

**MINUTES  
KEWEENAW BAY INDIAN COMMUNITY  
SPECIAL COUNCIL MEETING  
TRIBAL CENTER CONFERENCE ROOM  
THURSDAY – MARCH 29, 2012 – 9:00 A.M.**

A. Date: March 29, 2012

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  
Elizabeth D. Mayo, Vice President (left 1:03 – 2:23 p.m.)  
Susan J. LaFernier, Secretary  
Jerry Lee Curtis, Assistant Secretary (arrived at 2:23 p.m.)  
Toni J. Minton, Treasurer  
Robert R.D. Curtis, Jr.  
Fred Dakota  
Eddy Edwards  
Jean Jokinen  
Michael F. LaFernier, Sr.  
Carole L. LaPointe (arrived at 9:15 a.m.)  
Elizabeth “Chiz” Matthews (left 2:14 – 2:27 p.m.)

E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.

F. Approval of Agenda: March 29, 2012

Additions: New Business- 4. Carole LaPointe, Health Administrator – I.T.C. MOU  
“Pilot Project: Controlled Substance Abuse in KBIC”

Old Business- 1. David Haataja, Casinos General Manager – Konami  
Gaming Equipment Purchase Orders

**Carole LaPointe arrived at 9:15 a.m.**

Deletion: Closed Session- 2. Carole LaPointe, Health Administrator – Interim Wage  
and Promotion for DHHS Secretary/PHN Clerk

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.**

G. For Your Information:

1. A “Thank you” and Press Release from Great Lakes Recovery Centers, Marquette, MI (2% funding)
2. A “Thank you” and News Article from the City of Marquette/MSU College of Human Medicine U.P. Region (2% funding)
3. “Communication Essentials for Managers” Ceridian Training April 4, 2012 - 9:00 a.m. – Noon

H. Old Business:

1. David Haataja, Casinos General Manager – Konami Gaming Equipment Purchase Orders

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE KONAMI GAMING PURCHASE EQUIPMENT ORDERS; NUMBER SF11-1372-S IN THE AMOUNT OF \$140,467.50 FOR THE BARAGA CASINO AND ORDER NUMBER SF11-1373-S IN THE AMOUNT OF \$156,957.50 FOR THE MARQUETTE CASINO. SUPPORTED BY CAROLE L. LAPOINTE. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.**

2. Jeanne Kauppila/Jennifer Misegan/Evelyn Ravindran (not present) – Commercial Fishing Applications (Tabled on 3/22/12) see memo from Tyler Larson, KBIC Probation Officer

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE COMMERCIAL FISHING LICENSES CONTINGENT UPON ANY VIOLATIONS FROM THE COURT, EFFECTIVE MAY 1, 2012. SUPPORTED BY CAROLE L. LAPOINTE. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.**

I. Recognize Scheduled Delegation/Individuals:

1. Angeline Bouley, Education Director, SSM Tribe/Amy St. Arnold, KBIC Education Director - Suicide Prevention and Anti-bullying Grant Opportunity

The Council consensus was to allow President Swartz to sign her letter of support to apply for more funding to serve all youth. (The due date is May 2, 2012)

[Old Business]

3. Francis LaPointe, CFO/Larry Denomie III, CEO/Jim Nardi, Human Resources – Health Insurance Renewal Option Selection (Tabled on 3/22/12)

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE KBIC BC/BS HEALTH INSURANCE RENEWAL APRIL 1<sup>ST</sup> AND RAISE THE DEDUCTIBLE TO \$4,000.00. SUPPORTED BY CAROLE L. LAPOINTE. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.**

Francis LaPointe stated that self funding was looked into prior along with other options.

Jean Jokinen requested to meet with the Retirement Committee on other options next year. The Council consensus was to grant her request.

**Break: 10:21 – 10:31 a.m.**

4. Larry Denomie III, CEO – Director of Fire Management Position Announcement - Present: Tom Chosa, Jerry Jondreau, Will Wiggins, Pauline Spruce

Tom Chosa feels there is a need for a clear chain of command. The BIA will not fund the position.

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE DIRECTOR OF FIRE MANAGEMENT POSITION AND TO POST IT AND TO DIRECT TOM CHOSA TO RESEARCH OTHER SOURCES OF FUNDING. SUPPORTED BY ROBERT R.D. CURTIS, JR.**

Elizabeth Mayo feels it is unfair to request Tom to research other sources of funding while employed as the I.T. Director. Eddy agreed to take that out of the motion and restated his motion to read the approval of the creation of the Director of Fire Management Position.

**MOTION MADE BY TONI J. MINTON TO TABLE THE DIRECTOR OF FIRE MANAGEMENT POSITION UNTIL A MEETING IS HELD WITH THE FIRE FIGHTING COMMITTEE. SUPPORTED BY SUSAN J. LAFERNIER. FOUR IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Fred Dakota), SIX OPPOSED (Robert R.D. Curtis, Jr., Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION DEFEATED.**

It was stated that the Committee was invited and asked to give comments.

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE DIRECTOR OF FIRE MANAGEMENT POSITION AND TO POST THE POSITION. SUPPORTED BY ROBERT R.D. CURTIS, JR. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Robert R.D. Curtis, Jr., Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), ONE OPPOSED (Fred Dakota), ONE ABSTAINING (Toni J. Minton), ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.**

President Swartz stated Pauline Spruce, Personnel Director, will be notified to post the position.

5. Jessica Koski – UN Letter Signature Request

John Baker, Tribal Attorney, noted the letter states KBIC is opposed to mining but the Tribe’s position is opposition to the pollution of the environment from the effects of mining.

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE STATEMENT OF INFORMATION ON MINING ACTIVITIES OCCURRING ON ANISHINAABEG TERRITORY IN THE GREAT LAKES REGION OF THE UNITED STATES OF AMERICA TO THE UNITED NATIONS AND TO INCLUDE SUSAN LAFERNIER’S ADDITIONS AND CORRECT THE TYPOS. SUPPORTED BY JEAN JOKINEN. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.**

6. Eddy Edwards – Schedule 3<sup>rd</sup> Reading Proposed Limited Liability Code 2011-03 (Stock Corporation) - The 3<sup>rd</sup> Reading is scheduled for June 2, 2012 at 10:00 a.m.

J. New Business:

1. President Swartz –

- a) Committee Selections – Parks & Recreation, Natural Resources, and Pow Wow

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE FOUR APPLICANTS TO THE PARKS AND RECREATION COMMITTEE (JODY JOKI, SUZANNE JONDREAU, LORI LAFERNIER, RODNEY LOONSFOOT). SUPPORTED BY SUSAN J. LAFERNIER. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ONE ABSTAINING (Robert R.D. Curtis, Jr.), ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.**

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE FOUR APPLICANTS TO THE NATURAL RESOURCES COMMITTEE (ROGER DUSCHENE, MARILYN LOONSFOOT, RODNEY LOONSFOOT, DAVID RANTANEN). SUPPORTED BY FRED DAKOTA. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.**

**MOTION MADE BY EDDY EDWARDS TO APPROVE CODY BLUE, DANIEL CONNOR, LAURI DENOMIE, AND CHRISTINE LAPOINTE TO THE THREE-YEAR TERMS OF THE POWWOW COMMITTEE AND JAMES EMERY AND MARILYN LOONSFOT TO THE TWO-YEAR TERMS. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), ONE OPPOSED (Jean Jokinen), ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.**

b) Committee Council Representatives – Correctional Facility Advisory Board/Parks & Recreation - Fred Dakota will be the Council Representative for the Correctional Facility Advisory Board. Elizabeth Mayo and Mike LaFernier, Sr. for the Parks & Recreation Committee.

c) Resolution KB-1883-2012 NIGA Membership Renewal, Annual Dues (\$7,500.00), and Delegates

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE RESOLUTION KB-1883-2012 NIGA MEMBERSHIP RENEWAL, ANNUAL DUES, AND DELEGATES. SUPPORTED BY SUSAN J. LAFERNIER. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.**

**Lunch: 11:59 a.m. – 1:03 p.m.**

K. Closed Session:

1. Joseph O’Leary/Brenda and Roger Turunen – Feral Pigs Litigation Issue

**MOTION MADE BY CAROLE L. LAPOINTE TO GO INTO CLOSED SESSION AT 1:04 P.M. SUPPORTED BY TONI J. MINTON. SIX IN FAVOR (Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Eddy Edwards, Carole L. LaPointe, Elizabeth “Chiz” Matthews), TWO OPPOSED (Fred Dakota, Jean Jokinen), ABSTAINING - 0, THREE ABSENT (Elizabeth D. Mayo, Jerry Lee Curtis, Michael F. LaFernier, Sr.), MOTION CARRIED.**

**Mike LaFernier, Sr. returned from lunch at 1:06 p.m.**

**Elizabeth Matthews left at 2:14 p.m.**

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 2:15 P.M. SUPPORTED BY EDDY EDWARDS. EIGHT IN FAVOR (Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Elizabeth D. Mayo, Jerry Lee Curtis, Elizabeth “Chiz” Matthews), MOTION CARRIED.**

**Jerry Lee Curtis arrived at 2:18 p.m.**

[New Business]

2. David Haataja, Casinos General Manager/Dale Shalifoe, Baraga Casino Assistant General Manager – Facility Remodel Request - Baraga Ojibwa Casino for 8 Public Restrooms

**Elizabeth Mayo returned from lunch at 2:23 p.m.**

**Elizabeth Matthews returned at 2:27 p.m.**

David provided an estimate from Swick Plumbing and Heating. David will make a request for proposals. (RFP). Eddy Edwards handed the Council a bid from Ojibwa Plumbing and Heating.

MOTION MADE BY EDDY EDWARDS TO COMBINE FORCES WITH OJIBWA PLUMBING AND HEATING AND THE PUBLIC WORKS DEPARTMENT FOR THE CASINO RESTROOMS REMODELING PROJECT AND CARPETING AND ADD 10% ABOVE COSTS FOR ADMINISTRATIVE FEES. SUPPORTED BY JEAN JOKINEN.

**FRIENDLY AMENDMENT MADE BY SUSAN J. LAFERNIER TO HAVE A DETAILED QUOTE/ESTIMATE ON EACH PROJECT SUBMITTED BY OJIBWA PLUMBING AND HEATING. SUPPORTED BY TONI J. MINTON. ALL IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

**MOTION MADE BY TONI J. MINTON TO TABLE THE CASINOS RESTROOMS REMODELING PROJECT BID FROM OJIBWA PLUMBING AND HEATING UNTIL A DETAILED ESTIMATE IS RECEIVED. SUPPORTED BY ELIZABETH D. MAYO. ALL IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

**Break: 2:59 – 3:08 p.m.**

3. Carole LaPointe, Health Administrator – I.T.C. (Intertribal Council of Michigan) MOU to support activities on the Pilot Project: “Controlled Substance Abuse in KBIC” September 2012 – August 2016

The grant was written by Stephanie Pinnow with the Drug Task Force support/recommendation.

**MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE MEMORANDUM OF UNDERSTANDING BETWEEN KBIC AND THE INTERTRIBAL COUNCIL OF MICHIGAN FOR THE PILOT PROJECT “CONTROLLED SUBSTANCE ABUSE IN THE KEWEENAW BAY INDIAN COMMUNITY” TO SUPPORT THE PROPOSED ACTIVITIES UNDER THE NARCH GRANT SUBMITTED BY THE GREAT LAKES EPI CENTER. SUPPORTED BY TONI J. MINTON. ALL IN FAVOR (Elizabeth D. Mayo, Susan J. LaFERNIER, Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

4. Larry Denomie III, CEO – Weekly Update

[Recognize Scheduled Delegation/Individuals]

2. Amanda Rinkinen and the L’Anse 8<sup>th</sup> Grade Publications Class – L’Anse Waterfront Park (Playground) Rebuild Project (2% Request) – the project cost is \$35,000.00. They requested \$31,000.00 from 2% funds.

[Closed Session]

2. Gerald Cadeau, Slots Manager - Aristocrat Technologies, Inc. Native American Progressive Services Agreements (4)
3. John Baker, Attorney –
  - a) Litigation Report
  - b) Legal Report
  - c) Sales Tax Exemption
  - d) Michigan Gaming Control Board Inspection Report

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 3:50 P.M. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SEVEN IN FAVOR (Susan J. LaFERNIER, Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), FOUR OPPOSED (Elizabeth D. Mayo, Fred Dakota, Eddy Edwards, Jean Jokinen), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

**MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 4:47 P.M. SUPPORTED BY TONI J. MINTON. ALL IN FAVOR (Elizabeth D. Mayo, Susan J. LaFERNIER, Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

Aristocrat Technologies, Inc. Native American Progressive Services/System Agreements (4) – to remove 8 Aristocrat MVP’s and install 4 Aristocrat Tarzan and 4 Aristocrat Mission Impossible in Baraga and to remove 6 Aristocrat MVP and 2 Konami and install 4 Aristocrat Tarzan and 4 Aristocrat Mission Impossible in Marquette.

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE FOUR NATIVE AMERICAN PROGRESSIVE SERVICES AGREEMENTS WITH ARISTOCRAT TECHNOLOGIES, INC. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

L. Adjournment:

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO ADJOURN AT 4:51 P.M. SUPPORTED BY FRED DAKOTA. ALL IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.**

Respectfully submitted,

Peggy Minton  
Administrative Specialist