

White Earth Reservation Business Committee

Special Meeting

September 7, 2018 ~ 9:00 a.m.

White Earth, MN

Chairman Terrence “Terry” Tibbetts called the meeting to order at 9:11 a.m., roll call was taken with a quorum present.

Present: Terrence “Terry” Tibbetts, Chairman
Leonard Alan Roy, Secretary/Treasurer
Raymond Auginaush Sr., District I Representative
Eugene “Umsy” Tibbetts, District III Representative

Absent: Kathy Goodwin, District II Representative

Others Present: Ron Valiant, Chief Operating Officer
Joan LaVoy, Special Projects Coordinator
Maria Bevins, Recorder

Agenda Approval

Motion made by Raymond Auginaush Sr. to approve with additions, Seconded by Eugene Tibbetts. Motion carried, 3 for, 0 against.

RBC Meeting Minutes (08/01/18, 08/06/18, 08/13/18, 08/20/18, 08/27/18, 08/31/18):

Motion made by Raymond Auginaush Sr. to approve August meeting minutes, Seconded by Eugene Tibbetts. Motion carried, 3 for, 0 against.

Terry asked for modification to the agenda adding Potlatch. RBC in favor to have agenda item added.

Reports

Calendar Review

Unfinished Business

Brief discussion held on the walk out at the ENP White Earth Congregate site; however, meals are covered for today. Human Resources are aware of the situation and will contact the employees involved. If the employees do not return to work it is considered abandonment of their job. Brief discussion held on the ENP supervisor suspension. The ENP supervisor is on suspension due to claims against her and there is an investigation on these concerns. The claims that are being made need to be addressed.

Motion made by Leonard Alan Roy to rescind the suspension of the ENP supervisor; however, have a written warning; with follow up on claims, Seconded by Raymond Auginaush Sr. Motion carried, 3 for, 0 against.

Resolution – White Earth Safety Planning Committee:
Strike the language in the Resolution; Tabled until the budget is approved.

Grant Agreement – 2019 NHTSA; 2019 Substance Abuse Courts:
Motion made by Leonard Alan Roy to approve, Seconded by Eugene Tibbetts. Motion carried, 3 for, 0 against.

MOMS/MATS Facility

Jeri Jasken, Scott Omlid and Joe Plumber are present for discussion on the MOMS & MATS facilities. Jeri provided an outlined for Behavioral Health projects for the RBC review on the following:

Projects in Process:	Estimate Amount
Pine Point Addition	\$1,100,000
Clifton basement MAT clinic	\$500,000

Projects needed for FY18:

- Jack Hall driveway \$125,000
- Franklin deck Urban MOMS \$75,000
 - Safety Hazard
- NTW MAT Deck & Ramp \$9,000
 - For Handicap Accessibility
- Children addition OMC \$150,000
 - Additional beds were added
 - Need more Daycare
- Christian Retreat Hotel Renovation \$250,000
 - Inpatient Whole Family Treatment Facility
 - Insulation is needed in the rooms
- CR demo 2 structures \$20,000
- CR Lakeside septic tanks \$50,000

2018 General Fund Assistance Needed	\$3,000,000
2019 General Fund Assistance Needed	\$2,000,000

2019 BH Needed Projects:

Christian Retreat main building renovations	\$250,000
Start up cost for inpatient staff	\$3,000,000
Detox build	\$500,000
Start up cost for 24 hour staff	\$1,500,000

Youth Treatment at OMC build	\$750,000
EIDBI program expansion	\$500,000
MOMS/MATS Program build	

Behavioral Health will receive \$900,000 from the State Legislator; this money will go into the Christian Retreat to offset costs. \$17.2 million in the Bank; MOMS & MATS bring in \$3 million a month with cost against this amount. Brief discussion held on RBC Budgets.

MOMS & MATS Facility will cost \$12 million. The time frame to build the MOMS & MATS facilities with the construction scheduled for 14 months, and 16 months for closeouts. Brief discussion held on the current MOMS & MATS facility in Naytahwaush. There are some privacy issues; however, they uphold HIPPA compliance. The MOMS building has mold issues that have been getting the adults and children sick. A new building is needed for these programs. They do have transportation to and from Naytahwasuh MOMS & MATS for the Rice Lake community. At this time it would not be feasible to have a MOMS & MATS for each community due to the costs; this would cut into profit and staff that would be needed. The hardest barrier is the need for certified counselors; with the clients who have graduated they have provided jobs for them at entry level; however, waiting for their two years of sobriety to be moved up. Have successful graduates who are now counselors.

The revenue earned from the Naytahwaush MOMS is an estimated of \$2.5 million over a course of a year; with \$208,000 in a month. Alan stated Bagley Casino earns \$78,000 a month for this facility after costs and this facility cost the RBC \$18 million. RBC criticized the prior administration for this over expenditure and not bringing the expenditures to the vote of the people. The Behavioral Health is bringing in more money than the Bagley Casino. If approved today, there needs to be a press release to the White Earth members on this. Terry stated this is a facility that is needed for our members; we will be saving lives, rebuilding families, and providing jobs for our members. RBC needs to build these facilities for our reservation and to have these services for our people.

Alan stated he would like Roy to construct a Logic Memo on why the project cost went from \$8 million to \$12 million by the end of the day today, also a Press Release stating this project will be paid by the Behavioral Health Program funding. Eugene commented on maintaining this in a monthly installment with payments. Scott stated for about \$10 million Roy is scheduled for payment in FY19 and remaining \$2 million will come in October, November and December of 2019 which will be the first quarter of FY20. RBC will move forward with the construction of the facility in Naytahwaush:

Motion made Leonard Alan Roy to approve the project with the listed amount, Seconded by Eugene Tibbetts. Motion carried, 3 for, 0 against.

Meeting recessed at 10:27 a.m.

Meeting reconvened at 10:47 a.m.

Motion made by Eugene Tibbetts to adjourn meeting at 10:48 a.m., Seconded by Leonard Alan Roy. Motion carried, 3 for, 0 against.

Gaming Commission Session at 10:49 a.m.

Hourly Fee Agreement, Shooting Star Casino; Leif E. Rasmussen, P.A. of Steffens & Rasmussen (the “law firm”) to represent client. Hourly rate of \$290.00 per hour:

Motion made by Leonard Alan Roy to approve, Seconded by Eugene Tibbetts. Motion carried, 3 for, 0 against.

Motion made by Eugene Tibbetts to adjourn Gaming Commission Session at 10:50 a.m., Seconded by Leonard Alan Roy. Motion carried, 3 for, 0 against.

Return back to special meeting at 10:50 a.m.

Alan left meeting at 10:50 a.m.

New Business

Barbara Rohde – Proposal for Federal Representation: RBC would like to remove the Spirit Rock contract and move forward with Barbara Rohde. Spirit Rock, LLC contract will end September 30th and Barbara’s contact will be effective October 1, 2018 through September 30, 2019:

Motion made by Eugene Tibbetts to approve, Seconded by Raymond Auginaush Sr. Motion carried, 2 for, 1 silent.

Eduaction

Mary Otto is present.

Brief discussion held on the Boys & Girls club building in Mahnomen. Initially the Boys & Girls Club was going to move to the Natural Resources old building; however, Jeri had a high need for office space. Jeri had offered to pay the Boys & Girls Club for the exchange of the building and the offer would help with the financial needs to find and purchase another building/property in the Mahnomen area for our Boys & Girls Club. Jeri and Ken had discussion regarding this. The initial offer was \$350,000 and potentially it became \$400,000 with the intention to use the money as a match. There is nowhere for our youth to go in Mahnomen and there has been community complaints. After school youth 7th grade and up have no place to go. Mary has been working with Lisa McArthur and Michael Triplett for this reason. Mary stated that they looked at various areas/property for the Boys & Girls Club. Mary also stated with the reason behind a purchase of a building would be used for providing health and wellness. Boys & Girls Club

provides diabetes prevention and cultural activities that are required for the use of the funding from the Behavioral Health. Jeri had discussion with Mary prior if she would agree with this offer. Mary commented on the Cenex building area. Paid and estimate of \$132,000 for the Cenex building for the Boys & Girls Club. Jeri had given the Boys & Girls Club \$400,000 for the Natural Resource Building. Joe will do a Resolution to make it clear that the RBC approved the third party reimbursements to use for this health related reason.

Alan returned to the meeting at 11:04 a.m.

Joint Powers Agreement for the MDH Healthy Rural and Urban Kids Project:

Mary received an email from the State and they have postponed the study until next year as the timeline has passed to participate.

MN Department of Education Affirmation of Consultation with Tribal Representatives:

Motion made by Leonard Alan Roy to approve, Seconded by Eugene Tibbetts. Motion carried, 3 for, 0 against.

Eminence Credential for Mehgan Lahotka; Brief discussion held on the Eminence Credentialing Team and the process for credentialing. Terry would like a letter drafted looking into Board membership for Eminence Credentialing for the White Earth Reservation and to open the membership up for enrolled members to sit on this Board.

Motion made by Raymond Auginaush Sr. to approve Eminence Credential for Mehgan Lahotka, Seconded by Eugene Tibbetts. Motion carried, 3 for, 0 against.

White Earth /Ogema Boys & Girls Club Consolidation Proposal:

- Programming for both Ogema & White Earth clubs to be held at the White Earth Community Center
- COLA will drop students off at the Community Center and will transport students home three out of five days each week. Parent/Guardian will be responsible for two days of youth pick up at club each week
- Ogema School will drop off students at the Community Center that are already on the White Earth route Monday through Friday. Boys & Girls bussing will transport students that are not on the White Earth route to the Community Center from school. Ogema student's parents/guardian will be responsible for pick-up five days per week

Mary provided information on:

- Advantages
- Disadvantages
- Time Frame
- Proposed Budget/Savings
- Average number of youth served per site

Saving \$85,000.00

Motion made by Eugene Tibbetts to approve White Earth /Ogema Boys & Girls Club Consolidation Proposal, Seconded by Raymond Auginaush Sr. Motion carried, 3 for, 0 against.

Brief discussion held on the Boys & Girls two employees who have resigned and COLA RBC visit to the school. RBC requested from Mary to receive the COLA School Board Meeting Minutes and Bylaws and provide them for Ron Valiant.

Leonard Alan Roy left meeting at 12:07 p.m.

Leonard Alan Roy returned to meeting at 12:09 p.m.

Meeting recessed at 12: 15 p.m.

Meeting reconvened at 12:32 p.m.

Brief discussion held on the request to Shakopee. Match is coming from some revisions that are being made. \$400,000 coming from the Behavioral Health. Lisa McArthur and Mike Triplett have been working together on this plan; Pine Point will be the priority of the Shakopee match of the \$400,000 and Boys & Girls Club will be considered second priority. They would use their whole \$400,000 as leverage with the Shakopee as the match. If they receive the Shakopee funds of \$800,000, they would submit as their HUD request to ICDBG for that funding. ICDBG increased their award amount of \$700,000 available for tribes. Between these two funds they would have \$1.5 million to renovate the Farmers Union for Boys & Girls Club/Community Center. Table until the revisions are completed.

Child Care License Renewal: District II (Melissa Zima) and White Earth Learning Center; District III:

Motion made by Eugene Tibbetts to approve, Seconded by Raymond Auginaush Sr. Motion carried, 3 for, 0 against.

White Earth Police Department

Michael LaRoque is present. Brief discussion held on having a Police Officer for the White Earth Congregate Housing, Round House and Biimaadiiwiin apartments. The White Earth Police officer will do a walkthrough of the buildings when they are in the area. Michael stated that a lot of questions are coming in on Village control. Michael also stated he has had resistance from a couple of Police Officers. White Earth Police Department cannot have someone there 24 hours due to other calls that come in from dispatch and patrolling the area; however, he will be hiring 2 security guards. Kevin Dorman – Security Supervisor has the security guards do walk through at these buildings as well. Michael noted that the same issues have been going on for months and it is redundant. Michael stated that he may have to station his security guards within the Villages. He has a plan that will be implemented for this cause.

Continued New Business

Ogema Community Club Hall – Tabled until Legal Representation is present.

Brief discussion held on the Delegates for the Constitutional Convention. Eugene recommendation is Leonard Roy:

Motion made by Eugene Tibbetts to approve, Seconded by Raymond Auginaush Sr. Motion carried, 2 for, Leonard Alan Roy is silent.

Brief discussion held on the price to pay for wild rice and the need to have more money to purchase it; MCT is going to start paying \$2.75 for wild rice. RBC will pay \$2.50 a pound for wild rice and will delegate John Bekkerus to raise price if needed.

Motion made by Raymond Auginaush Sr. to approve, Seconded by Eugene Tibbetts. Motion carried, 3 for, 0 against.

Potlatch Discussion; Do not have the money to move forward with the purchase:

Motion made by Eugene Tibbetts to decline the Potlatch purchase, Seconded by Raymond Auginaush Sr. Motion carried, 3 for, 0 against.

Motion made by Leonard Alan Roy to adjourn at 1:30 p.m., Seconded by Raymond Auginaush Sr. Motion carried, 3 for, 0 against.

Chairman Terry Tibbetts reconvened meeting for Signatory Requests at 1:36 p.m.

Joe Plumber – Legal

Articles of Organization & Certifies of Good Standing – Standing Strong Company, LLC:

Motion made by Leonard Alan Roy to approve, Seconded by Eugene Tibbetts. Motion carried, 3 for, 0 against.

Pat Moran – Tribal Health Substance Abuse

Tribal Health Substance Abuse Treatment Program License; Rice Lake Substance Abuse Program License Number; 0030:

Motion Made by Raymond Auginaush Sr. to approve, Seconded by Eugene Tibbetts. Motion carried, 3 for, 0 against.

Raymond left meeting at 1:40 p.m.

Joe Plumber – Legal

New Business License - The Grub Hut; Michael Williams

Motion made by Leonard Alan Roy to approve, Seconded by Eugene Tibbetts. Motion carried, 2 for, 0 against.

Lori Thompson – Judicial

Certification Regarding Lobbying:

Motion made by Leonard Alan Roy to approve, Seconded by Eugene Tibbetts. Motion carried, 2 for, 0 against.

Zachary Paige – Ag Division

Amendment to the Agreement existing between the White Earth Natural Resources Department and MN Department of Agriculture:

Motion made by Leonard Alan Roy to approve, Seconded by Eugene Tibbetts. Motion carried, 2 for, 0 against.

Zachary Paige – Ag Division

Business License for White Earth Mobile Grocery; Need to accept SNAP Benefits:

Motion made by Eugene Tibbetts to approve pending correction, Seconded by Leonard Alan Roy. Motion carried, 2 for, 0 against.

Jessica Tolifson – White Earth Enterprises

Assigning Jessica access to SAM (System for Award Management) website; this will be for documents contracts, business with Federal Governments, reporting and updating for Enterprise companies.

Motion made by Leonard Alan Roy to approve, Seconded by Eugene Tibbetts. Motion carried, 2 for, 0 against.

Kim Turner – PHS

Amendment for Grant Contracts; amendment to the work plan pertaining to the existing contract between White Earth Public Health and MN DHS:

Motion made by Eugene Tibbetts to approve, Seconded by Leonard Alan Roy. Motion carried, 2 for, 0 against.

Motion made by Eugene Tibbetts to adjourn at 1:58 p.m., Seconded by Leonard Alan Roy. Motion carried, 2 for, 0 against.

Leonard Alan Roy Secretary/Treasurer