

MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
THURSDAY – APRIL 22, 2010 – 9:00 A.M.

- A. Date: April 22, 2010
- B. Call to Order: President Swartz called the meeting to order at 9:10 a.m.
- C. Invocation: Lord’s Prayer and prayers for those in the hospital and those suffering with addictions to drugs and alcohol
- D. Roll Call: Present: Warren C. Swartz, Jr., President (left at 9:20 a.m.)
William E. Emery, Vice President
Susan J. LaFernier, Secretary
Elizabeth “Chiz” Matthews, Assistant Secretary
Eddy Edwards, Treasurer
Jerry Lee Curtis (arrived at 9:26 a.m.)
Fred Dakota (left at 10:33 a.m.)
Gary F. Loonsfoot, Sr. (left 11:19 a.m. – 1:42 p.m.)
Elizabeth D. Mayo
Toni J. Minton
Isabelle Helene Welsh (arrived at 9:18 a.m.)
- Absent: Michael F. LaFernier, Sr.
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: April 22, 2010
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| Additions: | FYI- | 3. Susan LaFernier, Secretary – Employee (Sunscreen) Skin Cancer Awareness Walk at OCC in Parking Lot |
| | New Business- | 1. President Swartz – Donation Request for Kids Whirl-I-Gig Bowling Tournament |

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. EIGHT IN FAVOR (William E. Emery, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Jerry Lee Curtis, Michael F. LaFernier, Sr., Isabelle H. Welsh), MOTION CARRIED.

G. For Your Information:

1. A letter from Jon Cherry - Kennecott Eagle Minerals Company Construction Activities - more information to come from Mr. Baker in Closed Session
2. Eddy Edwards – Proposed Amendment to Motor Vehicle Code Title 16 for the purpose of Titling
3. WHIPP Task Force holding Employee (Sunscreen) Skin Cancer Awareness Walk at OCC in parking lot April 29, 2010 11:00 a.m. – 1:00 p.m. wear your crazy hats

H. New Business:

1. President Swartz – Donation Request for Kids Whirl-I-Gig Bowling Tournament this weekend.

Isabelle Welsh arrived at 9:18 a.m.

MOTION MADE BY EDDY EDWARDS TO DONATE \$250.00 IN GIFT CARDS FOR THE WHIRL-I-GIG BOWLING TOURNAMENT. SUPPORTED BY GARY F. LOONSFOOT, SR. NINE IN FAVOR (William E. Emery, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Jerry Lee Curtis, Michael F. LaFernier, Sr.), MOTION CARRIED.

President Swartz left at 9:20 a.m.

[Vice President Emery is Chairing]

2. Jason Ayres, Realty Officer –
 - a) Resolution KB-1744-2010 Jody L. Joki Residential Lease

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE RESOLUTION KB-1744-2010 JODY L. JOKI RESIDENTIAL LEASE. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. EIGHT IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Michael F. LaFernier, Sr.), MOTION CARRIED.

b) Resolution KB-1745-2010 Brenda J. McKittrick Residential Lease

MOTION MADE BY TONI J. MINTON TO APPROVE RESOLUTION KB-1745-2010 BRENDA J. MCKITTRICK RESIDENTIAL LEASE. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Michael F. LaFerner, Sr.), MOTION CARRIED.

c) Resolution KB-1746-2010 Kimberly B. Knapp Residential Lease

MOTION MADE BY FRED DAKOTA TO APPROVE RESOLUTION KB-1746-2010 KIMBERLY B. KNAPP RESIDENTIAL LEASE. SUPPORTED BY SUSAN J. LAFERNIER. EIGHT IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Michael F. LaFerner, Sr.), MOTION CARRIED.

Jerry Lee Curtis arrived at 9:26 a.m.

d) Resolution KB-1747-2010 Tribal Transportation Improvement Plan (TTIP) 2010-2013 for submission to the BIA.

MOTION MADE BY EDDY EDWARDS TO APPROVE RESOLUTION KB-1747-2010 TRIBAL TRANSPORTATION IMPROVEMENT PLAN 2010-2013. SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Michael F. LaFerner, Sr.), MOTION CARRIED.

2. Vice President Emery – Cheryl Bogda Donation Request

MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO DONATE \$500.00 TO CHERYL BOGDA FOR TRAVEL EXPENSES TO BE WITH HER TERMINALLY ILL BROTHER. SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Michael F. LaFerner, Sr.), MOTION CARRIED.

I. Closed Session:

1. Baraga General Manager Interview Phillip Pepple
2. Baraga General Manager Interview Elizabeth Foster-Anderson (no show)
3. Baraga General Manager Interview Robert Mudd
4. Baraga General Manager Interview Stephanie Cooper

5. Baraga General Manager Interview Barry McGrady
6. Baraga General Manager Interview Kevin Lien
7. Carole LaPointe, Health Director – Stephanie Pinnow Contract Addition Review
8. John Baker, Attorney – Update [Reschedule]
9. John Bussey, Executive Gaming Director/David Rantanen/Jennifer Misegan/Michael Duschene – Action #032-2010 Social Gaming License Request

MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO CLOSED SESSION AT 9:48 A.M. SUPPORTED BY TONI J. MINTON. SEVEN IN FAVOR (Susan J. LaFERNIER, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Toni J. Minton, Isabelle H. Welsh), TWO OPPOSED (Fred Dakota, Elizabeth D. Mayo), ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Michael F. LaFERNIER, Sr.), MOTION CARRIED.

Fred Dakota left at 10:33 a.m.

Break: 11:02 – 11:16 a.m.

Gary Loonsfoot, Sr. left at 11:19 a.m.

Elizabeth Mayo returned at 11:22 a.m.

Lunch: 12:23 – 1:17 p.m.

Gary Loonsfoot, Sr. returned at 1:42 p.m.

Break: 2:53 – 3:00 p.m.

MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 4:23 P.M. SUPPORTED BY JERRY LEE CURTIS. EIGHT IN FAVOR (Susan J. LaFERNIER, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Fred Dakota, Michael F. LaFERNIER, Sr.), MOTION CARRIED.

First Amendment to Stephanie Pinnow Service Agreement -

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE FIRST AMENDMENT TO THE SERVICE AGREEMENT FOR STEPHANIE PINNOW. SUPPORTED BY EDDY EDWARDS. EIGHT IN FAVOR (Susan J. LaFERNIER, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Fred Dakota, Michael F. LaFERNIER, Sr.), MOTION CARRIED.

Yvette Friisvall Service Agreement -

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE SERVICE AGREEMENT WITH YVETTE FRIISVALL FOR THE PROOFREADING OF THE CODIFICATION DRAFT OF THE KBIC TRIBAL CODE. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Fred Dakota, Michael F. LaFernier, Sr.), MOTION CARRIED.

Gaming Commission Action #032-2010 Class I Social Gaming Drawing License Request from the Baraga American Legion Auxiliary Foucault Funke Unit 444 -

MOTION MADE BY EDDY EDWARDS TO APPROVE ACTION #032-2010 SOCIAL GAMING LICENSE AND TO WAIVE THE \$10.00 LICENSE FEE. SUPPORTED BY JERRY LEE CURTIS. EIGHT IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Fred Dakota, Michael F. LaFernier, Sr.), MOTION CARRIED.

J. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 4:26 P.M. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. EIGHT IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Fred Dakota, Michael F. LaFernier, Sr.), MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Administrative Specialist