

**MINUTES**  
**KEWEENAW BAY INDIAN COMMUNITY**  
**SPECIAL COUNCIL MEETING**  
**TRIBAL CENTER CONFERENCE ROOM**  
**THURSDAY – JULY 8, 2010 – 9:00 A.M.**

- A. Date: July 8, 2010
- B. Call to Order: President Swartz called the meeting to order at 9:10 a.m.
- C. Invocation: Lord’s Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President  
William E. Emery, Vice President  
Susan J. LaFernier, Secretary  
Elizabeth “Chiz” Matthews, Assistant Secretary  
Eddy Edwards, Treasurer  
Jerry Lee Curtis (arrived at 9:16 a.m.)  
Fred Dakota  
Michael F. LaFernier, Sr. (arrived at 9:24 a.m., left 1:03 – 1:39 p.m.)  
Gary F. Loonsfoot, Sr. (left 1:03 – 1:37 p.m.)  
Elizabeth D. Mayo  
Toni J. Minton  
Isabelle Helene Welsh (arrived at 9:12 a.m., left at 11:55 a.m.)
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.

**Isabelle Welsh arrived at 9:12 a.m.**

- F. Approval of Agenda: July 8, 2010
- |            |                 |                                                                          |
|------------|-----------------|--------------------------------------------------------------------------|
| Additions: | Old Business-   | 2. Eddy Edwards, Treasurer – Casino Task Force Proposal                  |
|            | New Business-   | 4. President Swartz – b) Donation Request<br>c) Donation Request         |
| Deletion:  | Closed Session- | 5. Eddy Edwards, Treasurer – Donation Request<br>1. John Baker, Attorney |

- Move: H. Old Business to I.  
Move: New Business 4. b) to Closed Session 4. Tribal Stamp/Tribal Tobacco Tax Code

**MOTION MADE BY FRED DAKOTA TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (William E. Emery, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Jerry Lee Curtis, Michael F. LaFernier, Sr., Isabelle H. Welsh), MOTION CARRIED.**

(Isabelle Welsh out of the room)

G. For Your Information:

1. Office of the Special Trustee for American Indians (OST) Project update regarding revisions to the Tribal shares allocation formulas for the Real Estate Appraisals Program

**Jerry Lee Curtis arrived at 9:16 a.m.**

2. Revised Tribal Court Invoice for Tribal Support October 2009 – April 2010
3. Secretary’s Report/June 2010 (written)

H. New Business:

1. Valoree Gagnon, MTU Student – Research Project Title: Fish Contaminants Through the Tribal Perspective: An Ethnography of the Keweenaw Bay Indian Community’s Tribal Fish Harvest

**Mike LaFernier, Sr. arrived at 9:24 a.m.**

Council consensus is to have Valoree continue with her project on contaminated fish consumption (mercury) and to report to the Cultural Committee for an oral consent form approval.

2. Jason Ayres, Realty Officer –
  - a) Resolution KB-1766-2010 Transfer Anthony R. LaFernier Recreational Lease to Kathleen J. Manning Recreational Lease

**MOTION MADE BY FRED DAKOTA TO APPROVE RESOLUTION KB-1766-2010 KATHLEEN J. MANNING RECREATIONAL LEASE. SUPPORTED BY WILLIAM E. EMERY. ALL IN FAVOR (William E. Emery, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

- b) Resolution KB-1767-2010 Rose Martin Allotted Interest Acquisition and Purchase Agreement for \$975.33

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE RESOLUTION KB-1767-2010 ROSE MARTIN ALLOTTED INTEREST ACQUISITION. SUPPORTED BY SUSAN J. LAFERNIER. ALL IN FAVOR (William E. Emery, Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

3. Toni Minton/Jodene Rasanen, Summer Youth Coordinator – Summer Youth Budget

**MOTION MADE BY WILLIAM E. EMERY TO APPROVE \$17,573.00 TO THE SUMMER YOUTH BUDGET TO HIRE THE EXTRA YOUTH WORKERS. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (William E. Emery, Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

**Break: 9:55 – 10:15 a.m.**

4. President Swartz –

- a) Donation Request for the Eagle’s Women’s Fishing Derby \$500.00 July 10, 2010

**MOTION MADE BY TONI J. MINTON TO APPROVE THE REQUEST FOR THE EAGLE’S WOMEN FISHING DERBY IN THE AMOUNT OF \$500.00. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (William E. Emery, Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

- b) Donation Request – Ann Degenauer for son’s transport to Keystone July 9, 2010

**MOTION MADE BY FRED DAKOTA TO APPROVE THE REQUEST FROM ANN DEGENAER FOR \$500.00. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (William E. Emery, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), ONE OPPOSED (Susan J. LaFerner), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

Susan LaFerner stated her opposition: She feels the Council is using different ways to pay for travel regarding like requests.

- c) Donation Request – Leslie Haataja for Medical Travel Expenses to New York

**MOTION MADE BY WILLIAM E. EMERY TO APPROVE THE REQUEST FROM LESLIE HAATAJA FOR MEDICAL TRAVEL EXPENSES AND TO HAVE HIM TURN IN A TRAVEL ADVANCE TO THE TRIBAL PRESIDENT AND A TRAVEL REPORT UPON HIS RETURN. SUPPORTED BY FRED DAKOTA. TEN IN FAVOR (William E. Emery, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), ONE OPPOSED (Susan J. LaFernier), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

Susan LaFernier stated her opposition: She feels it is not fair because there are no specific rules for everyone.

5. Eddy Edwards, Treasurer – Donation Request – Ellie Nieskes for Daughter’s International Club Trip

**MOTION MADE BY EDDY EDWARDS TO DONATE \$500.00 TO ELEANOR NIESKES FOR HER DAUGHTER TO GO ON THE INTERNATIONAL CLUB TRIP. SUPPORTED BY ISABELLE H. WELSH. SIX IN FAVOR (Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), FOUR OPPOSED (Susan J. LaFernier, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), ONE ABSTAINING (William E. Emery), ABSENT - 0, MOTION CARRIED.**

**MOTION MADE BY ELIZABETH D. MAYO TO ADD A FRIENDLY AMENDMENT TO INCLUDE ALL DIRECT DESCENDANTS TRAVELING ON THE INTERNATIONAL CLUB TRIP AND TO GIVE TO THE TRIBAL MEMBER PARENT. SUPPORTED BY ISABELLE H. WELSH. SEVEN IN FAVOR (Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), THREE OPPOSED (Susan J. LaFernier, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), ONE ABSTAINING (William E. Emery), ABSENT - 0, MOTION CARRIED.**

I. Old Business:

1. Susan LaFernier, Secretary – Emergency Fund/Community Needs Assistance Program – Draft KBIC Donation Policy Review. Discussed non-medical emergency assistance, medical travel assistance and sobriety travel.

**Lunch: 11:55 a.m. – 1:03 p.m.**

**Isabelle Welsh left at 11:55 a.m.**

Community Needs Assistance Program - (EFFECTIVE TODAY)

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE COMMUNITY NEEDS ASSISTANCE PROGRAM POLICY. SUPPORTED BY WILLIAM E. EMERY. EIGHT IN FAVOR (William E. Emery, Susan J. LaFERNIER, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Elizabeth D. Mayo, Toni J. Minton), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Isabelle H. Welsh), MOTION CARRIED.**

KBIC Donation Policy - (EFFECTIVE TODAY) - The purpose is to govern the donations of the Council to support Tribal organizations and other Community organizations that serve our communities. – Emergency funding under the CNAP will *not* go before the Council for consideration. The donation form will be worked on.

**MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE KBIC DONATION POLICY WITH THE CHANGES. SUPPORTED BY EDDY EDWARDS. EIGHT IN FAVOR (William E. Emery, Susan J. LaFERNIER, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Elizabeth D. Mayo, Toni J. Minton), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Isabelle H. Welsh), MOTION CARRIED.**

2. Eddy Edwards, Treasurer - Casino Task Force Proposal for Review from Gundlach Champion for \$9,500.00 to develop a conceptual plan for a new casino/hotel next to the Baraga Lakeside Inn.

**Gary Loonsfoot, Sr. returned from lunch at 1:37 p.m.**

**Mike LaFERNIER, Sr. returned from lunch at 1:39 p.m.**

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE PROPOSAL FROM GUNDLACH CHAMPION FOR A POTENTIAL BUILDING AT THE LAKESIDE AND TO WORK WITH OUR EXISTING GAMING MARKETING ADVISORS. SUPPORTED BY GARY F. LOONSFOOT, SR. FOUR IN FAVOR (William E. Emery, Elizabeth “Chiz” Matthews, Eddy Edwards, Gary F. Loonsfoot, Sr.), FIVE OPPOSED (Susan J. LaFERNIER, Jerry Lee Curtis, Fred Dakota, Michael F. LaFERNIER, Sr., Elizabeth D. Mayo), ONE ABSTAINING (Toni J. Minton), ONE ABSENT (Isabelle H. Welsh), MOTION DEFEATED.**

J. Closed Session:

1. Bruce LaPointe, Project Manager – Construction Contracts
2. Jason Ayres, Realty Officer/Bruce LaPointe, Project Manager – Potential Property Purchase Updates
3. Eddy Edwards, Treasurer - Tribal Budget Review Schedule
4. President Swartz - Tribal Stamp/Tribal Tobacco Tax Code

**MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO GO INTO CLOSED SESSION AT 1:45 P.M. SUPPORTED BY WILLIAM E. EMERY. EIGHT IN FAVOR (William E. Emery, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Toni J. Minton), TWO OPPOSED (Fred Dakota, Elizabeth D. Mayo), ABSTAINING - 0, ONE ABSENT (Isabelle H. Welsh), MOTION CARRIED.**

**MOTION MADE BY FRED DAKOTA TO GO INTO OPEN SESSION AT 2:30 P.M. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (William E. Emery, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Isabelle H. Welsh), MOTION CARRIED.**

New Day Center Construction – Install safety exits, mechanical fire rating repairs, and electrical improvements

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE CONSTRUCTION CONTRACT WITH OJIBWA BUILDERS FOR THE NEW DAY CENTER. SUPPORTED BY WILLIAM E. EMERY. SEVEN IN FAVOR (William E. Emery, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Fred Dakota, Elizabeth D. Mayo, Toni J. Minton), OPPOSED - 0, THREE ABSTAINING (Jerry Lee Curtis, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), ONE ABSENT (Isabelle H. Welsh), MOTION CARRIED.**

Commodity Building Construction -

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE CONSTRUCTION CONTRACT WITH TRIBAL CONSTRUCTION COMPANY FOR THE COMMODITY BUILDING. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. EIGHT IN FAVOR (William E. Emery, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton), OPPOSED - 0, TWO ABSTAINING (Susan J. LaFernier, Michael F. LaFernier, Sr.), ONE ABSENT (Isabelle H. Welsh), MOTION CARRIED.**

Susan LaFernier stated her abstention: Council did not receive a copy to review.

K. Adjournment:

**MOTION MADE BY FRED DAKOTA TO ADJOURN AT 2:33 P.M. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (William E. Emery, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Isabelle H. Welsh), MOTION CARRIED.**

Respectfully submitted,

Peggy Minton  
Administrative Specialist