

Minutes of a special meeting of the Bois Forte Reservation Tribal Council held May 27, 2015 at the Lake Vermilion sector of the Bois Forte Reservation, Minnesota.

Meeting called to order at 9:15 a.m.

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

Members Absent: None

Others Present: Corey Strong; Mark Anderson; Gene Goodsky; Vicki Villebrun; Kay Davis; Kim Greiner; Karen Drift; Randy Long; Bev Miller; Joel Astleford; Miranda Lilya; Andy Datko; Jeneal Goggeley; Tom Burr; Ira Brown; Honore Lehtinen; Edith Villebrun; Bill Latady; Julie Wilde; Jimmy Boney; Josh Villebrun; Carol Burr; Cathy Chavers; Cory King; Pam Hughes; Wendy Drift; George Strong; Tara Geshick; Norm Adams; Robyn Geshick; Robert Mathis; Tracey Dagen; Jacque Wilson; Dawn Benner; Wendy Thompson; Billie Mason; Gloria Love; Olive Connor; Dave Larson; Arlene Chosa; Jennifer Elmberg; Corie McKibben

During discussion on additions/deletions to the agenda, Corey Strong adds Pamela Hughes with an appointment to the Heading Home St. Louis County Leadership Council. Karlene Chosa wants to add the termination of the Housing Commissioner. Chairman Leecy said it can't be added because it is a personnel issue, that she could bring it forward in executive session. Karlene Chosa challenges that it is a personnel issue, she wants a yes or no to adding it. Chairman Leecy said no, because it is a personnel issue, but she can make a motion to put it on the agenda.

Moved by Karlene Chosa; to add "Termination of the Housing Commissioner" to the agenda. Chairman Leecy calls for a second. Chairman Leecy calls for a second again. Motion dies for lack of a second.

Karlene Chosa requests a roll call vote on it as to why the council is voting it down. Chairman Leecy said that isn't the issue, that the issue she just asked for was to get it on the agenda and it failed to get on the agenda.

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Moved by Ray Toutloff; seconded by David Morrison Sr.; to approve the agenda with the addition of Pamela Hughes with an appointment to the Heading Home St. Louis County Leadership Council.

Moved by Ray Toutloff; seconded by Karlene Chosa; to approve the minutes of a regular meeting held April 15, 2015 at Nett Lake, Minnesota. Carried 4-0-0.

Elder Activities Committee: Cathy Chavers said the new elder activities committee had their first meeting in Vermilion. It was well attended. One of their goals is to open communication more between the elders and the programs/services. An issue/concern the elders have is the chemical use on Bois Forte. There was an issue involving high school and elementary students. Grandparent, parents, and chemical dependency were involved in a meeting with the tribal council. There was miscommunication in regard to a second meeting that was to happen but didn't. The elders are concerned and wanted this brought to the council. She said she sees the substance abuse ordinance on the agenda and that is good to see. The elders feel they need to expedite things to get the chemical use and drugs out and enforce the policies. They hope the council will adopt more stringent policies. Cathy said other tribes have stricter ordinances regarding drug use in the HUD homes. She said the elders hope that if stricter ordinances are adopted they hope those are followed no matter what.

Cathy Chavers said the elder maintenance policy was presented to the elder committee from the housing department. Cathy said any policies presented at the elder meetings will be posted for a thirty day comment period before being acted upon so that all elders can comment on them.

The elders appointed a committee to go over their bylaws. Cathy was just notified the committee completed those and they will be presented to the elder committee at the June meeting for their review and then they will be posted for comment by all the elders since the committee represents all the elders.

Cathy Chavers said the elder committee are trying to streamline issues with the elders to the appropriate programs and individuals, and they do meet quarterly with the tribal council, so they aren't sure about the need to be on every council meeting agenda. They will be discussing this at the next monthly meeting.

New tribal government employees: Honore Lehtinen introduces Jennifer Elmberg and Corie McKibben who are doing their internship at the Bois Forte Mental Health Department.

Moved by Brandon Benner; seconded by Ray Toutloff; to approve the consent agenda as follows:

- 1) Approval of Resolution #69-2015 urging Fond du Lac not to issue permits to gill net or spear walleye in Lake Vermilion in 2015 and to meet with Bois Forte and Grand Portage to discuss an

- 2) agreement between the Bands to honor traditional uses and territories of each of the 1854 Treaty Bands.
- 3) To accept the bid from F.I. Salter to perform a Commercial Real Estate Appraisal on the Vermilion Head Start building in the amount of \$3,000 for the Head Start renovation project.
- 4) Approval of the FY 2015 Minnesota Head Start grant application.
- 5) Approval of the FY 2015 WIA Adult and Youth continuation grant applications.
- 6) Accept the bid from KGM Contractors for the Vermilion Center Parking Lot project.
- 7) Approval of the annual Community Action Plan (CSBG & MEOG) funding request for the 2016-2017 program year.
- 8) Approval of the request from Mike Connor to sole-source 12 Lead Heart Monitor (Life pak 15) from Physio-Control Inc for the Bois Forte Ambulance.
- 9) Approval of the contract with Market Analyst Professionals, LLC for the application for the Tax Credit 3 Project.

Carried 4-0-0.

Moved by Ray Toutloff; seconded by David Morrison Sr.; to approve the request from Randy Long to sole-source the Service Coverage Contract with PSS World Medical, Inc. for the EON 100 lab machine. This sole-source is for the duration of the lifetime of both units in Nett Lake and Vermilion. Carried 4-0-0.

Kim Greiner is the Credit Union Board Treasurer for the Northern Eagle Federal Credit Union. The credit union currently services the guaranteed Bois Forte loan program for Band members. The credit union is requesting stricter underwriting criteria for the loan program, Credit Builder, to help members build/repair credit standing. There are quite a few people that default on their loans. Once a person defaults on a loan they can't reapply for two years. There are some individuals that defaulted on three loans. With the current income verification criteria (any kind of monthly income), many members are eligible for the loan but do not have the capacity to make the payments. The credit union is requesting that the program include in its eligibility criteria a member's debt-to-income ratio, which measures a person's income against their monthly debt obligations to indicate that they have the capacity to make payments. They are requesting a debt-to-income ratio of 40%. The credit union is also requesting that persons who have defaulted the program twice be considered ineligible for future Credit Builder Loans as they are also negatively affecting their credit standing by repeatedly having their nonpayment reported to the credit bureau.

Chairman Leecy gets clarification that with Kim bringing this forward, since the credit union is separate from the tribal government, wouldn't the credit union make the policies. Mark Anderson said the tribal council sets the terms of the Band member guarantee loan program and has the authority and the obligation to set the terms of the guarantee loan program.

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Moved by Ray Toutloff; seconded by David Morrison Sr.; to set the debt-to-income ratio at 40% for the Bois Forte guarantee loan program, Credit Builder. Carried 4-0-0.

Moved by David Morrison Sr.; seconded by Ray Toutloff; to approve the request that persons who default the program twice be considered ineligible for future Credit Builder loans. Carried 4-0-0.

Moved by Karlene Chosa; seconded by Brandon Benner; to approve the renewal of the Mental Health Federal Block Grant contract for FY 2016. Carried 4-0-0.

Moved by Karlene Chosa; seconded by Ray Toutloff; to approve the Bois Forte Medical Clinic to purchase malpractice insurance coverage from Boyd. The clinic serves patients that are covered by U-Care and U-Care is requiring malpractice coverage if the clinics are seeing non-natives in order for the clinic to bill for them. Carried 4-0-0.

Moved by Ray Toutloff; seconded by David Morrison Sr.; to appoint Pamela Hughes to the Heading Home St. Louis County Leadership Council. Carried 4-0-0.

Moved by Ray Toutloff; seconded by Brandon Benner; to approve the request from Chief Mathis to sole-source the purchase of a Wireless Access System for the law enforcement vehicles from Watch Guard. This is a server that would increase the storage and permanently store recordings of the cameras in the vehicles. Carried 4-0-0.

Moved by Karlene Chosa; seconded by David Morrison Sr.; to approve REDW as the company to perform a compensation survey to update the current salary schedule with a procedure or way to update salary schedule annually, review and revise job descriptions, provide training on performance evaluations for supervisors, and conduct an FLSA review. Carried 4-0-0.

Moved by Ray Toutloff; seconded by Brandon Benner; to approve the Child Abuse/Assault Investigation Protocol policy. Carried 4-0-0.

Moved by David Morrison Sr.; seconded by Ray Toutloff; to adopt Ordinance #82-2015, Controlled Substances Ordinance, effective immediately. Carried 4-0-0.

Moved by Karlene Chosa; seconded by Ray Toutloff; to approve the Bois Forte Community Radio Diversity Statement for KBFT Radio. Carried 4-0-0.

Kay Davis said she attended the meeting where the 1854 Treaty was talked about. She said the council all spoke but did not know about the treaty. She said she does not want the council to put out

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documents that are not right. She said the letter/document to Fond du Lac was wrong. She said the council should have asked her and she has documents she could have sent the council. Chairman Leecy asks Kay to send the letter to the council and circle what was wrong.

Kim Greiner informs the council a committee was formed to update the procurement policy and they plan to have it complete by September. One of the sections is the small contract process. Currently all contracts need to be brought to the council for approval. The level in the procurement regulations in the new super circular at which 3 quotes are now needed is \$3,000. Presenting the small contracts at the council meetings will really slow down day to day business. The committee is requesting that contracts less than \$3,000 be brought to the Executive Director for approval and signature and then placed on the RTC Consent Agenda.

Moved by Karlene Chosa; seconded by David Morrison Sr.; to approve the request for contracts less than \$3,000 be brought to the Executive Director for approval and signature and then placed on the RTC Consent Agenda. Carried 4-0-0.

Moved by Ray Toutloff; seconded by David Morrison Sr.; to adjourn the meeting at 10:58 a.m. Carried 4-0-0.