

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – FEBRUARY 4, 2010 – 9:00 A.M.**

- A. Date: February 4, 2010
- B. Call to Order: Vice President Emery called the meeting to order at 9:14 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 (arrived at 9:19 a.m.)
Michael F. LaFERNIER, Sr.
Gary F. Loonsfoot, Sr. (arrived at 9:20 a.m., left at 2:43 p.m.)
Elizabeth D. Mayo
Toni J. Minton (left at 11:54 a.m.)
Isabelle Helene Welsh
- Absent: Warren C. Swartz, Jr., President
Jerry Lee Curtis
Fred Dakota
- E. Declaration of Quorum: Vice President Emery declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: February 4, 2010

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE AGENDA. SUPPORTED BY ISABELLE H. WELSH. SIX IN FAVOR (Susan J. LaFERNIER, Elizabeth “Chiz” Matthews, Michael F. LaFERNIER, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr.), MOTION CARRIED.

G. Approval of Meeting Minutes:

1. September 17, 2009

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE SEPTEMBER 17, 2009 MEETING MINUTES WITH THE CHANGE. SUPPORTED BY TONI J. MINTON. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Michael F. LaFernier, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Eddy Edwards arrived at 9:19 a.m.

Gary Loonsfoot, Sr. arrived at 9:20 a.m.

2. September 24, 2009

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE SEPTEMBER 24, 2009 MEETING MINUTES. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SEVEN IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ONE ABSTAINING (Eddy Edwards), THREE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota), MOTION CARRIED.

3. September 28, 2009

MOTION MADE BY TONI J. MINTON TO APPROVE THE SEPTEMBER 28, 2009 MEETING MINUTES. SUPPORTED BY GARY F. LOONSFOOT, SR. SIX IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, TWO ABSTAINING (Eddy Edwards, Michael F. LaFernier, Sr.), THREE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota), MOTION CARRIED.

4. September 29, 2009

MOTION MADE BY TONI J. MINTON TO APPROVE THE SEPTEMBER 29, 2009 MEETING MINUTES. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SEVEN IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Toni J. Minton, Isabelle H. Welsh), OPPOSED - 0, ONE ABSTAINING (Eddy Edwards), THREE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota), MOTION CARRIED.

H. New Business:

1. Tom Chosa, I.T. – Tribal Information System – Rite Track Implementation

Tom presented the Council with the idea of an electronic case management for the following departments: Police, Court, Social Services and Enrollment.

Total project cost \$97,459.00. The departments will share the majority of the costs. Tribal contribution \$28,866.00 which includes the annual support cost of \$9,581.00

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE \$29,000.00 FOR THE RITE TRACK INFORMATION SYSTEM. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Michael F. LaFerner, Sr., 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, Fred Dakota), MOTION CARRIED.

Break: 10:58 – 11:08 a.m.

2. Jim Stingle, Grant Writer – Resolution KB-1731-2010 Department of Justice Adult Drug Court Discretionary Grant Program up to \$350,000.00 for 3 years with a 25% match

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE RESOLUTION KB-1731-2010 FOR THE ADULT DRUG COURT DISCRETIONARY GRANT PROGRAM FROM THE U.S. DEPARTMENT OF JUSTICE OFFICE OF JUSTICE PROGRAMS BUREAU OF JUSTICE ASSISTANCE. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Michael F. LaFerner, Sr., 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, Fred Dakota), MOTION CARRIED.

[Move to Closed Session]

1. JoAnn Jaukkuri – Personal Issue

MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO CLOSED SESSION AT 11:21 A.M. SUPPORTED BY ISABELLE H. WELSH. FOUR IN FAVOR (Elizabeth “Chiz” Matthews, Eddy Edwards, Gary F. Loonsfoot, Sr., Isabelle H. Welsh), THREE OPPOSED (Susan J. LaFerner, Elizabeth D. Mayo, Toni J. Minton), ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr.), MOTION CARRIED.

(Mike LaFerner, Sr. out of the room)

MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO OPEN SESSION AT 11:36 A.M. SUPPORTED BY ELIZABETH D. MAYO. EIGHT IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Michael F. LaFerner, Sr., 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, Fred Dakota), MOTION CARRIED.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE A TANK OF GAS FROM THE PINES FOR JOANN JAUKKURI TO ATTEND HER DISABILITY HEARING IN MARQUETTE AND THE PER DIEM LUNCH RATE FOR JOANN AND HER DRIVER. SUPPORTED BY SUSAN J. LAFERNIER, SR. EIGHT IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Michael F. LaFerner, Sr., 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, Fred Dakota), MOTION CARRIED.

[New Business:]

3. Todd Warner, NRD – Upcoming HACCP Training Course at the Bay Mills Resort in Brimley, MI on March 9-11

MOTION MADE BY EDDY EDWARDS TO APPROVE THE HACCP TRAINING FOR UP TO EIGHT PEOPLE AND TO TAKE THE FUNDS FROM THE DONATION BUDGET, UP TO \$658.00 PER PERSON. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Michael F. LaFerner, Sr., 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, Fred Dakota), MOTION CARRIED.

4. William Emery, Vice President – Resolution KB-1735-2010 NIGA Membership Renewal for \$7,500.00 and the Delegate/Alternates

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE RESOLUTION KB-1735-2010 NIGA MEMBERSHIP RENEWAL. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Michael F. LaFerner, Sr., 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, Fred Dakota), MOTION CARRIED.

I. Closed Session:

2. Mike Cardinal, Compliance Officer, KBIC Gaming Commission
 - a) Action 008-2010 (Replaces 005-2010) Postponement Hearing - Employee #KB-111-09
 - b) Action 009-2010 (Replaces 006-2010) Postponement Hearing - Employee #KB-255-09
 - c) Action 010-2010 Review Annual Report Baraga Casino
 - d) Action 011-2010 Review Annual Report Marquette Casino
 - e) Action 012-2010 Review Annual Report Big Bucks Bingo
3. John Baker, Attorney

MOTION MADE BY TONI J. MINTON TO GO INTO CLOSED SESSION AT 11:50 A.M. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SEVEN IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Toni J. Minton, Isabelle H. Welsh), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING - 0, THREE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota), MOTION CARRIED.

Lunch: 11:54 a.m. – 1:15 p.m.

Toni Minton left at 11:54 a.m.

Mike LaFernier, Sr. returned from lunch at 2:00 p.m.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 2:18 P.M. SUPPORTED BY ISABELLE H. WELSH. SEVEN IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Toni J. Minton), MOTION CARRIED.

Break: 2:19 – 2:29 p.m.

MOTION MADE BY EDDY EDWARDS TO ISSUE A \$50.00 FINE ON THE GAMING COMMISSION ISSUE GAMING ACTION #008-2010 BASED ON THE REPORT GIVEN. SUPPORTED BY GARY F. LOONSFOOT, SR. TWO IN FAVOR (Eddy Edwards, Gary F. Loonsfoot, Sr.), FIVE OPPOSED (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Michael F. LaFernier, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Toni J. Minton), MOTION DEFEATED.

Gary Loonsfoot, Sr. stated his favor: He believes the Council is ultimately responsible for the assets of the casinos and if a member of the commission is denied access to the vault, to check if the tokens have been destroyed, it is a red flag that something is wrong and he would like to know what they are hiding.

MOTION MADE BY SUSAN J. LAFERNIER TO POSTPONE ACTION #008-2010 AND #009-2010 AND MEET WITH MR. BUSSEY NEXT THURSDAY. SUPPORTED BY MICHAEL F. LAFERNIER, SR. FIVE IN FAVOR (Susan J. LaFernier, Elizabeth “Chiz” Matthews, Michael F. LaFernier, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), TWO OPPOSED (Eddy Edwards, Gary F. Loonsfoot, Sr.), ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Toni J. Minton), MOTION CARRIED.

Per the Gaming Regulatory Ordinance:

MOTION MADE BY EDDY EDWARDS TO ACCEPT ACTION NUMBERS 010-2010, 011-2010, AND 012-2010, THE ANNUAL REPORTS FROM THE THREE GAMING ESTABLISHMENTS. SUPPORTED BY GARY F. LOONSFOOT, SR. SEVEN IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Toni J. Minton), MOTION CARRIED.

J. Old Business:

1. Donna Fredrickson, Planning and Development Clerk – Comprehensive Strategic Plan Review

Review of pages 29 – 33.

Gary Loonsfoot, Sr. left at 2:43 p.m.

Elizabeth Mayo left 3:17 – 3:40 p.m.

K. Adjournment:

MOTION MADE BY EDDY EDWARDS TO ADJOURN AT 3:40 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Michael F. LaFerner, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr., Toni J. Minton), MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Administrative Specialist