

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
WEDNESDAY – SEPTEMBER 5, 2012 – 1:00 P.M.**

- A. Date: September 5, 2012
- B. Call to Order: Vice President Mayo called the meeting to order at 1:14 p.m.
- C. Invocation: Lord’s Prayer

Vice President Mayo stated this is a special meeting called by three Council members according to the Constitution by Eddy Edwards, Jean Jokinen, and R.D. Curtis. She asked how the August 23rd motion is being brought back up regarding the Damian Fisher Attorney Contract as there are four ways to bring back a motion for discussion and what were they asking. After discussion and lack of a proper request, Vice President Mayo stated she is taking the Damian Fisher Attorney Contract off of the agenda in Closed Session.

- D. Roll Call: Present: Elizabeth D. Mayo, Vice President (left at 3:08 p.m.)
Susan J. LaFernier, Secretary
Jerry Lee Curtis, Assistant Secretary
Toni J. Minton, Treasurer
Robert R.D. Curtis, Jr.
Fred Dakota
Eddy Edwards
Jean Jokinen
Carole L. LaPointe
Elizabeth “Chiz” Matthews
Absent: Warren C. Swartz, Jr., President
Michael F. LaFernier, Sr.

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

F. Approval of Agenda: September 5, 2012

- Deletion: Closed Session- 1. Damian Fisher Attorney Contract (Vice President Mayo Called this item Out of Order)

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| Move: | Closed Session- | 2. Conference Call to New Business 1. |
| Addition: | Old Business- | 1. Eddy Edwards – Repost Attorney Position and Clarify the Job Description and Contract |

Recess: 1:44 – 1:56 p.m.

MOTION MADE BY EDDY EDWARDS TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY CAROLE L. LAPOINTE. NINE IN FAVOR (Susan J. LaFernier, Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Michael F. LaFernier, Sr.), MOTION CARRIED.

G. Old Business:

1. Eddy Edwards - Repost Tribal Attorney Position, Clarify the Job Description (position announcement) and the Tribal Attorney Employment Contract(s)

Tribal Attorney Position Amendments –

MOTION MADE BY EDDY EDWARDS TO APPROVE AMENDMENTS TO THE POSITION ANNOUNCEMENT OF TRIBAL ATTORNEY; DELETING TRIBAL PROSECUTOR AND POLICE COMMISSIONER FROM SUPERVISION, ADD MAY ACT AS TRIBAL PROSECUTOR IF NEEDED, ADD DIRECTED BY COUNCIL AND SUPERVISED BY TRIBAL PRESIDENT AND ANNOUNCE IN ALL THE APPROPRIATE PLACES AND HAVE THE CLOSING DATE READ OPEN UNTIL FILLED. SUPPORTED BY JEAN JOKINEN. NINE IN FAVOR (Susan J. LaFernier, Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED – 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Michael F. LaFernier, Sr.), MOTION CARRIED.

Break: 2:38 – 2:59 p.m.

H. New Business:

1. Conference Call with Connie Sue Martin Regarding the August 7th Court of Appeals Case Against Kennecott (Eagle Minerals Co.) - Chuck Brumleve, Mining Specialist, also present

She has represented Tribes since 1998 with protection of treaty rights, State and environmental issues, jurisdiction over Tribes.

Council will review her retainer agreement.

Elizabeth Mayo left at 3:08 p.m. (Susan LaFERNIER, Secretary is now Chairing)

I. Adjournment:

MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO ADJOURN AT 3:17 P.M. SUPPORTED BY CAROLE L. LAPOINTE. EIGHT IN FAVOR (Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Elizabeth D. Mayo, Michael F. LaFERNIER, Sr.), MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Administrative Specialist