

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
REGULAR TRIBAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
SATURDAY – FEBRUARY 4, 2012 – 9:00 A.M.**

- A. Date: February 4, 2012
- B. Call to Order: President Swartz called the meeting to order at 9:00 a.m.
- C. Invocation: Lord’s Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President (left 11:49 – 11:58 a.m.)
Susan J. LaFernier, Secretary
Jerry Lee Curtis, Assistant Secretary
Toni J. Minton, Treasurer
Robert R.D. Curtis, Jr. (arrived at 9:02 a.m.)
Fred Dakota
Eddy Edwards (arrived at 9:03 a.m.)
Jean Jokinen
Michael F. LaFernier, Sr.
Carole L. LaPointe
Elizabeth “Chiz” Matthews
- Absent: Elizabeth D. Mayo, Vice President
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- RD Curtis arrived at 9:02 a.m.**
- F. Approval of Agenda: February 4, 2012
- Eddy Edwards arrived at 9:03 a.m.**
- Addition: Recognize Scheduled Delegation/Individuals- 1. Marine Corps League - A “Thank You” to the Council

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE AGENDA WITH THE ADDITION. SUPPORTED BY CAROLE L. LAPOINTE. EIGHT IN FAVOR (Susan J. LaFerner, Jerry Lee Curtis, Toni J. Minton, Fred Dakota, Jean Jokinen, Michael F. LaFerner, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), TWO OPPOSED (Robert R.D. Curtis, Jr., Eddy Edwards), ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

Eddy Edwards stated his opposition: He requested in writing to add his resolution and articles of incorporation (FYI #6.) to the agenda under Old Business and was denied.

The Council consensus was to allow Eddy’s items be moved from FYI to Old Business #1.

G. For Your Information:

1. A “Thank you” from the Family of Gerald Shelifoe
2. A “Thank you” from Hazel Hulverson
3. A “Thank you” from Hannah Misegan and the Baraga County RICC Program
4. A Response from the Food and Nutrition Service regarding the Commodity Food Program Management Evaluation Report
5. Notification of Approved Enrollment Applications January 20, 2012 (5)

H. President’s Report/January 2012 – Verbal Report

MOTION MADE BY TONI J. MINTON TO APPROVE THE JANUARY 2012 PRESIDENT’S REPORT. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TEN IN FAVOR (Susan J. LaFerner, Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFerner, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

I. Secretary’s Report/January 2012 – available for your review

MOTION MADE BY CAROLE L. LAPOINTE TO APPROVE THE JANUARY 2012 SECRETARY’S REPORT. SUPPORTED BY EDDY EDWARDS. TEN IN FAVOR (Susan J. LaFerner, Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFerner, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

J. CEO’s Report/January 2012 – available for your review [also available on ojibwa.com]

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE JANUARY 2012 CEO’S REPORT. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TEN IN FAVOR (Susan J. LaFerner, Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFerner, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

K. Department Head Reports – December 2011

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE DECEMBER 2011 DEPARTMENT HEAD REPORTS. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Susan J. LaFERNIER, Jerry Lee Curtis, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Carole L. LaPointe, Elizabeth “Chiz” Matthews), TWO OPPOSED (Eddy Edwards, Michael F. LaFERNIER, Sr.), ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

Carole LaPointe stated that she would like to see a format developed that is uniform to all departments for the monthly reports. Carole LaPointe, Eddy Edwards, RD Curtis, and Susan LaFERNIER will work to develop a format.

Jean Jokinen asked the Council why a non-native was hired in the Child Support Office.

L. Recognize Scheduled Delegation/Individuals:

1. Marine Corps League, Howard Mattson/Floyd Crawford – A “Thank you” to the Council – Commander’s Award (which is the highest award) plaque was given for the Tribe’s generous contribution to the Toys for Tots fundraiser. They also presented a Toys for Tots Summary for 2011 on the number of toys given in the four county area. 316 children in Baraga County.
2. Beartown Firefighters – Request Use of Tribal Construction Building

MOTION MADE BY EDDY EDWARDS TO APPROVE THE BEARTOWN FIREFIGHTERS REQUEST FOR USE OF THE TRIBAL CONSTRUCTION BUILDING. SUPPORTED BY JEAN JOKINEN. TEN IN FAVOR (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, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

3. Ojibwa Senior Citizens Recognition Presentation/Debbie Parrish/Darlene Genschow – Loretta Hugo was recognized for her years of volunteer work within the community.
4. Jon Magnuson, Cedar Tree Institute – Zaagkii Project “Wings Across America Conservation” Award and Resolution of Continuing Support and Partnership KB-1877-2012

The project works to recover native plants, encourage pollinator protection projects, and heal threatened ecosystems.

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE RESOLUTION KB-1877-2012 SUPPORT OF THE ZAAGKII PROJECT. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TEN IN FAVOR (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, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

**2nd Reading of Proposed Ordinance 2012-01 Title 27 Chapter B
“Tribal Enterprise Corporation Code” – 10:00 a.m.**

President Swartz read the Legislative Process and Public Hearing Procedures. [See Legislative File]

Present:

President Swartz, Susan LaFERNIER, Toni Minton, Jerry Lee Curtis, Elizabeth Matthews, Mike LaFERNIER, Sr., Carole LaPointe, Eddy Edwards, Fred Dakota, Jean Jokinen, RD Curtis, Larry Denomie, Lauri Denomie, Chris Ford, Conrad LaPlante, Tom Chosa, George Decota Andy Chosa, Paul Halverson, Loretta Hugo, Lois Bedell, Allen Gauthier, Beverly Lussier, Peggy Dunn, Debbie Parrish, Jessica Koski, David Mayo, Bruce LaPointe, Janice Halverson, E Halverson, Ginny Ann Jermac, Karen Anderson, Clifford Anderson, Kim Klopstein, John Jacker, Gregg Nominelli, and Peggy Minton.

Comments were received by Eddy Edwards, Andy Chosa, Fred Dakota, Janice Halverson, Susan LaFERNIER, Paul Halverson, Ginny Ann Jermac, Carole LaPointe, Gregg Nominelli, David Mayo, Bruce LaPointe.

President Swartz stated the difference between a Stock Corporation and a Tribal Charter Corporation.

President Swartz concluded the 2nd Reading at 10:54 a.m.

Break: 10:54 – 11:11 a.m.

M. Old Business:

1. Eddy Edwards - Resolution and Articles of Incorporation for Anikoosing Inc.

Eddy stated the items he presented today are the same as what he brought forward over a year ago.

MOTION MADE BY EDDY EDWARDS TO TABLE THE RESOLUTION AND ARTICLES OF INCORPORATION FOR ANIKOOSING INC. UNTIL A PUBLIC MEETING CAN BE HELD WITH THE COMMUNITY, LANCE MORGAN, AND ATTORNEYS. SUPPORTED BY JERRY LEE CURTIS. TEN IN FAVOR (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, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

Susan LaFERNIER stated for the record that what Eddy presented today is different from what was given by Gregg Nominelli a week ago.

N. New Business:

1. Jessica Koski – Advocacy Letter to the United Nations – Recognized Indigenous Rights - The Council consensus was to allow Jessica to advocate as a Tribal Member and submit a letter to the UN.

2. Toni Minton, Treasurer – February 2012 Donations

Mark Blaker (Olympia, WA) Donation Request for Travel Expenses to Visit his Father Gilbert in King, Wisconsin -

MOTION MADE BY CAROLE L. LAPOINTE TO HAVE THE SECRETARY PHONE MARK BLAKER AND FIND OUT WHAT HIS NEEDS ARE FOR HIS TRAVEL REQUEST. SUPPORTED BY ROBERT R.D. CURTIS, JR. TEN IN FAVOR (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, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

John Ethan LaFERNIER Request for Funeral Expenses for his Wife (Non-Tribal)/Mark Blaker Travel Request -

MOTION MADE BY JEAN JOKINEN TO APPROVE \$1,500.00 TO JOHN ETHAN LAFERNIER FOR FUNERAL EXPENSES FOR HIS WIFE AND \$1,500.00 TO MARK BLAKER FOR TRAVEL EXPENSES. SUPPORTED BY EDDY EDWARDS. FIVE IN FAVOR (Jerry Lee Curtis, Robert R.D. Curtis, Jr., Eddy Edwards, Jean Jokinen, Elizabeth “Chiz” Matthews), TWO OPPOSED (Toni J. Minton, Fred Dakota), THREE ABSTAINING (Susan J. LaFERNIER, Michael F. LaFERNIER, Sr., Carole L. LaPointe), ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

Debbie Stabenow Reception –

MOTION MADE BY EDDY EDWARDS TO APPROVE A \$500.00 DONATION FOR U.S. SENATOR DEBBIE STABENOW RECEPTION. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Susan J. LaFERNIER, Jerry Lee Curtis, 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 (Elizabeth D. Mayo), MOTION CARRIED.

O. Closed Session:

1. Carole LaPointe, Health Administrator/Tom Chosa, I.T. – Wisconsin Wireless Communications Corporation Sales Agreement

MOTION MADE BY EDDY EDWARDS TO GO INTO CLOSED SESSION AT 11:44 A.M. AND OPEN TO TRIBAL MEMBERS. SUPPORTED BY ROBERT R.D. CURTIS, JR. TEN IN FAVOR (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, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

President Swartz left 11:49 – 11:58 a.m.

MOTION MADE BY EDDY EDWARDS TO GO INTO OPEN SESSION AT 12:02 P.M. SUPPORTED BY SUSAN J. LAFERNIER. TEN IN FAVOR (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, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

Wisconsin Wireless Communications Corporation Sales Agreement – Voice Over Internet Phone for the Department of Health and Human Services

MOTION MADE BY EDDY EDWARDS TO APPROVE THE VOICE OVER INTERNET QUOTATION IN THE AMOUNT OF \$41,987.32 AND THE SALES AGREEMENT FROM THE ENTERPRISE SYSTEMS GROUP. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (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, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

P. Adjournment:

MOTION MADE BY FRED DAKOTA TO ADJOURN AT 12:03 P.M. SUPPORTED BY EDDY EDWARDS. TEN IN FAVOR (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, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Administrative Specialist