenda with the following changes: 1) add Brandon Benner with recognition of people that worked during the power outage, 2) delete Connie Harju and Jeneal Goggleye agenda item – appointment to the Minnesota Health Insurance Exchange Individual Work Group Committee, 3) delete Nikki Pieratos and Gordon Adams agenda item – Employees spending survey, 4) move Kim Greiner's two agenda items to executive session – Indirect Cost Proposal and Restitution, 5) add Toni Wakemup with a request for a matching donation for the SIDS event, 6) add Miranda Lilya with a request for a donation for the wellness program. Carried 4-0-0.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to approve the minutes of a special meeting held March 14, 2012 at the Lake Vermilion Sector of the Bois Forte Reservation, Minnesota. Carried 4-0-0.

Moved by Cathy Chavers; seconded by David Morrison, Sr.; to approve the minutes of a special meeting held March 30, 2012 at Nett Lake, Minnesota. Carried 4-0-0.

Elders Committee: Jerome Whiteman said they talked about three items at their elder meeting. The trip, Rose Berens had concerns about items at the Heritage Center, and Toni Wakemup briefed the elders about the funeral policy.

Bill Tibbetts said people read Kevin Leecy's brochure and they said it said there would be a \$5,000 payment to each band member. Bill said those people wanted Bill to ask when that payment will be made.

Chairman Leecy said that is a political question and he is not going to answer because it is not appropriate at this meeting. Chairman Leecy said anyone can ask him about his stance on off work hours and that his contact information is on the back of the brochure.

Chairman Leecy said his position is that from the Nelson Land Claims there will be a \$300 payment to each MCT member and when Bois Forte gets its share, that will be paid out too which will be about \$800 or more. And for the 1854 money the council will probably continue to do 100% payment to the band members. The Cobell is tied up in four different appeals but is expected to be released.

Gary Donald said he wants a public statement from Chairman Leecy on whether the payment will be made or not. Gary wants it recorded in the minutes.

Chairman Leecy said all the meetings are recorded and that he is reiterating that what he said is his position and his position only and it will be up for discussion with the council. That the council works for the people of the band and he doesn't think the people will object to releasing 100% of all the money.

Marilyn Geshick asks if the elder trip was moved from October to April. Cathy Chavers said the elders just went on a trip last year and the next one will be in 2013. Marilyn said it was just the one year the elders wanted the trip delayed. Ray Toutloff said at the elders meeting everyone understood it was every other year. Brandon asks how many elders there are and how many go on the trip. Cathy said there are about 563 elders and about ¼ go on the trip. Chairman Leecy said one of the concerns of the elders about the trip being in October was a lot of the places close down. So it was an elder decision to go in the spring but whatever the elders decide, to bring it to the council. Ray Toutloff said it was a council decision they could afford it every two years. Cathy said she was asked about the cost and where the funding comes from. It costs \$250,000 a trip and the money comes from Fortune Bay. Cathy said she gets asked about the ones that can't go, the handicapped and homebound. She said she is asked what the council does for the elders. Cathy said they do a lot, more than other reservations, there are the different programs.

Marilyn Geshick said the elders committee will be running out of money in their budget. They won't have any for August and September. Cathy said the council funds the elder activity committee in the amount of \$35,000 which comes from Fortune Bay. The elders use it to fund their activities and for stipends to the elders for attending meetings. Marilyn asks why the budget was cut. Kim Greiner said it has always been \$35,000. If there is a carryover the elders get to keep the carryover. Justin Boness said there a lot more elders attending the meetings now. Mary Strong said since the amount of elders that attends the meetings and activities has doubled that the council needs to increase their budget. She said the elder committee needs to stick with cultural things because that was why the committee was formed for in the first place. Chairman Leecy tells the elders the council will look at the budget for an increase next year. They are to submit something to the council for this year's shortfall.

Mary Strong said she thinks anyone under 55 should not attend the quarterly council/elder meeting. The quarterly meetings' is the elders time with the council and it is important that those be kept at age 55 and above. If anyone else wants something they should attend the regular

monthly elder meetings. Chairman Leecy said he totally agrees and it is the elders' decision of who they want at the quarterly meetings.

Jeneal Goggleye said she thinks individuals should not be considered elder until age 62 or 65 or something. Chairman Leecy said that is up to the elders to determine that. He thinks the reason it is age 55 in Indian country is because of the life expectancy of Natives.

New tribal government employees: Jeneal Goggleye introduces Ellen Morrison who is the new Administrative Assistant for Contract Health and Jennifer Kober who is the new Family Nurse Practitioner. Corey Strong introduces Thomas Burr who is the new Realty Manager and Pete Drift Jr. who is the new Conservation Officer. Edith Villebrun introduces Tracey Dagen who is the new Background Investigator. Miranda Lilya introduces Jane Villebrun who is the new Receptionist. Kim Greiner introduces Joel Astleford who is the new Commissioner of Public Works.

Brandon Benner recognizes the employees that worked in the semi emergency when the electricity went out. The staff went door-to-door notifying people that the government center in Nett Lake had a generator and would be open for people to stay while the electricity was out in the community. Staff also brought meals to people. The employees were Robbie Goggleye, Adrian Jones, Nikki Irving, Shane Drift, Jeneal Goggleye, Carol Burr, and Joel Astleford. Chairman Leecy said also Gary Gotchnik, Norm Adams and Jason Sherman also helped at Fortune Bay.

David Morrison Sr. said during the power outage the ambulance department experienced problems with the pagers. There was a page for the assisted living center which the Orr ambulance responded to because the Nett Lake ambulance did not receive the page which was sent out three times.

Kevin Koski said there will be a meeting on Monday in regard to emergencies.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to approve the Leasing Policies and Procedures 2011 Vermilion Lakeside Lots, Block 2A and Bois Forte Reservation Lease Transfer or Assignment REVISED 2011 with the following changes: 1) allow structures that are approved for MCT financing, 2) change #4 to #3 and #3 to #4, 3) change the language on #4 in regard to "first come, first serve" because it conflicts with the language in regard to the waiting list, and 4) the lessee will have 2 years to build instead of 1. Carried 4-0-0.

Moved by Cathy Chavers; seconded by David Morrison, Sr.; to adopt resolution #72-2012, lease cancellation, Raymond Toutloff and Victoria Toutloff. Carried 3-0-1. Ray Toutloff silent.

Moved by Cathy Chavers; seconded by David Morrison, Sr.; to adopt resolution #73-2012, new residential lease, Raymond A. Toutloff and Victoria Toutloff. Carried 3-0-1. Ray Toutloff silent.

Moved by Ray Toutloff; seconded by David Morrison, Sr.; to adopt resolution #74-2012, application seeking trust status of the 14 Y-Store parcels. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Brandon Benner; to approve the four change orders with Northern Engineering, #09-01, 09-07, 09-08, and 09-68. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Ray Toutloff; to approve bidding out the contract for the Vermilion Main Lift Station Repairs project. Carried 4-0-0. The bid opening will be in 30 days.

Ray Toutloff asks when there is a power outage at Eagle Point, is there a plan or a way to set up the 2 lift stations to an alarm system. Joel Astleford said the best thing to do is to manually check them.

Moved by Cathy Chavers; seconded by David Morrison, Sr.; to adopt resolution #70-2012, grant application to the Department of Justice Coordinated Tribal Assistance Solicitation (CTAS) program. Carried 4-0-0.

Moved by Cathy Chavers; seconded by David Morrison, Sr.; to approve the letter of support and commitment to participate in Compass rose Inc.'s project if they receive their Conservation & Research Development Grant from the State of Minnesota. The project is a computerized asset management system that can be used to keep track of needed energy and maintenance improvements of the physical assets of the government buildings. Carried 4-0-0.

Moved by Ray Toutloff; seconded by Cathy Chavers; to approve Supplemental Letter Agreement 27D with Short Elliott Hendrickson Inc. (SEH) for the Nett Lake Duplex Housing Project. Carried 4-0-0.

Moved by Cathy Chavers; seconded by David Morrison, Sr.; to approve Supplemental Letter Agreement #35A with Short Elliott Hendrickson Inc. (SEH) for the Vermilion Street Legal Descriptions. Carried 4-0-0.

Moved by Cathy Chavers; seconded by David Morrison, Sr.; to accept the Minnesota Historical Society's Minnesota Historical and Cultural Program grant for the Bois Forte Veterans Log "Honoring our Warriors" project. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Ray Toutloff; to approve the agreement with Northeast Service Cooperative for the Fiber telecommunications project, and to waive immunity just for purposes of enforcing the terms of the agreement and consenting to the dispute resolution provisions. The TERO language/fees need to be added to the agreement too. Carried 4-0-0.

Moved by Ray Toutloff; seconded by Cathy Chavers; to appoint Robbie Goggeye as the Palmquist Alternate to the Utility Advisory Committee. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Ray Toutloff; to appoint Brandon Benner as the Tribal Council representative on the Utility Advisory Committee. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Ray Toutloff; to approve an additional \$15,000 to the Bois Forte Elder Needs Program. Carried 4-0-0.

Moved by Ray Toutloff; seconded by Cathy Chavers; to approve \$18,000 for the 2012 Community Cleanup project. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Ray Toutloff; to approve a letter of support for the Breitung Township for a study to begin the process of establishing a control program of Cormorants on Lake Vermilion. The 1854 Authority is also to be asked for input on this. Carried 4-0-0.

Moved by Cathy Chavers; seconded by David Morrison, Sr.; to adopt resolution #71-2012, resolution of support for Anishinabe Legal Services application for the Wraparound Victim Legal Assistance Demonstration grant. Carried 4-0-0.

Moved by Ray Toutloff; seconded by Cathy Chavers; to approve a matching donation up to \$1,500 for the fundraising the Bois Forte Human Resources and Maternal/Child Health are doing for the American SIDS Institute. Carried 4-0-0.

Moved by Ray Toutloff; seconded by Cathy Chavers; to approve the Bois Forte tribal government employee wellness program and a \$500 donation for prizes for the program. Carried 4-0-0.

Moved by Cathy Chavers; seconded by Brandon Benner; to adjourn the meeting at 11:30 a.m. Carried 4-0-0.