



Bois Forte

TRIBAL GOVERNMENT

Minutes of a regular meeting of the Bois Forte Reservation Tribal Council held October 17, 2018 at Nett Lake, Minnesota.

Meeting called to order at 9:04 a.m.

Members Present: Cathy Chavers; David C. Morrison, Sr.; Travis Morrison;
Shane Drift; Peter Boney

Members Absent: None

Others Present: Corey Strong; Vicki Villebrun; Andy Datko; Kim Greiner; Evertt Huismann; Louise Isham; Bill Latady; Barb Brodeen; Randy Long; Curt Goodsky; Wendy Thompson; Brad Anderson; Terri Drift; Doris Isham; Angela Wright; Robbie Goggeley; Lorna Landgren; Alex Isham; Adam Vake; Joel Astleford; Millie Holmes; Billie Isham; Linda Tibbets-Barto; Miranda Lilya; Tracey Howg; Mike Connor; Donna Hoffer; Simona Benner; Arianna Zapata

A moment of silence is observed in place of invocation.

Moved by Shane Drift; seconded by Peter Boney; to approve the agenda with the addition of Bill Latady with a MnDOT Contract for THPO, removing Randy Long's agenda item for an agreement for IT replacement for Noah, and add the dollar amount for the Fortune Bay Distribution. Carried 4-0-0.

Moved by Travis Morrison; seconded by David Morrison Sr.; to approve the minutes of a special meeting held September 19, 2018 at Nett Lake, Minnesota.

New tribal government employees: Terri Drift introduces Davelle Jones who is the new Housing Coordinator. Robbie Goggeley introduces Alex Isham who is the new Maintenance Technician.

Moved by David Morrison Sr.; seconded by Peter Boney; to approve the consent agenda as follows:

- 1) Approved the revised list of political contributions in the amount of \$31,250 as recommended by Bois Forte Lobbyist Reid LeBeau.
- 2) Approve the revised Leave Share Policy retroactive to August 1, 2018.
- 3) Approved the request from Chief of Police Jaime Burdick to sole source the purchase of a drug dog from Vohne Liche Kennels, Inc. in the amount of \$17,396.00.

- 4) Approved accepting the proposal from Braun Intertec for materials testing and inspections for the tribal court addition project in the amount of \$10,295.
- 5) Approved the request from Louise Isham to sole source the food/venue from Fortune Bay in the amount of \$5,000 for the Swearing In Ceremony.
- 6) Approved the request from Randy Long to sole source from Compudyne in the amount of \$4,215.92 for the HP warrant for the Admin servers.
- 7) Approved the request from Adam Vake to sole source the food/venue from Fortune Bay in the amount of \$3,581.75 for the Sobriety Feast being held October 25, 2018.
- 8) Approve the request from Chief of Police Jaime Burdick to sole source from Emergency Automotive Technologies, Inc. in the amount of \$6,453.99 to prepare a vehicle for the K9.

Carried 4-0-0.

Moved by Shane Drift; seconded by David Morrison Sr.; to approve the request from Louise Isham to sole source the food/venue from Fortune Bay in the amount of \$5,490 for the Veteran Celebration being held November 9, 2018. Carried 4-0-0.

Moved by David Morrison Sr.; seconded by Travis Morrison; to approve the request from Louise Isham to sole source the gift cards from Northern Eagle Federal Credit Union in the amount of \$7,600 for the veterans for the Veteran Celebration. Carried 4-0-0.

Wendy Thompson received three quotes from law firms/attorneys to update the tribal codes (criminal, traffic, and children's codes). Once updated the codes will go out for public comment. If there are comments changes will be made to the codes and posted again for public comment. If no comments are received the codes will go to the council for approval.

Moved by Peter Boney; to approve the Jacobson Law Group to update the tribal codes. Chairwoman Chavers calls for a second. Chairwoman Chavers calls for a second again. Motions dies for lack of a second.

Moved by Travis Morrison; seconded by Shane Drift; to approve the Treuer & Treuer Law Group (Margaret Treuer and Megan Treuer) to update the tribal codes. Vote is 2-2-0. David Morrison Sr. against. Peter Boney against. Chairwoman Chavers breaks the tie by voting against. Vote is 2-3-0.

Moved by David Morrison Sr.; seconded by Peter Boney; to approve David Harrington to update the tribal codes. Carried 4-0-0.

Moved by David Morrison Sr.; seconded by Peter Boney; to approve the request from Adam Vake to sole source the food/venue from Fortune Bay in the amount of \$3,215.00 for the Bois Forte Annual Quiz Bowl to be held November 30, 2018. Carried 4-0-0.

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Moved by Peter Boney; seconded by Travis Morrison; to approve the revision of the Bylaws of the Bois Forte Utilities Advisory Committee. Carried 4-0-0.

Moved by Travis Morrison; seconded by Shane Drift; to approve pending legal review, the request from Doris Isham to sole source the contract with the National Indian Child Welfare Association to conduct a review of the Bois Forte child welfare department. Carried 4-0-0.

Andy Datko sent a request for proposal to three engineering firms to prepare a Tribal Transportation Safety Plan which is to identify hazardous highway safety situations on the Reservation and identifying strategies for addressing those issues. S.E.H. declined to bid. LHB indicated they would bid but did not send anything by October 15 deadline. Northern Engineering and Consulting did submit a bid. Andy is recommending the contract be awarded to Northern Engineering and Consulting.

Moved by Peter Boney; seconded by David Morrison Sr.; to award the contract to Northern Engineering and Consulting to prepare a Tribal Transportation Safety Plan for Bois Forte in the amount of \$10,330. Carried 4-0-0.

Moved by David Morrison Sr.; seconded by Peter Boney; to adopt resolution #28-2019, renewal of a recreational lease for Roland Rolando. Carried 4-0-0.

Moved by Travis Morrison; seconded by Peter Boney; to approve Amendment #19-1 to the FY 2017-2019 BIA Self-Governance Multi-Year Funding Agreement. Carried 4-0-0.

Moved by David Morrison Sr.; seconded by Travis Morrison; to approve the FY 2019 BIA Reprogramming Request. Carried 4-0-0.

Moved by Peter Boney; seconded by Travis Morrison; to approve the Fortune Bay Distribution in the amount of 2.6 million for FY 2019. Carried 4-0-0.

A ten minute recess at 10:00 a.m.

Meeting reconvenes at 10:14 a.m.

Moved by Peter Boney; seconded by Shane Drift; to approve the agreement with MnDOT for Bois Forte to identify, monitor, and document archaeological work (monitoring of any historic trails, sugar maple groves, and/or traditional cultural properties) in SP 3805-99, a project at Stewart River which is a site on Hwy 61 on the Northshore. Carried 4-0-0.

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Kim Greiner said the budget process starts in July and she meets with the programs. There are 235 budgets. She said the main point today is to show what the Fortune Bay Distribution will be used for. Kim said the overall total tribal government budget is 44 million. The original requests by the programs from the Fortune Bay Distribution was 4.4 million. Senior management cut some and some will come from the General Fund and other funds. The amount being requested from the Fortune Bay Distributions will be 2.6 million.

Senior Management give presentations on their budgets.

Kim Greiner (Jaime Burdick not present)

Law Enforcement:

There are two full time tribal police officers.

Law Enforcement is not requesting Fortune Bay Distributions.

Corey Strong (Gordy Adams Jr. not present)

Housing (19 budgets)

Requesting \$58,400 from Fortune Bay Distributions for Elder Housing Repairs which will be for one elder worker and supplies.

Corey Strong (Tara Geshick not present)

Department of Natural Resources (37 budgets)

Requesting \$105,000 from Fortune Bay Distributions for:

Community Clean Up (\$16,000)

Curbside Pick Up (\$84,000)

Conservation Enforcement (\$5,000)

Andy Datko

Planning and Community Development (33 budgets)

Requesting \$955,583 from Fortune Bay Distributions for:

Registrar (\$29,200)

Emergency Preparedness (\$118,500)

Real Estate – Tribal (\$25,250)

Fire Department – Tribal (\$30,000)

Vermillion Center (\$228,000)

Elder Housing Repairs for Vermillion (\$79,500)

Indian Community Block Grant-HUD (\$333,333)

Veteran Memorial Update, adding Veterans names to the memorial (\$9,000) PULLED

Land Use Plan Update (\$12,500) PULLED

Building Asset Management Study (\$90,000) PULLED

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Billie Isham
Education (33 budgets)
Requesting \$816,585 from Fortune Bay Distributions for:
Scholarships – Tribal (\$452,200)
Summer Youth (\$52,600)
Language & Culture Development (\$94,185)
LIEC Vermilion (\$21,000)
LIEC Nett Lake (\$21,000)
KBFT Tribal (\$175,600)

Miranda Lilya
Human Resources (7 budgets)
Requesting \$309,015 from Fortune Bay Distributions for:
Funeral Fund (\$229,600)
Tribal Council Unemployment Fund (\$79,415)

Joel Astleford
Public Works (15 budgets)
Requesting \$153,500 from Fortune Bay Distributions for:
Vermilion Water (\$5,000)
Indian Point Sewer (\$58,500)
Nett Lake Water & Sewer (\$90,000)

Corey Strong (Dawn Benner not present)
Tribal Employment Rights Office (TERO) (4 budgets)
Requesting \$46,000 from Fortune Bay Distributions for:
TERO Fees (\$46,000)

Kim Greiner (Wendy Thompson not present)
Judicial (3 budgets)
Requesting \$240,000 from Fortune Bay Distributions for:
Tribal Court for three contracts – prosecutor, public defender, and associate judge (\$240,000)

Donna Hoffer
Health & Human Services (69 budgets)
Health & Human Services is not requesting any Fortune Bay Distributions

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Corey Strong (Jacque Wilson and Wendy Drift not present)
Urban Offices (2 budgets)
Requesting \$91,900 from Fortune Bay Distributions for:
Minneapolis Urban Office (\$57,000)
Duluth Urban Office (34,900)

Corey Strong (Martha Anderson not present)
Heritage Center (2 budgets)
Requesting \$178,800 from Fortune Bay Distributions for:
Heritage Center salaries and operating costs (\$178,800)

Corey Strong
Youth Centers (2 budgets)
Requesting \$210,800 from Fortune Bay Distributions for:
Nett Lake Youth Center (\$114,600)
Vermilion Youth Center (\$96,200)

Kim Greiner
Powwows (2 budgets)
Requesting \$106,000 from Fortune Bay Distributions for:
Nett Lake – three powwows (\$78,000)
Vermilion – one powwow (\$28,000)

Kim Greiner
Credit Union (3 budgets)
Requesting \$97,000 from Fortune Bay Distributions for:
Credit Union (\$97,000)

Kim Greiner
General Funds (49 budgets)
Requesting \$1,058,582 from Fortune Bay Distributions for:
Donations (\$20,000)
Youth Football (\$5,000)
Youth Basketball (\$10,000)
Little League (\$3,000)
RTC Special Projects (\$105,000)
RTC Communications – Newspaper and State of the Band (\$63,000)
Indirect Cost Rate Proposal (\$852,582)

Shane Drift said next year he will ask for money to be set aside for the kids that don't play sports, and that Chairwoman Chavers will ask for money to be set aside for girls sports.

Kim Greiner said in a couple weeks she will be doing a comprehensive teaching session with senior management on the indirect cost so they understand it.

Kim Greiner is asked about the tribal council unemployment fund. Kim said it wasn't funded last year. It was estimated higher this year. In Minnesota any elected official is not eligible for state unemployment. The tribal council is not eligible for social security, they don't pay social security and FICA. The unemployment rate is based on current rate which is 60% of current wages for 26 weeks.

Kim Greiner goes through the amounts recommended for the Fortune Bay Distributions in the amount of \$2.6 million listed below.

Elder Housing Repairs	\$56,400.00
Emergency Preparedness	\$114,850.00
Elder Housing Repairs-Vermilion	\$77,400.00
Scholarships – Tribal	\$439,956.00
Summer Youth	\$51,800.00
Language & Culture Development	\$25,000.00
LIEC Vermilion	\$21,000.00
LIEC Nett Lake	\$21,000.00
KBFT Tribal	\$170,400.00
Funeral	\$229,600.00
Indian Point Sewer	\$57,750.00
Nett Lake Water & Sewer	\$66,650.00
Tribal Court	\$201,300.00
Minneapolis Urban Office	\$51,300.00
Duluth Urban Office	\$29,450.00
Heritage Center Operations	\$172,350.00
Youth Center – Nett Lake	\$71,100.00
Youth Center – Vermilion	\$52,000.00
Powwows – Nett Lake	\$74,900.00
Powwow – Vermilion	\$25,000.00
Credit Union	\$92,500.00
Donations	\$20,000.00
Youth Football	\$5,000.00
Youth Basketball	\$10,000.00
Little League	\$3,000.00
Indirect Cost	balance of Fortune Bay Distribution

Kim Greiner goes through the amounts recommended to be funded by the General Fund.

Community Clean Up	\$15,550
Curb Side Pick Up	\$81,900
Conservation Enforcement	\$4,800
Registrar	\$27,750
Real Estate – Tribal	\$23,100
Fire Department – Tribal	\$30,050
Vermilion Center	\$212,500
RTC Special Projects	\$94,200
RTC Communications	\$62,500

Moved by David Morrison Sr.; seconded by Peter Boney; to approve the 2019 Tribal Government Budget and the 2.6 million Fortune Bay Distribution Budget. Carried 4-0-0.

Chairwoman Chavers tells the audience to let the council know if anything needs to be changed with the presentation because this will be done again next year.

Moved by Travis Morrison; seconded by David Morrison Sr.; to approve restoring the 401K match from 2½ % to 5% effective January 1, 2019. Carried 4-0-0.

Moved by Peter Boney; seconded by David Morrison Sr.; to approve removing the salary freeze. Effective October 1, 2018 all employees will be eligible for up to a 5% raise based on performance from their FY2019 anniversary date forward. The FY2019 is October 1, 2018 to September 30, 2019. Effective October 1, 2019 all employees will be eligible for up to a 4% raise based on performance from their FY2020 anniversary date forward. The FY2020 is October 1, 2019 to September 30, 2020. Effective October 1, 2020 and thereafter all employees will be eligible for up to a 3% raise based on performance from their FY2021 anniversary date forward. The FY2021 is October 1, 2020 to September 30, 2021. Carried 4-0-0.

Moved by Travis Morrison; seconded by Peter Boney; to approve the Self-Funded Workers Comp Rate at ½% for all positions effective October 1, 2018 for the Tribal Government and effective July 27, 2018 for Fortune Bay. Carried 4-0-0.

Moved by Travis Morrison; seconded by David Morrison Sr.; to appoint Shane Drift to the MCT Education/Health and Human Services Subcommittee. Carried 4-0-0.

Moved by Shane Drift; seconded by Travis Morrison; to appoint Peter Boney to the MCT Natural Resources/Environment Subcommittee. Carried 4-0-0.

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Moved by David Morrison Sr.; seconded by Peter Boney; to appoint Travis Morrison to the MCT Finance Corporation Subcommittee. Carried 4-0-0.

For information purposes David Morrison Sr. is an officer (Treasurer) of the Tribal Executive Committee and automatically sits on the MCT Legislative Subcommittee.

Moved by David Morrison Sr.; seconded by Shane Drift; to appoint Travis Morrison as the Vice-Chair of the Bois Forte Reservation Tribal Council. Carried 4-0-0.

Moved by Shane Drift; seconded by Peter Boney; to adjourn the meeting at 11:29 a.m. Carried 4-0-0.