

KEWEENAW BAY INDIAN COMMUNITY

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

MINUTES KEWEENAW BAY INDIAN COMMUNITY REGULAR COUNCIL MEETING OJIBWA CASINO CONFERENCE ROOM SATURDAY – SEPTEMBER 23, 2006 AT 9:00 A.M.

APPROVED

11-17-06

- A. Date: September 23, 2006
- B. Call to Order: President LaFernier called the meeting to order at 9:05 a.m.
- C. Invocation: The Lord's Prayer
Opening Prayer in Ojibwa by Shawanung.
- D. Roll Call: Present: Susan J. LaFernier, President
Warren C. Swartz, Jr., Vice-President
Larry J. Denomie III, Secretary
Doreen G. Blaker, Assistant Secretary
Fred Dakota
William E. Emery
Michael F. LaFernier, Sr.
Gary F. Loonsfoot, Sr.
Elizabeth "Chiz" Matthews
Elizabeth D. Mayo
Shawanung
- Absent: Toni J. Minton (out of town)
- E. Declaration of Quorum: President LaFernier declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: September 23, 2006
- | | | |
|------------|---|---|
| Additions: | Recognize Scheduled Delegation-
Old Business-
New Business- | 3. John Jacker – Donation Request for Alica Jacker- trip
1. Clarify Motion from 9-7-06 on School Clothes
1. b) Donation to the 21 st Century Fund of the Michigan Democratic Party |
| Deletion: | New Business-
Closed Session- | 2. John Baker – Resolution KB 1506-2006
3. Susan LaFernier |

MOTION MADE BY WILLIAM E. EMERY TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, 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 (Toni J. Minton), MOTION CARRIED.

G. Approval of Meeting Minutes for July 14 & 20, 2006 and August 31, 2006

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE JULY 14, 2006 MEETING MINUTES. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, 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 (Toni J. Minton), MOTION CARRIED.

MOTION MADE BY FRED DAKOTA TO APPROVE THE JULY 20, 2006 MEETING MINUTES. SUPPORTED BY ELIZABETH D. MAYO. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, 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 (Toni J. Minton), MOTION CARRIED.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE AUGUST 31, 2006 MEETING MINUTES. SUPPORTED BY WARREN C. SWARTZ, JR. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, 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 (Toni J. Minton), MOTION CARRIED.

H. For Your Information:

1. "Thank You" from the Marine Corps League – Iron Mountain Detachment 1239. This was a donation of \$500 to purchase a plaque that will be placed on the Time Capsule at the base of the U.P. Veteran's Memorial on top of the Pine Mountain Ski Hill. The Time Capsule will be sealed shut until 07/04/2106.
2. "Thank You" from the Keweenaw Peninsula Chamber of Commerce. Todd Warner, NRD Director, donated the use of a Stocking Tank during the 3 day In-Fisherman Tournament held in June in Chassell.
3. "Thank You" from Charter Township of Chocolay for the 2% funds to the Township. "The money will be spent to provide a mutual benefit to both of our communities." It has been allocated to the following Departments: Police, Fire, Clerk's, Treasurer's, Community Development and Recreation.
4. "Thank You" from Jennie Haataja for the money for Graduation and her Youth & Government trip.
5. "Thank You" from Patrick Horn, Hunter Engineer Company, for your business. The Tribe purchased a Front-End Alignment system from them.
6. "Thank You" from Disney Bait & Tackle for the generous donation to Kid's Day. (110 kids participated).
7. "Thank You" from Richard Edwards for the gift from the Senior Assistance Program.
8. A copy of the Gun Lake Tribe – Tribal Council.
9. A copy of NCAI News – Native Vote 2006: Early Voter Registration and Deadlines.

10. Letter from John Bussey – The Gaming Regulatory Ordinance has been approved. The Gaming Commission's elected officers are Michael Duschene as Chairman, Dale Shalfoe as Vice-Chairman and Jim Rasanen as Secretary. The Commission will meet regularly on each Tuesday from 10:00 a.m. to 12:00 p.m. and will be open to the public. (Other than Closed Session issues).

I. President/CEO's Report / August 2006 – available for your review.

MOTION MADE BY ELIZABETH D. MAYO TO ACCEPT THE PRESIDENT'S REPORT. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomic III, Doreen G. Blaker, 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 (Toni J. Minton), MOTION CARRIED.

Fred Dakota asked how the Titling Program is coming along. Mr. Baker said he has a draft of the proposed Titling Ordinance and will be working on the ordinance over the next several weeks.

J. Secretary's Report / August 2006 – Larry Denomic was unable to have the report for today as it has been a very busy month, but he will have a two-month report for the next meeting and does apologize for that.

K. Recognize Scheduled Delegation/Individuals:

1. Pete Mackin, a Candidate for the State Senate, gave a brief introduction/presentation to the Council.

Fred Dakota commented on the Indian license plates that were on the Tribal police vehicles in 1974-1975 and they were confiscated by the State because they didn't recognize our Tribe as a Government. He asked Pete if he were elected would he try to straighten this out. Fred stated that we certainly are a recognizable Government, not only in the State of Michigan but in the entire United States because we do have a Treaty with these people. There are some things there that have to be straightened out so the Tribe isn't constantly bombarded with illegal accusations that come from Lansing. Fred asked Pete if given the authority, could we count on him for that. Pete responded that the Tribe is a co-equal to Lansing, they should partner with these issues and not work against them.

2. Lori Sherman/Jessica Koski/Stephanie Bushong--AISES Student Annual Trip and MTU Powwow Request.

MOTION MADE BY DOREEN G. BLAKER TO PAY \$6000.00 TOWARDS THE MTU POWWOW AND \$1632.00 TOWARDS THE AISES CONFERENCE. SUPPORTED BY GARY F. LOONSFOOT, SR. NINE IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomic III, Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung), OPPOSED - 0, ONE ABSTAINING (Fred Dakota), ONE ABSENT (Toni J. Minton), MOTION CARRIED.

3. John Jacker – Request for Alicia Jacker’s trip to England to participate in the Blue Lake 2007 International Exchange Program.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE \$1200.00 FOR ALICIA JACKER TO ATTEND THE BLUE LAKE INTERNATIONAL EXCHANGE PROGRAM AND A TANK OF GAS FROM THE PINES FOR SIX TRIPS TO BLUE LAKE. SUPPORTED BY FRED DAKOTA. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, 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 (Toni J. Minton), MOTION CARRIED.

L. Old Business:

1. School Clothes – Clarify Motion from 09-07-06.

MOTION MADE BY WARREN C. SWARTZ, JR. TO ADD AN EFFECTIVE DATE TO THE SEPTEMBER 7, 2006 MOTION REGARDING SCHOOL CLOTHES, AMENDING THE MOTION TO ADD SCHOOL CLOTHES TO THE YOUTH ACTIVITY FUND EFFECTIVE 10-01-06. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, 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 (Toni J. Minton), MOTION CARRIED.

Break: 10:20 a.m. – 10:35 a.m.

M. New Business:

1. Susan LaFernier – a) Resolution KB 1505-2006 NCAI Annual Membership Renewal.

MOTION MADE BY DOREEN G. BLAKER TO APPROVE KB-1505-2006. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Doreen G. Blaker, 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 (Toni J. Minton), MOTION CARRIED.

- b) Donation to the Michigan Democratic Party – 21st Century Fund.

MOTION MADE BY LARRY J. DENOMIE III TO APPROVE \$7500.00 FOR THE MICHIGAN DEMOCRATIC PARTY. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomie III, Fred Dakota, William E. Emery, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Shawanung), OPPOSED - 0, TWO ABSTAINING (Doreen G. Blaker, Elizabeth “Chiz” Matthews), ONE ABSENT (Toni J. Minton), MOTION CARRIED.

2. John Baker – Resolution KB 1506-2006. The purpose of this Resolution is to terminate the 457 Pension Plan. This was recommended by Dorsey & Whitney Law Firm and if the plan is continued it would have unfavorable tax consequences for the participants in the plan, including tax penalties.

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE RESOLUTION KB-1506-2006. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. NINE IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomic III, Doreen G. Blaker, Fred Dakota, William E. Emery, Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Shawanung), OPPOSED - 0, ONE ABSTAINING (Michael F. LaFernier, Sr.), ONE ABSENT (Toni J. Minton), MOTION CARRIED.

N. Department Head Reports – July 2006

MOTION MADE BY FRED DAKOTA TO APPROVE DEPARTMENT HEAD REPORTS FOR JULY 2006. SUPPORTED BY DOREEN G. BLAKER. TEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomic III, Doreen G. Blaker, 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 (Toni J. Minton), MOTION CARRIED.

O. Closed Session:

MOTION MADE BY WILLIAM E. EMERY TO GO INTO CLOSED SESSION AT 10:45 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Warren C. Swartz, Jr., Larry J. Denomic III, Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews), THREE OPPOSED (Fred Dakota, Elizabeth D. Mayo, Shawanung), ABSTAINING - 0, ONE ABSENT (Toni J. Minton), MOTION CARRIED.

1. Mike Roeper/Dee Williams – Restaurant Concerns
2. John Baker
3. Officer Joe Spruce – KBIC Tribal Police K-9 Presentation at OCC
4. Sergeant Duane Misegan - KBIC Tribal Police Taser Presentation at OCC

MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 12:21 P.M. SUPPORTED BY FRED DAKOTA. NINE IN FAVOR (Larry J. Denomic III, Doreen G. Blaker, Fred Dakota, William E. Emery, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Shawanung), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Toni J. Minton), MOTION CARRIED.

MOTION MADE BY LARRY J. DENOMIC III TO APPROVE THE CONTRACT BETWEEN KBIC AND SLADEWSKI. SUPPORTED BY ELIZABETH D. MAYO. NINE IN FAVOR (Larry J. Denomic III, Doreen G. Blaker, Fred Dakota, William E. Emery, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Shawanung), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Toni J. Minton), MOTION CARRIED.

P. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 12:22 P.M. SUPPORTED BY WILLIAM E. EMERY. NINE IN FAVOR (Larry J. Denomie III, Doreen G. Blaker, Fred Dakota, William E. Emery, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Shawanung), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Toni J. Minton), MOTION CARRIED.

Respectfully submitted,

A handwritten signature in cursive script that reads "Peggy Minton".

Peggy Minton
Recording Secretary

KEWEENAW BAY TRIBAL COUNCIL

Report from the President/C.E.O.

Susan J. LaFerner

August, 2006 (for the September 23, 2006 Meeting)

*ANIN! "We Honor The Greatness In You"
and Good Morning!*

I hope everyone enjoyed Michigan Indian Day yesterday. On August 3rd, Gerald Hays, Mr. Baker, and I attended a meeting with Chassell representatives and others on the Chassell to Houghton Snowmobile Trail where some portions of the trail are closed because of private owners. They are working on trying to reopen this trail. Mike and I also attended a meeting on August 9th with the Michigan DNR Director Rebecca Humphries in Manistique on their involvement with the decision for the approval or disapproval on a land use permit/surface lease to use State land which is requested by Kennecott Minerals for their mine portal on the proposed Yellowdog Mine and a mining reclamation plan. We presented them with approximately 17 questions which they said they would respond to. I also attended our Natural Resource Committee meeting on August 16th.

On August 25th I gave the welcome for our annual Tribal Government Employee Picnic that was held at the Pressbox because of rain, but we had a great time eating, playing games, bowling, and receiving gifts. Thank you to Kim Klopstein and her crew for their hard work every year. I visited the Tribal Court/Counseling offices on August 28th and met with the staff of our new Child Support Program. There have been renovations and painting and the entire building is beautiful. I also attended the Ojibwa Senior Citizens meeting with Sarah on August 30th where they approved the design for the new addition and renovations of the Senior Center. They are a busy group, it was interesting and I learned helpful information. As of today all of the checks for the Senior Assistance Program have been issued except for about 10 that have questions. This program assisted 190 Seniors. On August 31st members of the Tribal Council and I toured and had lunch at the Shrine Gift Shop.

Thank you to Dick Shalifoe who recently resigned from the Voigt Task Force for his many years of service as a member. Joe Dowd and Chris Swartz will be attending the meetings. Also a big thank you to Ed Janisse and the radio staff and volunteers for the wonderful 9-1-1 Hometown Heroes concert with Luke Stricklin and John Michael Montgomery. I was fortunate to be able to meet Mr. Montgomery with my aunt and cousin. The American Legion once again did an outstanding ceremony during halftime and the fireworks were wonderful again. We really don't realize the amount of work that goes into a successful concert and I know everyone who attended had a great time.

Council is just about finished with reviewing the 2007 budgets after eight days of meetings. There will be changes and when they are approved a report will be given. Thank you Sarah, Dawn and Hosh from Accounting and all of the Directors.

NATIVE VOTE 2006 is fast approaching! Now that the primary elections have passed, its time to focus on registering new voters and then to vote! The last day to register to vote in Michigan is October 10, 2006. (see NCAI Letter) Let's also encourage our young people to turn out in record numbers for this November 7th election.

There will also be 5 proposals that will appear on the general election ballot that you should be aware of. Please review these and be informed before you vote. One very important proposal is the Michigan Civil Rights Initiative Petition. Pay close attention to this and it is even more reason to vote! The purpose of this proposed amendment to the State Constitution would be to "prohibit the University of Michigan and other state universities, the state, and all other state entities from discriminating against or granting preferential treatment based on race, sex, color, ethnicity, or national origin." This seeks to ban public institutions from using affirmative action programs that give preferential treatment to groups or individuals based on their race, gender, color ethnicity, or national origin for public employment, education, or contracting purposes. Two other States, California and Washington, have adopted similar initiatives to override Affirmative Action's preferential treatment to minorities. I do have more information on this topic and our Education Committee will be presenting more information also.

We have held meetings as we stated prior to try and provide a pre-school/daycare program for those tribal children who were not able to attend Early Headstart and Headstart. The meetings have been very productive as we reviewed all of the programs that the Tribe offers and I believe that the plan for services will benefit and serve more children than they have in the past. Thank you to Terri Denomie, Debra Parrish, Mary DeLine, Ruth Keller, and Kelly Shelifoe for all of their work and planning. We hope to present the final program in a few weeks and a proposal for the long term needs.

Last Friday the Michigan Court of Appeals overturned the Ingham County Circuit Judge Paula Manderfields June 22nd ruling ordering the DEQ to conduct a hearing on whether the Kennecott permit application was complete and she barred them from processing the applications until after the hearing. Three judges with the Court of appeals stated that we had failed to show that we had been harmed by the DEQ's finding that the application was complete. This will now be appealed to the Supreme Court in the next week.

Please continue to keep everyone in your prayers who are ill or have lost loved ones and continue your prayers for all of our men and women in the Service. Please pray for peace on earth and let us be thankful for our many blessings.

The next regular Saturday meeting will be held on October 7th in Marquette.

Once again it has been a very busy month meeting with department heads, employees, members, and visitors on a daily basis, Gaming Commission issues, telephone calls, and of course, Council meetings that Larry will report on. If you have any questions, concerns, or I can be of help to you, please call me 353-6623 ext 4168.
My cell phone: 201-1756.

MEGWETCH!

FOR TRIBAL COUNCIL ONLY:

Also attached is Sarah Smith's August 2006 Report

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
REGULAR COUNCIL MEETING
OJIBWA CASINO CONFERENCE ROOM
SATURDAY – SEPTEMBER 23, 2006 AT 9:00 A.M.

- A. Date: September 23, 2006
- B. Call to Order:
- C. Invocation: The 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: September 23, 2006
- G. Approval of Meeting Minutes for July 14 & 20, 2006 and August 31, 2006
- H. For Your Information:
1. "Thank You" from the Marine Corps League – Iron Mountain Detachment 1239
 2. "Thank You" from the Keweenaw Peninsula Chamber of Commerce
 3. "Thank You" from Charter Township of Chocolay
 4. "Thank You" from Jennie Haataja
 5. "Thank You" from Patrick Horn – Hunter Engineer Company
 6. "Thank You" from Disney Bait & Tackle
 7. "Thank You" from Richard Edwards
 8. A copy of the Gun Lake Tribe – Tribal Council
 9. A copy of NCAI News – Native Vote 2006: Early Voter Registration and Deadlines
 10. Letter from John Bussey – Gaming Regulatory Ordinance approved

I. President/CEO's Report / August 2006

J. Secretary's Report /August 2006

K. Recognize Scheduled Delegation/Individuals:

1. Pete Mackin – Candidate for State Senate
2. Lori Sherman/Jessica Koski – AISES Student Annual Trip Request

L. Old Business:

1.

M. New Business:

1. Susan LaFerner – Resolution KB 1505-2006 NCAI Annual Membership Renewal

N. Department Head Reports – July 2006

O. Closed Session:

1. Mike Roeper – Restaurant Concerns
2. John Baker
3. Susan LaFerner
4. Officer Joe Spruce – KBIC Tribal Police K-9 Presentation
5. Sergeant Duane Misegan - KBIC Tribal Police Taser Presentation

P. Adjournment: