

KEWEENAW BAY INDIAN COMMUNITY

Keweenaw Bay Tribal Center
107 Beartown Road
Baraga, Michigan 49908
Phone (906) 353-6623
Fax (906) 353-7540

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

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
TRIBAL CENTER CONFERENCE ROOM
SPECIAL COUNCIL MEETING
FRIDAY – JULY 14, 2006 – 9:00 A.M.**

 **APPROVED**

9-23-06

- A. Date: July 14, 2006
- B. Call to Order: President LaFernier called the meeting to order at 9:10 a.m.
- C. Invocation: Lord's Prayer
Opening Prayer in Ojibwa
- D. Roll Call: Present: Susan J. LaFernier, President
Warren C. Swartz, Jr., Vice-President
Larry J. Denomie III, Secretary
Doreen G. Blaker, Assistant Secretary
Toni J. Minton, Treasurer
Fred Dakota
William E. Emery
Michael F. LaFernier, Sr. (arrived at 10:00 a.m.)
Gary F. Loonsfoot, Sr. (left at 2:38 p.m.)
Elizabeth "Chiz" Matthews
Elizabeth D. Mayo
Shawanung
- E. Declaration of Quorum: President LaFernier declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: July 14, 2006

MOTION MADE BY LARRY J. DENOMIE III TO APPROVE THE AGENDA. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, Toni J. Minton, Fred Dakota, William E. Emery, Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Michael F. LaFernier, Sr.), MOTION CARRIED.

G. Approval of Meeting Minutes: April 4, 7, 11,16, & 19, 2005 and June 26, 2006

Doreen Blaker left the meeting at 9:16 a.m.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE APRIL 4, 2005 MINUTES WITH ONE CHANGE. SUPPORTED BY WILLIAM E. EMERY. SEVEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Fred Dakota, William E. Emery, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Shawanung), OPPOSED - 0, TWO ABSTAINING (Toni J. Minton, Elizabeth "Chiz" Matthews), TWO ABSENT (Michael F. LaFernier, Sr., Doreen G. Blaker), MOTION CARRIED.

MOTION MADE BY LARRY J. DENOMIE III TO APPROVE THE APRIL 7, 2005 MINUTES. SUPPORTED BY GARY F. LOONSFOOT, SR. SEVEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Fred Dakota, William E. Emery, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Shawanung), OPPOSED - 0, TWO ABSTAINING (Toni J. Minton, Elizabeth "Chiz" Matthews), TWO ABSENT (Michael F. LaFernier, Sr., Doreen G. Blaker), MOTION CARRIED.

Doreen Blaker entered at 9:20 a.m.

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE APRIL 11, 2005 MINUTES. SUPPORTED BY WARREN C. SWARTZ, JR. SEVEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, William E. Emery, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Shawanung), OPPOSED - 0, THREE ABSTAINING (Toni J. Minton, Fred Dakota, Elizabeth "Chiz" Matthews), ONE ABSENT (Michael F. LaFernier, Sr.), MOTION CARRIED.

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE APRIL 16, 2005 MINUTES. SUPPORTED BY FRED DAKOTA. EIGHT IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, Fred Dakota, William E. Emery, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Shawanung), OPPOSED - 0, TWO ABSTAINING (Toni J. Minton, Elizabeth "Chiz" Matthews), ONE ABSENT (Michael F. LaFernier, Sr.), MOTION CARRIED.

MOTION MADE BY WARREN C. SWARTZ, JR. TO APPROVE THE APRIL 19, 2005 MINUTES WITH THE INSERTIONS/ADDITIONS. SUPPORTED BY DOREEN G. BLAKER. EIGHT IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, Fred Dakota, William E. Emery, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Shawanung), OPPOSED - 0, TWO ABSTAINING (Toni J. Minton, Elizabeth "Chiz" Matthews), ONE ABSENT (Michael F. LaFernier, Sr.), MOTION CARRIED.

MOTION MADE BY LARRY J. DENOMIE III TO APPROVE THE JUNE 26, 2006 MINUTES WITH ONE CHANGE. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, Toni J. Minton, Fred Dakota, William E. Emery, Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Michael F. LaFERNIER, Sr.), MOTION CARRIED.

H. For Your Information:

1. GLIFWC Board of Commissioners meeting on July 25, 2006 in Onamia, MN. Gene Emery will be attending.
2. A copy of e-mail from Matt Wesaw – Regarding the United Tribes of Michigan, they now have a website thanks to the I.T. folks of the Saginaw Chippewa Tribe and their Council.
3. A copy of NCAI News- Appeals Court Removes from Cobell, Vacates Orders on Internet/Notice to Beneficiaries.

I. Old Business:

1. William Jondreau – a) Request approval for use of the field behind the Casino.

MOTION MADE BY WILLIAM E. EMERY TO APPROVE THE REQUEST FROM THE BARAGA FIRE DEPARTMENT FOR THE USE OF THE FIELD BEHIND THE CASINO FOR MUD DRAG RACES ON SEPTEMBER 16, 2006 AND TO BE RESPONSIBLE FOR ALL EXPENSES. SUPPORTED BY FRED DAKOTA. NINE IN FAVOR (Warren C. Swartz, Jr., Doreen G. Blaker, Toni J. Minton, Fred Dakota, William E. Emery, Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung), ONE OPPOSED (Larry J. Denomie III), ABSTAINING - 0, ONE ABSENT (Michael F. LaFERNIER, Sr.), MOTION CARRIED.

b) Head Start Update - William Jondreau/ Terri Denomie/Tina Messer- There was a long discussion regarding the Head Start enrollment. Bill Jondreau stated that he would like the Council to make a determination on prioritizing whom they want to serve on the program, whether it is the KBIC members or the KBIC members and descendants as a group. Bill referred to a letter from Ann Belleau, ITC Head Start Director, which said that the Council needs to determine what membership is and that if there is another Head Start in the service area (BHK), other applicants not meeting the membership qualifications can be referred there or be placed on a waiting list at the KBIC Head Start. Bill said the Head Start policy council approved a selection worksheet that weighed the points heavily toward the enrolled Tribal Members, with the intent to give credit to Tribal members and to insure that Tribal kids are entered into the program. Also, the consensus of the policy council was to take care of your membership first. Then descendants.

Tina Messer pointed out that the Tribal kids, if enrolled into Head Start, would only be taking up a quarter of the slots available.

At KB, out of 105 applicants, 12 children are enrolled Tribal members and there are pending enrollment applications that make 16 enrolled members out of those 105 applicants. Out of those 16 Tribal kids, 12 will be over-income.

Terri Denomie said that she must follow Federal Law guidelines as far as income levels are concerned in enrolling Tribal kids. Bill said it is not, it is up to the Tribal Council to determine whom they want to service. Tina said that according to the ITC Board, if you have other service areas in the community, which we do, you could serve enrolled over-income Tribal members over low-income non-Tribal members.

MOTION MADE BY ELIZABETH D. MAYO TO GO INTO CLOSED SESSION AT 9:50 A.M. SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Larry J. Denomie III, Doreen G. Blaker, Toni J. Minton, Fred Dakota, William E. Emery, Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung), ONE OPPOSED (Warren C. Swartz, Jr.), ABSTAINING - 0, ONE ABSENT (Michael F. LaFernier, Sr.), MOTION CARRIED.

Mike LaFernier entered the meeting at 10:00 a.m.

Break: 11:17 a.m. – 11:30 a.m.

MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 12:28 P.M. SUPPORTED BY WILLIAM E. EMERY. ALL IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, Toni J. Minton, Fred Dakota, William E. Emery, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Susan stated that at this time it is almost impossible to fund or to service all of the kids that are applying, as there are 62 available slots. We will look at other options and other programs to service kids.

MOTION MADE BY LARRY J. DENOMIE III TO UTILIZE THE GUIDELINES THAT HAVE BEEN ESTABLISHED THIS YEAR, THAT A DESCENDANT IS A DESCENDANT AND THAT A PLAN BE DEVELOPED TO BEST SERVE ALL THOSE THAT ARE IN NEED OF HEAD START/EARLY HEAD START. SUPPORTED BY WARREN C. SWARTZ, JR. SEVEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Fred Dakota, William E. Emery, Michael F. LaFernier, Sr., Elizabeth D. Mayo, Shawanung), FOUR OPPOSED (Doreen G. Blaker, Toni J. Minton, Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Lunch Break: 12:35 p.m. – 1:40 p.m.

Doreen G. Blaker left at 1:42 p.m.

2. Susan LaFernier – Clarification of BINGO machine purchase motion from 7/8/06. The Council needs to approve the *entire* amount of the purchase, which is \$38,245.00.

MOTION MADE BY GARY F. LOONSFOOT, SR. TO CLARIFY THE BINGO MACHINE PURCHASE MOTION FROM 7/8/06 TO \$38,245.00. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Toni J. Minton, Fred Dakota, William E. Emery, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Shawanung), OPPOSED – 0, ABSTAINING - 0, ONE ABSENT (Doreen G. Blaker), MOTION CARRIED.

Doreen Blaker returned at 1:43 p.m.

- J. New Business: (**Postponed for the next meeting on July 20, 2006**)-
 1. John Baker – a) Tobacco License for Jeff Lamson
b) Tobacco License for Pete Morin
c) Tobacco License renewal for Joe Waara
d) Special Event Liquor License for Baraga Fire Department
e) Business License renewal for Joe LaBeau
 2. Virgil Loonsfoot – Veteran’s Request

MOTION MADE BY WARREN C. SWARTZ, JR. TO GO INTO CLOSED SESSION AT 1:43 P.M. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT 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), THREE OPPOSED (Fred Dakota, Elizabeth D. Mayo, Shawanung), ABSTAINING - 0, ABSENT – 0, MOTION CARRIED.

- K. Closed Session:
 1. Day Care Termination Appeal Hearings: Case 006-06 at 1:00 p.m. and 007-06 at 1:30 p.m.
 2. Pauline Spruce – Personnel (Interview Dates)
 3. John Baker
 4. Susan LaFernier

Gary F. Loonsfoot, Sr. left at 2:38 p.m.

Break: 2:50 p.m. – 3:00 p.m.

MOTION MADE BY WILLIAM E. EMERY TO GO INTO OPEN SESSION AT 3:26 P.M. SUPPORTED BY FRED DAKOTA. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, Toni J. Minton, Fred Dakota, William E. Emery, Michael F. LaFernier, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Gary F. Loonsfoot, Sr.), MOTION CARRIED.

MOTION MADE BY LARRY J. DENOMIE III TO UPHOLD THE DECISION OF THE CEO REGARDING CASE NUMBER 006-06 AND 007-06. SUPPORTED BY ELIZABETH D. MAYO. FIVE IN FAVOR (Larry J. Denomie III, Fred Dakota, William E. Emery, Elizabeth D. Mayo, Shawanung), THREE OPPOSED (Warren C. Swartz, Jr., Elizabeth "Chiz" Matthews, Doreen G. Blaker), TWO ABSTAINING (Toni J. Minton and Michael F. LaFernier, Sr.), ONE ABSENT (Gary F. Loonsfoot, Sr.), MOTION CARRIED.

L. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 3:28 P.M. SUPPORTED BY LARRY J. DENOMIE III. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, Toni J. Minton, Fred Dakota, William E. Emery, Michael F. LaFernier, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Respectfully submitted,



Peggy Minton
Recording Secretary

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
TRIBAL CENTER CONFERENCE ROOM
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FRIDAY – JULY 14, 2006 – 9:00 A.M.

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B. Call to Order:

C. Invocation: Lord's Prayer
Opening Prayer in Ojibwa

D. Roll Call: _____ Susan J. LaFerner, President
_____ Warren C. Swartz, Jr., Vice-President
_____ Larry J. Denomie III, Secretary
_____ Doreen G. Blaker, Assistant Secretary
_____ Toni J. Minton, Treasurer
_____ Fred Dakota
_____ William E. Emery
_____ Michael F. LaFerner, Sr.
_____ Gary F. Loonsfoot, Sr.
_____ Elizabeth "Chiz" Matthews
_____ Elizabeth D. Mayo
_____ Shawanung

E. Declaration of Quorum:

F. Approval of Agenda: July 14, 2006

G. Approval of Meeting Minutes:

- | | | | |
|-------------------|------------------|-------------------|-------------------|
| 1. April 4, 2005 | 2. April 7, 2005 | 3. April 11, 2005 | 4. April 16, 2005 |
| 5. April 19, 2005 | 6. June 26, 2006 | | |

H. For Your Information:

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2. A copy of e-mail from Matt Wesaw – United Tribes of Michigan
3. A copy of NCAI News- Appeals Court Removes from Cobell, Vacates Orders on Internet/Notice to Beneficiaries

I. Old Business:

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b) Head Start Update
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 - a) Tobacco License for Jeff Lamson
 - b) Tobacco License for Pete Morin
 - c) Tobacco License renewal for Joe Waara
 - d) Special Event Liquor License for Baraga Fire Department
 - e) Business License renewal for Joe LaBeau
2. Virgil Loonsfoot – Veteran's Request

K. Closed Session:

1. Day Care Termination Appeal Hearings: 1:00 p.m. 1:30 p.m.
2. Pauline Spruce - Personnel
3. John Baker
4. Susan LaFernier

L. Adjournment: