



Bois Forte

TRIBAL GOVERNMENT

Minutes of a special meeting of the Bois Forte Reservation Tribal Council held March 6, 2019 at the Lake Vermilion Sector of the Bois Forte Reservation, Minnesota.

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

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

Members Absent: None

Others Present: Tara Geshick; Vicki Villebrun; Kim Greiner; Millie Holmes; Andy Datko; Sue Larson; Barb Brodeen; Lynette Tahtinen; Evertt Huisman; Pam Hughes; Eddie Chavers; Darnell Goggeye; Miranda Lilya; Bill Latady; Darren Landgren; Sidra Starkovich; Donna Hoffer; Pam Parson; Martha Anderson; Holly Croteau; Lorna Landgren; Joel Astleford; Billie Isham; George Strong; Alanna Drift; Julia Wilde; Irene Boney; Panda Whiteman

A moment of silence is observed in place of invocation.

Moved by Travis Morrison; seconded by Peter Boney; to approve the agenda with removing the personnel policy revision in regard to overtime, and to add a Code of Ethics violation. Carried 4-0-0.

During approval of the February 6, 2019 minutes, Chairwoman Chavers informs the audience that in regard to the donation to the Virginia School District Indian Education Program "Winter Indigenous Games" the council did receive a breakdown of the costs from Teresa Knife Chief on how the money was spent. The council will ask staff to check with Melissa Walls about the electronic version of the report on the diabetes/stress which was to be put on the website. The council still needs to set up a meeting in regard to the reserve accounts and Chairwoman Chavers asks Kim Greiner to set up that meeting in the near future. Shane Drift asks if Band members will be able to attend that meeting or will it be a closed meeting. Chairwoman Chavers said it will be a discussion meeting, then after that core meeting the council can open it up to the Band members. Chairwoman Chavers said in regard to the resolution for economic development or businesses that the council may be approached with or looking at or thinking about, the council needs that resolution for the next meeting. Chairwoman Chavers asks Tara Geshick to email Mark and ask him to get the resolution ready for the next RTC meeting (so the Band members can have input on that before decisions are made).

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Chairwoman Chavers said Lorna Landgren had asked about the Code of Ethics. Chairwoman Chavers said the council received the draft from Mark Anderson for review and the council will move forward with the committee to look at the revisions and getting it updated. The council will ask Mark Anderson to come up to meet about it.

Shane Drift asks about the date for the State of the Band. Chairwoman Chavers said it will be on April 25, 2019 at Fortune Bay Resort Casino.

Moved by Peter Boney; seconded by Shane Drift; to approve the minutes of a special meeting held February 6, 2019 at Nett Lake, Minnesota. Carried 4-0-0.

There are no new RTG employees to introduce.

Moved by Shane Drift; seconded by Peter Boney; to approve the consent agenda as follows:

- 1) Adopted Resolution #50-2019, gambling permit for the Laurentian Chamber of Commerce to conduct a raffle at Fortune Bay during their annual meeting on February 22, 2019.
- 2) Approved, in the event of a government shutdown, to postpone the 32 hours per work week until meeting with senior management and get their contingency plans on March 4.
- 3) Designated Joel Astleford as the Tort Liason.
- 4) Adopted Resolution #51-2019, forbidden to enter the Bois Forte Reservation – Jeff Walker.
- 5) Adopted Resolution #52-2019, delegation of signature authority for Theresa Morrison for Bois Forte Homes II, Bois Forte Homes III, Bois Forte Tax Credit I, Nett Lake Duplexes, New Moon Supportive Housing.
- 6) Approved the submission of the 2019 Head Start COLA grant application in the amount of \$8,352 to be used to offset higher operating costs in the areas of rent and food supplies.

Carried 4-0-0.

Discussion on the Policy & Guidelines for the Tribal ID Cards. Chairwoman Chavers said some people have their wallet stolen or something and Alanna was asked about adding the preferred care card which she is doing today. Shane Drift asks what if the Band member comes in and you know them. Alanna Drift said she can't vouch for them. Shane asks if a person already has the information currently on file and they are told they need to go get another I.D. It doesn't make sense. Alanna said the tribal IDs go along with what a person takes to the DMV. If you go to the DMV without any documents they will not issue any IDs. Alanna Drift is asked if there is a birth certificate on file, can't that be used. Alanna said yes as a secondary document. Chairwoman Chavers asks Alanna if the policy can be put on the website. Alanna said she will. Miranda Lilya said some places don't accept the Tribal IDs and if they don't, ask for their written policy about not accepting tribal IDs and let Alanna know and Alanna will send that place a letter that they have to accept it. The State accepts the Tribal IDs and the Tribal ID security features exceeds the State IDs.

Pam Parson said her mom was born in a wigwam and wasn't allowed to get a tribal ID because she couldn't produce the paperwork and she was upset. The federal government and social security took her by her word. Her mom never got a tribal ID and passed away and it doesn't matter now, but it may matter to some of the elders. Chairwoman Chavers said her mom was not born in a hospital and could not get a birth certificate. She had to get signed affidavits from people that actually knew her and where she was born and then she was allowed to get a birth certificate.

Moved by David Morrison, Sr.; seconded by Peter Boney; to approve the revision to the Policy & Guidelines for Issuance of Tribal Enrollment Picture Identification Cards to add "Consular Report of Birth Abroad (CRBA) of a United States citizen (FS-240) issued by the U.S. Embassy" to use as a primary document, and to add "Health Insurance Card or Purchased Referred Care Card" to use as a secondary document, to be effective June 1, 2019. Carried 4-0-0.

Millie Holmes, one of the Bois Forte delegates to the Constitutional Conventional Reform asks the tribal council some questions. She asks if they can get a copy of the resolution White Earth has in regard to support of the delegates at the constitutional convention, and she asks if the delegates will need to write one up for Bois Forte. Millie asks who the delegates submit their travel to. And administrative leave for the delegates. Millie said the Band members need to decide whether or not to remove the Secretary of the Interior clause from the constitution so the delegates can proceed with whatever the people decide. Chairwoman Chavers tells Millie the council can get a copy of White Earth's resolution. And the travel can be turned into Wick-o. The travel is paid by the council and won't get reimbursed for it. Millie said some of the people she talked to didn't even know there was a constitution. The people need to be educated about that. Millie Holmes said there were constitutional convention meetings held on the different reservations and for the one held at Fortune Bay, the MCT Reports said there were only 11 Bois Forte Band members identified. Millie said there needs to be education on the Bylaws, Tribal Code, Code of Ethics and any legal documents pertaining to Bois Forte.

Chairwoman Chavers said Millie and others are active in the constitution reform. The Native Nations Institute held constitution conventions and attendance was poor by tribal members.

Tara Geshick said people needed to take leave to attend those meetings.

Chairwoman Chavers said the members need to be educated more and to find out what the members want. She said Bois Forte has delegates but if others are interested in becoming a delegate to write a letter. Chairwoman Chavers tells Millie to have a booth at the State of the Band. She can get copies of things at the office. The MCT will be pursuing grant funding for the constitution reform. The Bands are covering the cost right now. The council will meet with Kim Greiner to set up accounts.

Moved by Shane Drift; seconded by Peter Boney; to approve the Bois Forte Health and Human Services Confidentiality Agreement. Carried 4-0-0.

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Moved by Travis Morrison; seconded by David Morrison, Sr.; to adopt resolution #53-2019, gambling permit for City Auto Glass to conduct a raffle at Fortune Bay during their annual meeting being held on May 17, 2019. Carried 4-0-0.

Moved by David Morrison, Sr.; seconded by Travis Morrison; to adopt resolution #54-2019, gambling permit for NWTF Tall Timber Toms Chapter to conduct a raffle at Fortune Bay during their 2019 Annual Meeting being held March 22, 2019. Carried 4-0-0.

Moved by Peter Boney; seconded by Shane Drift; to adopt resolution #55-2019, renewal of recreational lease for Frank E. Barto and Linda Tibbetts-Barto. Carried 4-0-0.

Moved by David Morrison, Sr.; seconded by Peter Boney; to adopt resolution #56-2019, modification to residential lease for Robert Boshey, Phyllis Boshey and Denise Pieratos, to remove Robert Boshey, remove Phyllis Boshey, add Danielle Pieratos, and change rental rate from \$1.00 to \$0.00 per year. Carried 4-0-0.

Discussion was held on the Contract Agreement with Harvey Jordan to provide Ojibwe Language Class and Traditional Teachings during the Bois Forte Winter Language Immersion Camp on March 1. Kim Greiner said the contract did not come in until after 4 pm on Friday and she was out. Kim said there is a process, if over \$3,000 it needs to be approved by the council, if under then the executive director can sign. Kim said there is a clause in the agreement, #3, that says payment is dependent upon council approval of the contract. That is why it is on the agenda.

Moved by Shane Drift; seconded by Peter Boney; to approve the contract agreement with Harvey Jordan. Carried 4-0-0.

Pam Hughes has a sole source request for an agreement for Edens Group to provide Rule 25 training which will cost about \$4,150. Pam said Mark Anderson did not review it. Chairwoman Chavers tells Pam to have Mark review it and then a council poll can be done.

Miranda Lilya said RFPs were sent to four companies to provide training for the management staff and the Tribal Council. Miranda is requesting approval to engage the Law Office of Richard McGee, LLC. to provide "101 Things Everyone Needs to Know About Tribal Employment" training.

Moved by Peter Boney; seconded by Shane Drift; to approve the request from Miranda Lilya for the Law Office of Richard McGee, LLC to provide "101 Things Everyone Needs to Know About Tribal Employment" training on April 29 and 30, 2019 in Nett Lake at a cost of \$4,850.00. Carried 4-0-0.

Louise Isham is not present so the request for approval to purchase the State of the Band t-shirts is tabled.

Moved by Shane Drift; seconded by Travis Morrison; to adopt resolution #57-2019, grant application to the Department of Health & Human Services Administration of Children and Families for the Family Violence Prevention and Services/Domestic Violence Shelter and Supportive Services Grant. Carried 4-0-0.

Moved by Shane Drift; seconded by Peter Boney; to approve the Professional Services Agreement between Bois Forte Health and Human Services and Native American Healthcare Group, LLC for implanting a Compliance Program for the Bois Forte Health and Human Services in the amount of \$156,000.00 for a three year period and implemented today. Carried 4-0-0.

Moved by Peter Boney; seconded by David Morrison, Sr.; to approve the change order #1 for MB Customs/Radotich for replacing Fin Tube Radiation in Elders 4-plex unit in Nett Lake in the amount of \$4,750.00. Carried 4-0-0.

Shane Drift said he wants to see the council do a resolution to safeguard the Fortune Bay Resort Casino employee medical fund. So that the Tribal Council cannot access the medical fund, direct any RTG or Fortune Bay employee to access the medical fund on behalf of the Tribal council and or tribal government. The medical fund will only be used for the purpose in which it was created for. And also take action as a gaming commission to ensure that.

Chairwoman Chavers said prior to the resolution, to get both Human Resources departments and both accounting departments to meet. So everyone can understand about the health insurance fund. And also have the third party administrator there. Have Rick Anderson set up the meeting.

Kim Greiner said the tribal government has a health insurance fund and Fortune Bay has one. The tribal government has on in the form of a profit and loss statement and charge on a premium basis to fund it every month. And you can have a financial report on it. On the Fortune Bay side, they run it like a checkbook. There is no financial report. It is not reported in the audit. There is no separate report to be shared with people. It is for medical insurance and you monitor it. You used to build big reserves in there but now only three to six months worth for paying claims.

Shane Drift said in talking with Fortune Bay staff, when someone came back on board they found a dollar in the fund.

Kim Greiner said if there was a dollar in that account, you need to go back to see how they were accounting for it at the time. Did they use a different bank account. They kept a bank account open with a dollar in it and ran it through their regular general ledger. Yes, it should be designated separate. There should be more clarification on what was done, how it was accounted for.

Shane Drift said he asked Rick Anderson to come talk about it but he isn't here.

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Chairwoman Chavers said she received a phone call this morning and there is a Code of Ethics violation filed on her. She wanted to inform the Council.

Moved by Peter Boney; seconded by Shane Drift; to approve a \$250 donation to the ISD 728 Elk River Area School District American Indian Education Program 1st Annual Two Rivers Powwow being held May 18, 2019. Carried 4-0-0.

Moved by Travis Morrison; seconded by David Morrison, Sr.; to approve a \$500 and ten lbs. of wild rice donation to the University of Minnesota- Twin Cities American Indian Student Cultural Center Spring Pow-wow being held March 9, 2019. Carried 4-0-0.

Moved by Shane Drift; seconded by Peter Boney; to approve a \$500 donation to the Northwoods Caregivers "2nd Honoring Our Elders Wisdom Conference". Carried 4-0-0.

Sidra Starkovich said the donation committee takes into consideration how many Band members are being served for the powwows. The donation committee usually give \$250 per powwow but the U of M-Twin Cities American Indian Student Cultural Center Spring Powwow is in an area where there are a lot of Band members.

Moved by Shane Drift; seconded by Peter Boney; to adjourn the meeting at 11:39 a.m. Carried 4-0-0.