

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
THURSDAY – NOVEMBER 10, 2011 – 9:00 A.M.**

- A. Date: November 10, 2011
- B. Call to Order: Vice President Emery called the meeting to order at 9:25 a.m.
- C. Invocation: Lord’s Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President (arrived at 9:58 a.m.)
William E. Emery, Vice President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary
Elizabeth D. Mayo, Treasurer
Jerry Lee Curtis (arrived at 10:15 a.m.)
Fred Dakota
Eddy Edwards (arrived at 9:59 a.m., left at 11:53 a.m.)
Michael F. LaFernier, Sr.
Gary F. Loonsfoot, Sr.
Elizabeth “Chiz” Matthews
Isabelle Helene Welsh (arrived at 10:11 a.m.)
- E. Declaration of Quorum: Vice President Emery declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: November 10, 2011
- Addition: FYI- 4. Susan LaFernier, Secretary – A Letter from the Village of L’Anse inviting Council to discuss Shared Services and Collaboration

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE AGENDA WITH THE ADDITION. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Elizabeth D. Mayo, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Eddy Edwards, Isabelle H. Welsh), MOTION CARRIED.

G. For Your Information:

1. WUPPDR Annual CEDS (Community Economic Development Strategy) Report Concurrence
2. Susan LaFerner, Secretary - KBIC Buildings (10) – Large Wooden Seals to be distributed to the departments
3. A Letter to the Editor by Joseph O’Leary – *KBIC Pulling its own Weight* which is a response to a front page Gazette article on 10/21/11
4. A Letter from the Village of L’Anse inviting Council to discuss Shared Services and Collaboration on November 21 at 6:00 p.m.

H. Old Business:

1. Janice Halverson, CAP Director – CNAP Guidelines Final Copy [reschedule]
2. Mike Cardinal, Constitutional Committee Chair/John Baker, Attorney – Proposed Amendment/change to Article VIII, Section 1 Recommendation – The Council consensus is to move forward with a resolution.

Also Council received the August 17 and 31, 2011 Summary of comments by Article and Section of the Constitution from the Constitutional Convention that was held

President Swartz arrived at 9:58 a.m.

Eddy Edwards arrived at 9:59 a.m.

Isabelle Welsh arrived at 10:11 a.m.

Jerry Lee Curtis arrived at 10:15 a.m.

I. New Business:

1. Dale Dakota, Police Commissioner – Patrol Boat Repair Bid

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE CUMMINS NPOWER IN THE AMOUNT OF \$7,842.35 TO REPAIR THE MERCURY MOTOR ON THE TRIBAL POLICE PATROL BOAT. SUPPORTED BY JERRY LEE CURTIS. ALL IN FAVOR (William E. Emery, Susan J. LaFerner, Toni J. Minton, Elizabeth D. Mayo, Jerry Lee Curtis, Fred Dakota, Eddy Edwards, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

2. Debbie Parrish, KBOCC President (not present) - Slate of Candidates for the Board of Regents: H. James St. Arnold

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE H. JAMES ST. ARNOLD ON THE SLATE OF NAMES FOR THE KBOCC BOARD OF REGENTS. SUPPORTED BY TONI J. MINTON. ALL IN FAVOR (William E. Emery, Susan J. LaFerner, Toni J. Minton, Elizabeth D. Mayo, Jerry Lee Curtis, Fred Dakota, Eddy Edwards, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

3. Todd Warner, NRD/Erin Johnston –

- a) Resolution KB-1861-2011 Opposition to the Michigan Moose Hunting Advisory Committee harvest recommendation of 10 bull moose from the U.P. of MI

MOTION MADE BY WILLIAM E. EMERY TO APPROVE RESOLUTION KB-1861-2011 MICHIGAN MOOSE HARVEST. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TEN IN FAVOR (William E. Emery, Susan J. LaFerner, Toni J. Minton, Elizabeth D. Mayo, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), ONE OPPOSED (Eddy Edwards), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

- b) Natural Resource Department Newsletter – Fall Volume 1, Issue 1 *Aki News* – to be issued quarterly

Break: 10:37 – 10:52 a.m.

4. David Haataja, Baraga/Marquette Casino General Manager – Marquette Casino Truck Bids (3)
The Casino will retain the 2003 truck.

MOTION MADE BY EDDY EDWARDS TO APPROVE A 2012 GMC SIERRA 2500HD FROM PUBLIC SERVICE GARAGE IN THE AMOUNT OF \$36,840.71. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Susan J. LaFerner, Toni J. Minton, Elizabeth D. Mayo, Jerry Lee Curtis, Fred Dakota, Eddy Edwards, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), ONE OPPOSED (William E. Emery), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

5. Diana Chaudier, Election Board Chair –

- a) Certify 2011 KBIC Baraga Primary Election Results – November 5, 2011. 52% voted.

MOTION MADE BY EDDY EDWARDS TO APPROVE THE 2011 KBIC BARAGA PRIMARY ELECTION RESULTS. SUPPORTED BY SUSAN J. LAFERNIER. NINE IN FAVOR (William E. Emery, Susan J. LaFerner, Toni J. Minton, Elizabeth D. Mayo, Jerry Lee Curtis, Fred Dakota, Eddy Edwards, Michael F. LaFerner, Sr., Elizabeth “Chiz” Matthews), OPPOSED - 0, TWO ABSTAINING (Gary F. Loonsfoot, Sr., Isabelle H. Welsh), ABSENT - 0, MOTION CARRIED.

b) Alternate Election Board Member Selection (2)

MOTION MADE BY EDDY EDWARDS TO APPROVE BRENDA BRUNK AND VICKI EMERY AS ALTERNATE ELECTION BOARD MEMBERS. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. ALL IN FAVOR (William E. Emery, Susan J. LaFernier, Toni J. Minton, Elizabeth D. Mayo, Jerry Lee Curtis, Fred Dakota, Eddy Edwards, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

6. Elizabeth Mayo, Treasurer – Justin Gauthier Donation Request for competition fight gear and expenses for the MMA fight in Escanaba (boxing)

MOTION MADE BY ELIZABETH D. MAYO TO DENY THE REQUEST.

Motion died for lack of support.

MOTION MADE BY EDDY EDWARDS TO APPROVE A DONATION OF \$600.00 FOR JUSTIN GAUTHIER’S REQUEST FOR COMPETITION FIGHT GEAR AND TRAVEL EXPENSES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. FIVE IN FAVOR (Jerry Lee Curtis, Eddy Edwards, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Isabelle H. Welsh), SIX OPPOSED (William E. Emery, Susan J. LaFernier, Toni J. Minton, Elizabeth D. Mayo, Fred Dakota, Elizabeth “Chiz” Matthews), ABSTAINING - 0, ABSENT - 0, MOTION DEFEATED.

7. John Baker, Attorney – John Hebert Business License Renewal H&H Café

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE BUSINESS LICENSE RENEWAL OF JOHN P. HEBERT FOR H & H CAFE. SUPPORTED BY SUSAN J. LAFERNIER. ALL IN FAVOR (William E. Emery, Susan J. LaFernier, Toni J. Minton, Elizabeth D. Mayo, Jerry Lee Curtis, Fred Dakota, Eddy Edwards, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

8. Larry Denomie III, CEO – Weekly Update

J. Closed Session:

1. Bruce LaPointe, Projects Manager – Personnel Issue
2. Elizabeth Mayo, Treasurer – Dale Schmeisser, R.D., Ph.D., Professional Services Agreement
3. John Baker, Attorney

MOTION MADE BY TONI J. MINTON TO GO INTO CLOSED SESSION AT 11:40 A.M. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (Susan J. LaFernier, Toni J. Minton, Jerry Lee Curtis, Eddy Edwards, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), TWO OPPOSED (Elizabeth D. Mayo, Fred Dakota), ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

(President Swartz is out of the room)

Eddy Edwards left at 11:53 a.m.

MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 11:54 A.M. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (William E. Emery, Susan J. LaFerner, Toni J. Minton, Elizabeth D. Mayo, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

Dale Schmeisser, R.D., Ph.D., Professional Services Agreement – Consulting services for the WIC/Nutrition Program. January 1 – December 31, 2012

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE PROFESSIONAL SERVICES AGREEMENT WITH DALE SCHMEISSER, R.D., Ph.D. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TEN IN FAVOR (William E. Emery, Susan J. LaFerner, Toni J. Minton, Elizabeth D. Mayo, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

Robert Lamson Interim Maintenance Director Continuation –

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE CONTINUING ROBERT LAMSON AS INTERIM MAINTENANCE DIRECTOR DURING THE ABSENCE OF ARLAN FRIISVALL. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (William E. Emery, Susan J. LaFerner, Toni J. Minton, Elizabeth D. Mayo, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

Keith Lofquist promotion to full-time – Public Works Department (maintenance worker) per 4.2 Promotion Policy

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE PROMOTING KEITH LOFQUIST TO FULL-TIME IN THE PUBLIC WORKS DEPARTMENT. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (William E. Emery, Susan J. LaFerner, Toni J. Minton, Elizabeth D. Mayo, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

K. Adjournment:

MOTION MADE BY FRED DAKOTA TO ADJOURN AT 11:57 A.M. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TEN IN FAVOR (William E. Emery, Susan J. LaFerner, Toni J. Minton, Elizabeth D. Mayo, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Eddy Edwards), MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Administrative Specialist