

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
THURSDAY – FEBRUARY 25, 2010 – 9:00 A.M.**

- A. Date: February 25, 2010
- B. Call to Order: Vice President Emery called the meeting to order at 9:06 a.m.
- C. Invocation: Lord’s Prayer and prayers for Pauline Knapp Spruce and the family of Laura Spurr, Tribal Chairperson of the Nottawaseppi Huron Band of the Potawatomi

- 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 (left 9:18 – 10:05 a.m.)
Michael F. LaFernier, Sr. (arrived at 9:08 a.m.)
Gary F. Loonsfoot, Sr.
Elizabeth D. Mayo
Toni J. Minton (arrived at 9:09 a.m.)
Isabelle Helene Welsh

Absent: Warren C. Swartz, Jr., President

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

- F. Approval of Agenda: February 25, 2010

- Additions: New Business- 1. Susan LaFernier – b) Newsletter Article Guidelines
2. Isabelle Welsh – Special Deer Tag Request for NMU Powwow

Mike LaFernier, Sr. arrived at 9:08 a.m.

Toni Minton arrived at 9:09 a.m.

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY FRED DAKOTA. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

G. For Your Information:

1. Letter from Foxwoods Resort Casino – they asked if we would like to receive their job postings

H. Old Business:

1. William Emery, Vice President – Review Resolution KB-1713-2009 Hunting, Fishing, Trapping and Gathering for the next meeting

Fred Dakota left 9:18 – 10:05 a.m.

2. Gregg Nominelli, Economic Developer – The Comprehensive Strategic Plan Review was completed

[Review pages 33 – 35]

Donna Fredrickson will email updated copies to the Council.

Break: 10:17 – 10:33 a.m.

I. New Business:

1. Susan LaFerner, Secretary –
 - a) Oppose Mining Waste-Letter of Support: Earthworks, Washington, D.C. is working with a broad coalition of groups to pressure the EPA, Army Corp of Engineers and CEQ to keep mining wastes out of our waters by changing the definition of “fill” material. This rule, changed by the Bush Administration in 2002, allows mining waste to be dumped in rivers, lakes, and streams, impacting both coal mining operations and hard rock mines.

MOTION MADE BY TONI J. MINTON TO SIGN A LETTER OF SUPPORT FOR OPPOSING THE MINING WASTE. SUPPORTED BY SUSAN J. LAFERNIER. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

- b) Newsletter Article Guidelines – Susan questioned the letter submitted by Eddy Edwards in the March Newsletter and that guidelines need to be set. There is a motion on press releases from 2002 that needs to be reviewed. Eddy stated that it is censorship and the only guidelines are that you cannot say what is in Closed Session.

MOTION MADE BY FRED DAKOTA TO REQUEST A FORENSIC AUDIT FROM THE HUD AUTHORITY.

Vice President Emery called the motion out of order.

MOTION MADE BY ELIZABETH D. MAYO TO WITHDRAW EDDY EDWARDS' LETTER FROM THE MARCH NEWSLETTER UNTIL THERE ARE GUIDELINES PUT IN PLACE BY LAURI DENOMIE, NEWSLETTER EDITOR, THE COUNCIL OR THE CEO. SUPPORTED BY TONI J. MINTON.

MOTION MADE BY EDDY EDWARDS TO TABLE ELIZABETH MAYO'S MOTION UNTIL THE COUNCIL GIVES OTHER COUNCIL MEMBERS THE OPPORTUNITY TO EXPRESS THEIR OPINIONS ABOUT THE WAY THINGS ARE GOING. SUPPORTED BY GARY F. LOONSFOOT, SR. THREE IN FAVOR (Elizabeth "Chiz" Matthews, Eddy Edwards, Gary F. Loonsfoot, Sr.), SIX OPPOSED (Susan J. LaFerner, Fred Dakota, Michael F. LaFerner, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), ONE ABSTAINING (Jerry Lee Curtis), ONE ABSENT (Warren C. Swartz, Jr.), MOTION DEFEATED.

[Return to original motion]

MOTION MADE BY ELIZABETH D. MAYO TO WITHDRAW EDDY EDWARDS' LETTER FROM THE MARCH NEWSLETTER UNTIL THERE ARE GUIDELINES PUT IN PLACE BY LAURI DENOMIE, NEWSLETTER EDITOR, THE COUNCIL OR THE CEO. SUPPORTED BY TONI J. MINTON. FIVE IN FAVOR (Susan J. LaFerner, Fred Dakota, Michael F. LaFerner, Sr., Elizabeth D. Mayo, Toni J. Minton), FOUR OPPOSED (Elizabeth "Chiz" Matthews, Eddy Edwards, Gary F. Loonsfoot, Sr. Isabelle H. Welsh), ONE ABSTAINING (Jerry Lee Curtis), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

Isabelle Welsh stated her opposition: She feels it should be published as long as other Council members have the opportunity to have their opinion in the newsletter.

Eddy Edwards stated his opposition: He feels that censorship should not be occurring with the Tribal Council.

2. Isabelle Welsh – (2) Special Deer Tag Requests for the NMU Powwow on March 18th

MOTION MADE BY FRED DAKOTA TO APPROVE THE SPECIAL DEER TAG REQUEST FOR THE NMU POWWOW. SUPPORTED BY GARY F. LOONSFOOT, SR. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

J. Closed Session:

1. Deve Sever, Radio Station Manager – (2) Contracts
2. John Baker, Attorney/Heather Chapman, Assistant Attorney/Stacey Koski, Interim Child Support Director – Child Support MOU
3. John Baker, Attorney – Space Lease Agreement for ATM Machines

MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO CLOSED SESSION AT 11:01 A.M. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. EIGHT IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Toni J. Minton, Isabelle H. Welsh), TWO OPPOSED (Fred Dakota, Elizabeth D. Mayo), ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

MOTION MADE BY EDDY EDWARDS TO GO INTO OPEN SESSION AT 11:50 A.M. SUPPORTED BY FRED DAKOTA. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

Richard Tuisku “Dick Storm” Employment Agreement –

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE DICK STORM’S SECOND EXTENSION TO EMPLOYMENT AGREEMENT. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

Space Lease Agreement for ATM Machines at the Pines and Casino – Effective September 1, 2009

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE KBIC SPACE LEASE AGREEMENT FOR THE ATM MACHINES THROUGH SNB FOR THE PINES AND THE CASINO. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (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, ONE ABSTAINING (Susan J. LaFerner), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

Michigan Department of Human Services, Office of Child Support MOU –

MOTION MADE BY TONI J. MINTON TO APPROVE THE MOU BETWEEN KBIC AND THE MICHIGAN DEPARTMENT OF HUMAN SERVICES OFFICE OF CHILD SUPPORT INCLUDING ADDENDUM A. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

K. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 11:55 A.M. SUPPORTED BY ISABELLE H. WELSH. TEN IN FAVOR (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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Administrative Specialist