

KEWEENAW BAY INDIAN COMMUNITY

Keweenaw Bay Tribal Center
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2006 TRIBAL COUNCIL

SUSAN J. LAFERNIER, President
WARREN C. SWARTZ, JR., Vice-President
LARRY J. DENOMIE III, Secretary
DOREEN G. BLAKER, Asst. Secretary
TONI J. MINTON, Treasurer

FRED DAKOTA
WILLIAM E. EMERY
MICHAEL F. LAFERNIER, SR.
GARY F. LOONSFOOT, SR.
ELIZABETH "CHIZ" MATTHEWS
ELIZABETH D. MAYO
SHAWANUNG

KEWEENAW BAY INDIAN COMMUNITY SPECIAL COUNCIL MEETING MINUTES TRIBAL CENTER COUNCIL CHAMBERS FRIDAY-FEBRUARY 24, 2006-9:00 A.M.

APPROVED

1-8-09

- A. Date: February 24, 2006
- B. Call to Order: President LaFernier called the meeting to order at 9:13 a.m.
- C. Invocation: The Lord's Prayer
- D. Roll Call: Present: X Susan J. LaFernier, President/CEO
X Warren C. Swartz, Jr., Vice President
X Larry J. Denomie III, Secretary
X Doreen G. Blaker, Assistant Secretary (*left at 9:45 a.m.-1:28 p.m.*)
X Toni J. Minton, Treasurer
X William E. Emery
X Michael F. LaFernier, Sr.
X Gary F. Loonsfoot, Sr. (*left at 10:25 a.m.-1:28 p.m. and 2:43 p.m.*)
X Elizabeth "Chiz" Matthews
X Elizabeth D. Mayo
X Shawanung
- Absent: X Fred Dakota
- E. Declaration of Quorum: President LaFernier declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: February 24, 2006
Additions: J. New Business
5. Elizabeth D. Mayo - Senior Heating Issue/House Fire
- I. Old Business
2. Debra Parrish – AIHEC Student Conference Donation Request for \$4,000.00
3. Susan J. LaFernier - History of Indian Gaming
- G. For Your Information
3. Larry Denomie - Draft copy of the March 11, 2005 Meeting Minutes
4. NCAI Action Alert
5. Joan DesRochers-IGT Slot Proposal (moved from New Business)

- J. New Business
 - 2. f) Stupak Donation

MOTION MADE BY LARRY J. DENOMIE III TO APPROVE THE FEBRUARY 24, 2006 AGENDA WITH ADDITIONS AND CHANGE. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie, III, Doreen G. Blaker, Toni J. Minton, William E. Emery, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung). 0 OPPOSED. 0 ABSTAINED. ONE ABSENT (Fred Dakota). MOTION CARRIED.

- G. For Your Information:
 - 1. A copy of the notification of approved enrollment applications (6) from Jennifer Misegan, Enrollment Director.
 - 2. Voigt Task Force Meeting-March 2, 2006 in Odanah, Wisconsin and the Lakes Committee Meeting on March 8th.
 - 3. Draft copy of the March 11, 2005 Meeting Minutes for approval on March 4th
 - 4. NCAI-Action Alert regarding the Federal Election Campaign Act Hearing and Energy Rights of Way Meeting
 - 5. Joan DesRochers-IGT Slot Proposal will be presented on March 4th
- H. Approval of Meeting Minutes:
 - 1. March 10, 2005

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE MARCH 10, 2005 MEETING MINUTES WITH CHANGES. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Shawanung). TWO ABSTAINED (Toni J. Minton, Elizabeth "Chiz" Matthews). ONE ABSENT (Fred Dakota). MOTION CARRIED.

Doreen G. Blaker left at 9:45 a.m.

- I. Old Business:
 - 1. Jennifer Misegan-Resolution KB-1457-2006 Secretarial Election to be held on May 2, 2006 for the purpose of amending Article IV, Section 6 of the Constitution. A list of members was provided to be certified as eligible voters for the secretarial election. The list is confidential. Elizabeth Mayo requested that she be able to keep the list so that she can get the word out to the public to vote.

MOTION MADE BY ELIZABETH D. MAYO THAT WE KEEP THESE IF YOU'D LIKE TO. SUPPORTED BY WILLIAM E. EMERY. THREE IN FAVOR (William E. Emery, Elizabeth D. Mayo, Shawanung). SIX OPPOSED (Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz: Matthews). 0 ABSTAINED. TWO ABSENT (Doreen G. Blaker, Fred Dakota). MOTION DEFEATED.

MOTION MADE BY TONI J. MINTON TO APPROVE KB-1457-2006. SUPPORTED BY WARREN C. SWARTZ, JR. NINE IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, William E. Emery, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung). 0 OPPOSED. 0 ABSTAINED. TWO ABSENT (Doreen G. Blaker, Fred Dakota). MOTION CARRIED.

2. Debra Parrish-AIHEC 25th Anniversary Student Conference to be held on March 11-14, 2006 in Green Bay, WI. Debra requested \$2,109.40 for four students and will add this conference in next year's budget.

MOTION MADE BY WILLIAM E. EMERY TO APPROVE \$2,109.40 FOR STUDENTS TO ATTEND THE AIHEC CONFERENCE. SUPPORTED BY SHAWANUNG. NINE IN FAVOR

(Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, William E. Emery, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung). 0 OPPOSED. 0 ABSTAINED. TWO ABSENT (Doreen G. Blaker, Fred Dakota). MOTION CARRIED.

3. Susan J. LaFerner-Sovereign: A History of Indian Gaming by Donald Blondin, Publisher at Ipanema Literatures, LLC. They are working on a book which will involve a series of interviews with Native American leaders and key figures, who will detail the beginning of Indian gaming, its development and the positive impact it has had across Indian Country. They will also have narratives detailing how each Tribe has dealt with issues and has used gaming as a vehicle to self sufficiency. They publication date will be Summer 2006. We can choose to write our own narratives or have this company write it. One page will cost \$4,800.00. There was discussion on having this history written for our community first and possibly having our college students at OCC work on this history.

J. New Business:

1. John Baker

- a) New Business License for Jerry Magnant-Superior Water & Sales, LLC. The Council requested more information regarding where the water is coming from and the LLC status.

MOTION MADE BY TONI J. MINTON TO TABLE JERRY MAGNANT'S BUSINESS LICENSE FOR SUPERIOR WATER & SALES. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. SEVEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, William E. Emery, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews). TWO OPPOSED (Elizabeth D. Mayo, Shawanung). 0 ABSTAINED. TWO ABSENT (Doreen G. Blaker, Fred Dakota). MOTION CARRIED.

- b) New Business License for Jeremy Hebert-JT's (Quick Lube-Mechanics-Tire Shop). The Council requested more information regarding the Village of L'Anse zoning and the oil guidelines.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO TABLE UNTIL WE GET MORE INFORMATION. SUPPORTED BY WILLIAM E. EMERY. EIGHT IN FAVOR

(Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, William E. Emery, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Shawanung). ONE OPPOSED (Elizabeth D. Mayo). 0 ABSTAINED. TWO ABSENT (Doreen G. Blaker, Fred Dakota). MOTION CARRIED.

- c) New Business License for Timothy Friisvall-Frizz's Tobacco & Sales. The Council had questions on where the location of the business will be and what the sales will be (he may need a fireworks and tobacco license)

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO TABLE UNTIL WE GET MORE INFORMATION. SUPPORTED BY WILLIAM E. EMERY. EIGHT IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, William E. Emery, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Shawanung). ONE OPPOSED (Elizabeth D. Mayo). 0 ABSTAINED. TWO ABSENT (Doreen G. Blaker, Fred Dakota). MOTION CARRIED.

Break: 10:25 – 10:45 a.m.

Michael F. LaFernier, Sr. returned at 10:48 a.m.

Gary F. Loonsfoot, Sr. left at 10:25 a.m.

2. Susan J. LaFernier

- a) Lake Superior Community Partnership Membership Fee Renewal for 2006

MOTION MADE BY WILLIAM E. EMERY TO GO AHEAD AND PAY \$4,456.00 TO THE LAKE SUPERIOR COMMUNITY PARTNERSHIP AS IN THE PAST. SUPPORTED BY ELIZABETH D. MAYO. EIGHT IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, William E. Emery, Michael F. LaFernier, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung). 0 OPPOSED. 0 ABSTAINED. THREE ABSENT (Doreen G. Blaker, Fred Dakota, Gary F. Loonsfoot, Sr.). MOTION CARRIED.

- b) A Request from the Marquette Area Schools Title VII Native American Education Program for a donation to their Native American Educational Fair to be held on April 8, 2006

MOTION MADE BY WARREN C. SWARTZ, JR. TO TABLE THE TITLE VII NATIVE AMERICAN EDUCATION PROGRAM REQUEST UNTIL MARCH 4, 2006. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. EIGHT IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, William E. Emery, Michael F. LaFernier, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung). 0 OPPOSED. 0 ABSTAINED. THREE ABSENT (Doreen G. Blaker, Fred Dakota, Gary F. Loonsfoot, Sr.). MOTION CARRIED.

- c) Resolution KB 1456-2006/There is grant funding available from the U.S. Department of Health and Human Services, ANA under a Native Language Preservation and Maintenance Grant Program to conduct an assessment of the status of our language on the L'Anse Indian Reservation. The total amount of the grant application is \$103,390.00 which includes match.

MOTION MADE BY WILLIAM E. EMERY TO APPROVE RESOLUTION KB 1456-2006 AND SEE IF WE CAN GET THE FUNDING. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, William E. Emery, Michael F. LaFernier, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung). 0 OPPOSED. 0 ABSTAINED. THREE ABSENT (Doreen G. Blaker, Fred Dakota, Gary F. Loonsfoot, Sr.). MOTION CARRIED.

- d) An Executive Summary Report was submitted by Jesse Luttenton for the Council's review for the proposed Native CDFI-the Anishinabe Anokii Fund Application
- e) Three bids were received for a Copier, Service Contract and Scanning Option for the Anishinaabe Anokii Center. Jesse Luttenton recommended U.P. Office Equipment Systems per memo for a total of \$6,815.00.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE SHARP AR-M277 NEW DIGITAL IMAGER, SERVICE CONTRACT, AND SCANNER FROM U.P. OFFICE EQUIPMENT SYSTEMS. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, William E. Emery, Michael F. LaFernier, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung). 0 OPPOSED. 0 ABSTAINED. THREE ABSENT (Doreen G. Blaker, Fred Dakota, Gary F. Loonsfoot, Sr.). MOTION CARRIED.

f) Bart Stupak Campaign Donation for the March 1, 2006 Event in Washington, D.C.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO DONATE \$1,000.00 TO THE BART STUPAK CAMPAIGN. SUPPORTED BY WARREN C. SWARTZ, JR. EIGHT IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, William E. Emery, Michael F. LaFernier, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung). 0 OPPOSED. 0 ABSTAINED. THREE ABSENT (Doreen G. Blaker, Fred Dakota, Gary F. Loonsfoot, Sr.). MOTION CARRIED.

4. Elizabeth D. Mayo - Senior Heating Issue/House Fire. Elizabeth asked if a Senior has a house fire and they are living in a camper trailer, is their heating still paid for? She stated that a person has been denied. The Chair will look into this issue and stated that they can receive the fire assistance.
5. Ed Janisse-Broadcast Electronics, Inc. Financial Proposal for on-site support and training on the Radio's computer programs for two persons. The cost will be \$1,900.00 and is an annual agreement.

MOTION MADE BY TONI J. MINTON TO APPROVE \$1,900.00 TO COME OUT OF THE RADIO BUDGET FOR BROADCAST ELECTRONICS FOR INSTALLATION SUPPORT AND TRAINING. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, William E. Emery, Michael F. LaFernier, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung). 0 OPPOSED. 0 ABSTAINED. THREE ABSENT (Doreen G. Blaker, Fred Dakota, Gary F. Loonsfoot, Sr.). MOTION CARRIED.

K. Closed Session:

1. Ed Janisse-Contract Employment Proposal
2. Susan LaFernier
3. John Baker

MOTION MADE BY WARREN C. SWARTZ, JR. TO GO INTO CLOSED SESSION AT 11:25 A.M. SUPPORTED BY TONI J. MINTON. SIX IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, William E. Emery, Michael F. LaFernier, Sr., Elizabeth "Chiz" Matthews). TWO OPPOSED (Elizabeth D. Mayo, Shawanung). 0 ABSTAINED. THREE ABSENT (Doreen G. Blaker, Fred Dakota, Gary F. Loonsfoot, Sr.). MOTION CARRIED.

BREAK: 11:26 – 11:35 a.m.

LUNCH: 12:15 – 1:28 p.m.

Doreen G. Blaker returned at 1:28 p.m.

Gary F. Loonsfoot, Sr. returned at 1:28 p.m.

MOTION BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 2:55 p.m. SUPPORTED BY WILLIAM E. EMERY. NINE IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, Toni J. Minton, William E. Emery, Michael F. LaFerner, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung) 0 OPPOSED. 0 ABSTAINED. TWO ABSENT (Fred Dakota, Gary F. Loonsfoot, Sr.). MOTION CARRIED.

Services Agreement with Bittner Engineering to determine the cause for the drop in well production at the Hatchery in the amount of \$2,735.00

MOTION MADE BY LARRY J. DENOMIE III TO APPROVE THE SERVICES AGREEMENT BETWEEN THE KBIC AND BITTNER ENGINEERING. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, Toni J. Minton, William E. Emery, Michael F. LaFerner, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung). 0 OPPOSED. 0 ABSTAINED. TWO ABSENT (Fred Dakota, Gary F. Loonsfoot, Sr.). MOTION CARRIED.

Agreement between the KBIC and the Village of Baraga relating to reimbursement of costs incurred by the Village for the engineering and inspections for the improvements of the wastewater treatment system in the amount of \$279,500.00 received from I.H.S.

MOTION MADE BY WARREN C. SWARTZ, JR. TO APPROVE AN AGREEMENT BETWEEN THE KEWEENAW BAY INDIAN COMMUNITY AND THE VILLAGE OF BARAGA RELATING TO REIMBURSEMENT OF THE COSTS FOR THE IMPROVEMENTS TO THE WASTE WATER FACILITY AND TO AUTHORIZE THE CHAIRMAN TO SIGN. SUPPORTED BY TONI J. MINTON NINE IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, Toni J. Minton, William E. Emery, Michael F. LaFerner, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung). 0 OPPOSED. 0 ABSTAINED. TWO ABSENT (Fred Dakota, Gary F. Loonsfoot, Sr.). MOTION CARRIED.

L. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN THE MEETING AT 2:58 P.M. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. NINE IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, Toni J. Minton, William E. Emery, Michael F. LaFerner, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung). 0 OPPOSED. 0 ABSTAINED. TWO ABSENT (Fred Dakota, Gary F. Loonsfoot, Sr.). MOTION CARRIED.

Respectfully Submitted By:



Janice M. Halverson, Acting Recording Secretary



Date