

White Earth Reservation Business Committee

Special Meeting

April 02, 2018~ 9:00 a.m.

White Earth, MN

Chairman Terrence “Terry” Tibbetts called the meeting to order at 9:24 a.m., roll call was taken with a quorum present.

Present: Terrence “Terry” Tibbetts, Chairman
Tara Mason, Secretary/Treasurer
Steven Clark, District I Representative
Kathy Goodwin, District II Representative
Eugene “Umsy” Tibbetts, District III Representative

Others Present: Ken Fox, Executive Director
Michael Fairbanks, Deputy Director
Maria Bevins, Recorder

Agenda Approval

Motion made by Eugene Tibbetts to approve with additions, Seconded by Kathy Goodwin. Motion carried, 4 for, 0 against.

RBC Meeting Minutes

Motion made by Tara Mason to approve meeting minutes 03/21/18, Seconded by Eugene Tibbetts. Motion carried, 4 for, 0 against.

Motion made by Tara Mason to approve meeting minutes 03/26/18 with changes, Seconded by Steven Clark. Motion carried, 4 for, 0 against.

Attorney Contract

Tara stated that the Attorney contract was added at the quarterly meeting March 1st and was voted on at that meeting. Tara’s concerns are that Joe is very busy and White Earth is falling behind in a number of ordinances such as; the Gaming ordinance and Public safety. Kathy would like to add contracts with no limit on change orders. Kathy would like a Legal opinion and would like an Attorney full time. Terry stated that they may need an Attorney in the Land office as well due to Joe Jr. needing to pass his State Bar. Brief discussion held on Legal Department.

Meeting Recessed at 9:57 a.m.

Meeting Reconvened at 10:16 a.m.

White Earth Enterprises

Roy LaVoy and Jessica Johnson present to give an update.

Brief discussion held on The Mississippi Pillager, LLC Operating Agreement. The sections in the current operating agreement were not in proper order and amended change was the Board member criteria with RBC not being on the Board for Enterprises. The White Earth Enterprises are currently looking for five Board members. Jessica stated David Quincy is working on job descriptions for Board members, Board Chair and Secretary Treasurer. Jessica stated that they need a Resolution to reestablish the Board and move forward with posting the job announcement. Tara commented on changing the LLC name and can they do that. Jessica stated it is Mississippi Pillager, LLC DBA White Earth Enterprises. Terry asked who will choose the Board. Jessica stated that the Tribal Council shall appoint the Board of Directors and review the applications. RBC will review the Mississippi Pillager, LLC Operating Agreement and have discussion before they can make a decision. Tabled until March 16th.

Financials:

Financial updates for White Earth Enterprises were discussed. Jessica stated that they are looking better within White Earth Enterprises. Admin has not been allocated which is [REDACTED] and [REDACTED] salary to any of the companies. Jessica stated not quite being current yet; however, they are getting close. Kathy commented on the finances going back to Jessica at White Earth Enterprises. Jessica stated not until the next fiscal year. Goal is to get the financials current and this is the first time they have seen reports for this fiscal year. Jessica stated that they will be able to look into the financial software live in May; however, they will be able to see the financials, but not make any changes. Jessica stated that the Sanitation does not have their revenue posted due to their accounting system. Tara asked what the revenue is for Sanitation. Jessica stated the same as previous months; they have a quarterly billing and monthly billing. Sanitization will have community clean up this year and the estimate cost is \$80,000.00. Kathy commented on Housing splitting the cost of the community clean up. Tara commented on the loss for last year. Jessica stated that they had a truck break down for vehicle repairs and maintenance estimated about \$50,000.00 and depreciation estimate about \$50,000.00. Tara asked with the right management would Sanitation be able to break even. Jessica stated yes, last year was a huge year for garbage and they also have Callaway as part of their route now. Roy stated he spoke with Leech Lake on recycling options such as; card board. Card board alone can be sold or get a baler to bale the card board up, store and then sell it. Jessica stated that they were part of a grant through Becker County; a 25% match grant for increasing recycling on the White Earth Reservation. Becker County informed Jessica in regards to the grant and there is \$25,000.00 for Sanitation to use towards recycling. Michael Northbird from MCT met with them in regards to Leech Lake and how they started their recycling. He also went into the Transfer Station and 75% of the garbage is recyclable. Jessica commented on what type of recycling dumpsters should they put out, what they can actually service and decided that card board would be the best place to start. They would like to buy twenty card board dumpsters and they would be placed at different Tribal facilities. Jessica stated that they are trying to reduce the cost of tipping due to weight which is the expense. Natural Resources are helping with the match of \$5,000.00. Next week Jessica will be at a Tribal Recycling and Implementation conference in Dallas, TX.

Status of Projects:

Rice Lake Community Center: The Exterior of the building is complete, except for the sill flashing on the bottom and downspouts. The site work will be completed as soon as the frost goes out. The sidewalk and parking will be done in the spring. The interior steel stud framing is in progress and will complete in 2 weeks. The drywall hanging can start a week before studs are complete. All mechanical and electrical is keeping up. All materials are approved and will be available when needed. The project will be completed in late May or early June.

Naytahwaush Drum Hall: The exterior of the building is complete, except for the gutters, sidewalks, and site work. This work will be completed as soon as the frost goes out. The interior is close to 95% complete. Plumbing fixtures, toilet accessories and miscellaneous hardware are being installed. Quarry tile in the kitchen and carpet in the offices are on hold until budgets are verified to see if they have funds to proceed. The project will be completed May or early June.

Mahnomen Head Start: The exterior of the building is approximately 90% complete. Sidewalks and site work has to be completed. This work will be completed as soon as the frost goes out. The interior is being roughed in by electrical and mechanical; this work will be completed in about a week. Sheetrock will start right after. All materials are ready to be put on site when needed. The project is scheduled for early June completion.

Naytahwaush Transfer Station: The transfer station is about 95% complete. The interior is all painted. The bathroom fixtures have to be set and some trim installed. Solid Waste is using the building. The exterior fence is installed.

Child Advocacy Center Naytahwaush: The building is set and the outside work is 95% done. The temporary sewer and the water have been run into the building and the electrical has to be run into the building. The mechanical heating and plumbing has to be installed. Interior drywall and paint work has to be installed once there is heat in the building.

White Earth Foods Chippewa Ranch: Remodeling work on the grocery concept is about 80% complete. They are in the processing of ordering shelving and getting produce displays and freezer located. All the lighting and ceramic tile work has been completed. The checkout counters will be arriving in a couple weeks. The project should be completed by the end of April.

Future Projects:

Pine Point Community Center: The pre-engineered building will be bid out on the week of the 26th of March. This will put the delivery around the end of June early July. The rest of the building and remodeling is scheduled to be bid in May with construction starting in late May or early June. A June 2019 completion date will be scheduled.

Shooting Star Casino Buffet Remodel: This project was bid out on March 9th 2018. The project came within budget. Construction is scheduled to start on April 16th and be completed on June 22nd. A complete demolition and remodel will take place.

MOMS and MATS Naytahwaush: This is a 30,000 square foot building which will house the MOMS and MATS programs. The structure is a slab on grade wood framed building. All the bid documents are at 95% and the project will be bid out in May of 2018 and completion will be scheduled for June of 2019. It was decided to put the building next to the Naytahwaush Health Center with a connecting link. A new site plan and some exterior finishes will have to be re-done.

Naytahwaush Health Center: 30,000 square foot building. It is constructed on a slab of grade structural steel, bar joist and decking. All the bid documents are at 95% and the project will be bid out in May 2018 and a completion date of June 2019. This is a joint venture project between White Earth and I.H.S.

Franklin Clifton projects: The Clifton building will be remodeled for Behavioral Health. The bid documents are complete and they will have a walk through on April 5th. They will be bidding the work out on April 17th. Once this project is complete they will start on the Franklin avenue mansions.

White Earth Enterprises Addition and Remodel: In the process of bidding out an addition on the north side of the building for White Earth Office Supplies and bidding out a remodeling package for the existing building. Bids will be due on April 4th. Construction to start shortly after and a completion date will be in August 2018.

White Earth Health Center: The White Earth Health Center was anticipated to start in the spring of 2018; however, due to getting the schematic drawings completed, the design drawings will not be completed until late fall. The bid on this project will be in the spring of 2019. This is a \$30 million dollar project and a two year project.

Tara commented on Cass Lake Legion. Roy stated they started the demolition. Terry commented on the Shooting Star Casino buffet remodel. Roy stated they will start the demolition March 16th, 6-8 week project to be completed.

Meeting Recessed at 11:37 a.m.

Meeting Reconvened at 11:55 a.m.

Water & Sewer

Eugene Vivier and Bucky Tibbetts present.

New Construction – New Home Owner’s list 2018:

Motion made by Kathy Goodwin to approve, Seconded by Tara Mason. Motion carried, 4 for, 0 against.

Water & Sewer Existing Homeowners List:

Motion made by Kathy Goodwin to approve, Seconded by Tara Mason. Motion carried, 4 for, 0 against.

Resolution: Retained Services Addendum for FY 2018 Roads Project:
Motion made by Tara Mason to approve Resolution #071-18-003, Seconded by Steven Clark.
Motion carried, 4 for, 0 against.

White Earth Nation Child Support

Raegan Hendrickson, Manager of the White Earth Nation Child Support present. Raegan is the Treasurer for the National Tribal Child Support Association and is inviting the RBC to become a sponsor for their annual National Tribal Child Support Conference to be held June 10-14th, 2018 at Mystic Lake Hotel and Casino. This is a nonprofit organization and the primary source for funding is through sponsorships from corporate companies and Tribal entities. The National Tribal Child Support Association offers opportunities for business and organizations to showcase their commitment to Tribal Child Support through a range of event sponsorships. Raegan is asking if the RBC would be willing to provide a \$2,500.00 sponsorship for morning or afternoon refreshment break.

- Company Logo on signage
- Company Logo on conference announcements
- Half page ad in Conference Journal
- One exhibitor's table at half price- savings of \$400
- Opportunity to provide items for attendee conference bags
- Recognition by MC during conference announcements
- Recognition on Partnership signage
- Access to attendee roster on week prior to conference

Raegan stated Level 1, 2 & 4 have been taking. Tara asked how many bags they are expecting. Reagan stated 300 bags. Raegan stated that the National Tribal Child Support Association hosts a charity raffle during the conference that benefits Native American children, youth and families. All proceeds raised from the charity raffle goes to that recipient. Raegan spoke with Ricky White; COLA in regards to this raffle and how this would benefit the COLA back pack program. Motion made by Kathy Goodwin to approve, Seconded by Tara Mason. Motion carried, 4 for, 0 against.

HEMP

Michael Neusser and Doug Lee present.

Doug commented on a possible role with the Tribe in regards to Hemp and wants to be able to move forward. Hemp has a very big potential for the Tribe. Hemp keeps growing in the past few years. 2015 over 550 million dollar annual sales in the United States. A year later jumped to 670 million dollars. This year an estimate surpass of a million dollars. Terry commented on the growth of Hemp within the year. Doug stated in 2015-2016 on the list of top products that were sold; recreational and medicinal was number thirteen and CBD was number two on the list. Main growth has been from CBD. Doug visited two of the four known processing plants in the Nation. Doug commented on a doctor from Colorado. The doctor develops and breaks down ever part of the plant that you can use; however, his main focus is CBD. Kathy asked for clarification on what is CBD. Doug stated CBD is another known cannabinoid besides THC that has a high level of analgesics to help lower blood pressure, fight cancer and other health benefits. Michael stated medical grade cannabinoid. What they are hearing is the medical side of things due to the pharmaceutical industry. All the trials are coming back positive as far as the use of cannabinoid

and found both in marijuana and Hemp; however, Hemp is allowed in most states where marijuana is not and would not have to deal with the THC side of things. Michael stated when meeting with [REDACTED] she was about the whole plant approach which is challenging. Brief discussion held on medical grade marijuana and CBD's.

Doug stated that he met with Michael and Monica Hedstrom regarding their thoughts on having someone coordinate Hemp and was asked to create a job description for the Hemp Project Coordinator. This position is responsible for implementing ideas, planning, interpretation and analyzing strategies. Also promoting, collaborating of efforts and assisting White Earth Economic Development with community planning and business development with regards to hemp production. Michael commented on the meeting. He asked Doug to create a job description of what that position would look like; however, Michael stated that he had a Special Project Coordinator position that was still open and suggested to Monica that this person could also be in charge of Hemp and is posted for two weeks. This position will be under Economic Development. Michael stated that they will be doing a feasibility study regarding cannabinoid vs. food grade oil and stock on what they would like to do. Our Legal team had a couple of meetings with [REDACTED] and her legal advisor and would partner with her on some ideas for Hemp. Michael stated that he would like to have community meetings in the types of Hemp they can grow. Terry commented on the beginning phase of Hemp. Michael stated under the State Law, we are still under the pilot program. Michael stated that it would be a big step to have people within the community be licensed to grow and a few farmers have already approached him. Michael commented on where the RBC sees Hemp, what are the goals and who will be the producers:

- Market / Partners
- CBD / Medical Marijuana Highest development
- RBC to become Producers
- Price Tag on product

Michael commented on the start up money and who will be in charge of the grant without any cost to the Tribe. Kathy stated that this will help our people with jobs from start to finish and has always been her goal. Michael commented on the pilot program; Need 10 people to grow and the property. This would allow us to understand the market better. Legal, Natural Resources, Economic Development and other people have been working together on Hemp. Tara stated that they need to have a Business plan in place, a process in place and has requested this several times. Michael stated that this goes back to the feasibility study and the scope of work. Tara stated that someone needs to be in charge of Hemp. RBC would like Michael to have all Economic reports put into Resolution format. RBC in consensus with Michael to move forward with the Hemp project plans and contract out for the Business plans. Tara is not in agreement with the consensus.

Meeting recessed at 1:19 p.m.

Meeting Reconvened at 1:36 p.m.

Kathy stated that when Michael developed the pilot program he should have had a Business plan in place. White Earths should not to have to pay [REDACTED] to have someone contracted to do the Business plan for White Earth. Michael needs to write the Business plan for Hemp. Tara stated that she was not in consensus because this is not in his budget due to his budget being in the general fund.

Joe Plumber Jr. presented for discussion on Hemp. Tara wanted to hear the Legal input for our own license for members to grow Hemp. Joe Jr. stated that they need to look more into this process for license. The time line with the Federal government is having a relationship with the government first. They do not have the capacity to do it at the college; however, have the college at the table to do the testing for the pilot program / research. Permitting and finding more ways to move forward with the Hemp as a Tribe. Joe Jr. stated that he does not know what the Farm Bill will change too and finding ways to make it work at the college. Partner with other University's and have a class on it, with the top ten readable projects. Start with the WETCC, with someone who is focused, and have a Business plan in place. Tara had a question on what will it take as far as rewriting the ordinance in licensing our members to start to grow. Joe Jr. stated that he would have to look into this. Tara stated that they allocated money to purchase a press last year. Joe Jr. will follow up with Zach on the status for the press. [REDACTED]

[REDACTED]

Other

Resolution - 2018 DDHS/CDC Grant:
Motion made by Tara Mason to approve Resolution #064-18-003, Seconded by Eugene Tibbetts.
Motion carried, 4 for, 0 against.

Kandi Burr-Fisher- Mental Health / Respite Funds for Tribes:
Motion made by Tara Mason to approve, Seconded by Kathy Goodwin. Motion carried, 4 for, 0 against.

Laure York – ICWA / ICWA Primary Contract Amendment #3132482:
Motion made by Tara Mason to approve, Seconded by Kathy Goodwin. Motion carried, 4 for, 0 against.

Cyndy Rastedt – Health / Federal Program Annual Report:
Motion made by Tara Mason to approve, Seconded by Kathy Goodwin. Motion carried, 4 for, 0 against.

Mike Triplett – Economic Development / Electric Utility Interconnection Agreements:
Motion made by Steven Clark to approve, Seconded by Tara Mason. Motion carried, 4 for, 0 against.

Terry Pemberton – OMC / Buying - Purchasing Food for OMC Kitchen:
Motion made by Kathy Goodwin to approve, Seconded by Tara Mason. Motion carried, 4 for, 0 against.

Lisa McArthur – finance / Request for Reimbursement from Shakopee: Powwow & Drum Hall:
Motion made by Kathy Goodwin to approve, Seconded by Tara Mason. Motion carried, 4 for, 0 against.

Kathy left meeting at 2:57

Ben Bement – Human Services / RSS Request for Proposals for Qualified Grantee to Develop Community living Infrastructure throughout the State of MN:
Motion made by Eugene Tibbetts to approve, Seconded by Tara Mason. Motion carried, 3 for, 0 against.

Donation Request [REDACTED]
Paper Products: Eugene Tibbetts approved

Funeral Block [REDACTED]
RBC Consensus for 6 rooms

Urban Security Officers:
RBC Consensus to direct hire

Tabled Business

- Attorney Contract
- Investigations
- Urban Constituents Office
- Annual Dues NIGA
- MHFA
- Social Media Policy
- Grievance
- Live Stream meetings

Motion made by Eugene Tibbetts to adjourn at 3:12 p.m., Seconded by Steven Clark. Motion carried, 3 for, 0 against.

Tara Mason Secretary/Treasurer