

**MINUTES  
KEWEENAW BAY INDIAN COMMUNITY  
SPECIAL COUNCIL MEETING  
TRIBAL CENTER CONFERENCE ROOM  
THURSDAY – DECEMBER 16, 2010 – 9:00 A.M.**

- A. Date: December 16, 2010
- B. Call to Order: Vice President Emery called the meeting to order at 9:20 a.m.
- C. Invocation: Lord’s Prayer
- D. Roll Call: Present: William E. Emery, Vice President  
Susan J. LaFernier, Secretary  
Elizabeth “Chiz” Matthews, Assistant Secretary  
Eddy Edwards, Treasurer  
Jerry Lee Curtis  
Fred Dakota  
Michael F. LaFernier, Sr.  
Gary F. Loonsfoot, Sr. (left at 9:50 a.m.)  
Elizabeth D. Mayo  
Toni J. Minton (arrived at 9:21 a.m.)  
Isabelle Helene Welsh  
Absent: Warren C. Swartz, Jr., President  
Jerry Lee Curtis  
Fred Dakota  
Michael F. LaFernier, Sr.
- E. Declaration of Quorum: Vice President Emery declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: December 16, 2010
- |           |               |  |
|-----------|---------------|--|
| Addition: | New Business- | 8. Eddy Edwards, Treasurer – b) Christmas Parties  |
| Deletion: | Old Business- | 1. 3 <sup>rd</sup> Reading Motor Vehicle Code 2010-04<br>(Postponed until January 8, 2011) |

**Toni Minton arrived at 9:21 a.m.**

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

G. For Your Information:

1. An Invite to the New Year’s Eve Sobriety Concert from the Pokagon Band of Potawatomi’s Department of Language and Culture, Department of Health Services, Behavioral Health Services
2. Report of Ojibwa Seniors Center Food Safety & Environmental Health Survey November 29, 2010 by I.H.S.
3. Report of Red Apple Family Restaurant Food Safety & Environmental Health Survey November 29, 2010 by I.H.S.
4. Ojibwa Senior Citizens Meeting Minutes 12/8/10 (Draft)

H. Old Business:

1. Elizabeth Mayo – Booster Club Update

The Baraga Booster Club reported Ginny Ann Jermac did not approach them with regards to her request for cheerleading uniforms. They can assist with the purchase of uniforms.

I. New Business:

1. Hannah Misegan – Donation Request for RICC Christmas Party – December 20, 2010

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO DONATE \$1,000.00 FOR THE RICC CHRISTMAS PARTY AS REQUESTED BY HANNAH MISEGAN. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SIX IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton), OPPOSED - 0, ONE ABSTAINING (Isabelle H. Welsh), FOUR ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr.), MOTION CARRIED.**

2. David Osmak, BIA Forestry – FY2011 TSI (Timber Stand Improvement) Selections

The Council instructed David to work on the requirements for next year’s selections. They must be capable to do the work.

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE TSI LIST AS PRESENTED. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SIX IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), ONE OPPOSED (Eddy Edwards), ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr.), MOTION CARRIED.**

3. Gary Loonsfoot, Jr., Language Coordinator/Jim St. Arnold/Brian Brost – INAADIZIWIN Interactive Language DVDs Presentation - Gift from GLIFWC – 500 DVDs were given to KBIC and 25 were given to the OCC.

**Break: 9:50 – 10:03 a.m.**

**Gary Loonsfoot, Sr. left at 9:50 a.m.**

4. Jason Ayres, Realty Officer –

- a) Resolution KB-1794-2010 Michael J. Denomie Residential Lease

**MOTION MADE BY EDDY EDWARDS TO APPROVE RESOLUTION KB-1794-2010 MICHAEL J. DENOMIE RESIDENTIAL LEASE. SUPPORTED BY SUSAN J. LAFERNIER. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

- b) Resolution KB-1795-2010 Stacey A. Deschaine Residential Lease

**MOTION MADE BY EDDY EDWARDS TO APPROVE RESOLUTION KB-1795-2010 STACEY A. DESCHAIINE RESIDENTIAL LEASE. SUPPORTED BY ISABELLE H. WELSH. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

5. Bruce LaPointe, Project Manager –

- a) Resolution KB-1796-2010 KBIC IRR TTIP (Indian Reservation Roads Tribal Transportation Improvement Plan) 2011-2014

**MOTION MADE BY EDDY EDWARDS TO APPROVE RESOLUTION KB-1796-2010 KBIC IRR TTIP. SUPPORTED BY TONI J. MINTON. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

b) KBIC Transfer Station Design Award – (6) Bids

**MOTION MADE BY EDDY EDWARDS TO AWARD \$29,000.00 TO INTEGRATED DESIGNS, INC. FOR THE KBIC TRANSFER STATION DESIGN. SUPPORTED BY ELIZABETH D. MAYO. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

c) Brian Haataja Well Pump Installation Award

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE LARSON PUMP CO. LLC FOR THE WELL PUMP INSTALLATION FOR BRIAN HAATAJA IN THE AMOUNT OF \$2,975.41. SUPPORTED BY EDDY EDWARDS. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

6. Tom Lofquist, Parks/Marina Caretaker – Vehicle Use Policy Exception (to be able to bring the snow plow trucks home)

**MOTION MADE BY EDDY EDWARDS TO WAIVE THE VEHICLE USE POLICY FOR THE SNOW PLOWERS AND TO HAVE BRUCE LAPOINTE, PROJECT MANAGER, REVISE THE POLICY FOR THEIR USE. SUPPORTED BY ISABELLE H. WELSH. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

7. Susan LaFernier, Secretary - Snow Plowing Policy – Susan and Isabelle will meet to review and update the plow list and work on the policy.

8. Debbie Parrish [Not present] –

a) Request Gift Cards for the OCC Employees and Board of Regents (21) - \$1,050.00

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE \$50.00 PINES GIFT CARDS FOR OCC EMPLOYEES THIS YEAR. SUPPORTED BY ISABELLE H. WELSH. FIVE IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), ONE OPPOSED (Eddy Edwards), ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

b) Eddy Edwards, Treasurer – Christmas Parties

Eddy would like to see that everyone has one Christmas party to attend and everyone receives the same thing. He has 62 employees who received \$200.00 each. He would like OHA employees to receive the Pines cards also.

9. John Baker, Attorney [Not present] – Business License Renewal for Donald Messer and Jason Messer, Jr. – DaShack

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE BUSINESS RENEWAL LICENSE FOR DON AND JASON MESSER FOR DASHACK. SUPPORTED BY SUSAN J. LAFERNIER. FIVE IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Elizabeth D. Mayo, Toni J. Minton), OPPOSED - 0, ABSTAINING - 0, SIX ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Isabelle H. Welsh), MOTION CARRIED.**

(Isabelle Welsh out of the room – no quorum)

10. Tom Chosa, I.T. Director – 583 Information Technology Budget Modification for the remaining costs of the Rite Track Tribal Information System

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE BUDGET MODIFICATION FOR THE 583 INFORMATION TECHNOLOGY FOR \$32,054.00 AS PRESENTED. SUPPORTED BY SUSAN J. LAFERNIER. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

11. Eddy Edwards, Treasurer – December 2010 Donations

**MOTION MADE BY EDDY EDWARDS TO DENY ALL DONATION REQUESTS PRESENTED WITH THE EXCEPTION OF THE REQUEST FROM HANNAH MISEGAN. SUPPORTED BY ELIZABETH D. MAYO. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

12. Susan LaFernier, Secretary – Schedule Government Appeal of Dismissal Hearing Date Case #008-10

**MOTION MADE BY EDDY EDWARDS TO SCHEDULE THE APPEAL OF DISMISSAL HEARING IN CASE #008-10 FOR JANUARY 6, 2011 AT 1:00 P.M. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

J. Closed Session:

1. Pauline Spruce, Personnel – Interim Chief of Police

**MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO GO INTO CLOSED SESSION AT 11:35 A.M. SUPPORTED BY SUSAN J. LAFERNIER. FIVE IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Toni J. Minton, Isabelle H. Welsh), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

**Break: 11:35 – 11:40 a.m.**

**MOTION MADE BY EDDY EDWARDS TO GO INTO OPEN SESSION AT 11:45 A.M. SUPPORTED BY TONI J. MINTON. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

Duane Misegan Interim Chief of Police –

**MOTION MADE BY TONI J. MINTON TO PAY DUANE MISEGAN, AS ACTING CHIEF OF POLICE, OPTION 1 THE RATE OF \$24.84 EFFECTIVE DECEMBER 13, 2010. SUPPORTED BY ISABELLE H. WELSH. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

K. Adjournment:

**MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 11:47 A.M. SUPPORTED BY ISABELLE H. WELSH. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.**

Respectfully submitted,

Peggy Minton  
Administrative Specialist