

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
REGULAR TRIBAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
SATURDAY – MAY 5, 2012 – 9:00 A.M.**

- A. Date: May 5, 2012
- B. Call to Order: President Swartz called the meeting to order at 9:03 a.m.
- C. Invocation: Lord’s Prayer and A Welcome Hand Drum Song Performed by George and LeRoy Gauthier
- D. Roll Call: Present: Warren C. Swartz, Jr., President
Elizabeth D. Mayo, Vice President
Susan J. LaFerner, Secretary
Toni J. Minton, Treasurer (left at 11:24 a.m.)
Robert R.D. Curtis, Jr.
Fred Dakota
Eddy Edwards
Jean Jokinen
Michael F. LaFerner, Sr.
Carole L. LaPointe (arrived at 9:13 a.m.)
Elizabeth “Chiz” Matthews
- Absent: Jerry Lee Curtis, Assistant Secretary
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: May 5, 2012

MOTION MADE BY TONI J. MINTON TO APPROVE THE AGENDA. SUPPORTED BY ELIZABETH D. MAYO. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFerner, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Michael F. LaFerner, Sr., Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Jerry Lee Curtis, Carole L. LaPointe), MOTION CARRIED.

G. For Your Information:

1. A “Thank you” from the Family of James “Jay” Loonsfoot
2. A “Thank you” from the Children of Nancy Haataja
3. A “Thank you” from the Board of Camp New Day U.P.
4. Tribal Mining Forum at Niiwin Akeaa Center Gymnasium on May 11-12, 2012
5. Indian Country Today - Assistant Secretary for Indian Affairs Larry Echo Hawk Leaves Office

H. President’s Report/April 2012 – available for your review

Carole LaPointe arrived at 9:13 a.m.

MOTION MADE BY EDDY EDWARDS TO APPROVE THE APRIL 2012 PRESIDENT’S REPORT. SUPPORTED BY FRED DAKOTA. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, 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 (Jerry Lee Curtis), MOTION CARRIED.

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

MOTION MADE BY TONI J. MINTON TO APPROVE THE APRIL 2012 SECRETARY’S REPORT. SUPPORTED BY ELIZABETH D. MAYO. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, 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 (Jerry Lee Curtis), MOTION CARRIED.

J. Treasurer’s Report/March-April 2012 – available for your review

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE MARCH AND APRIL 2012 TREASURER’S REPORT. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, 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 (Jerry Lee Curtis), MOTION CARRIED.

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

MOTION MADE BY CAROLE L. LAPOINTE TO APPROVE THE APRIL 2012 CEO’S REPORT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, 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 (Jerry Lee Curtis), MOTION CARRIED.

L. Department Head Reports – March 2012

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE MARCH 2012 DEPARTMENT HEAD REPORTS. SUPPORTED BY SUSAN J. LAFERNIER. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Jean Jokinen, Carole L. LaPointe, Elizabeth “Chiz” Matthews), ONE OPPOSED (Michael F. LaFernier, Sr.), ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.

M. Recognize Scheduled Delegation/Individuals:

1. Parks and Recreation Committee/Evelyn Ravindran/Allen Gauthier/Bruce LaPointe – Camp Ground Designs for the future road at the marina and Paving Request/Suggestions

Elizabeth Mayo requested the amount of revenue generated from the campgrounds and marina for 2011.

The Council suggested a proposal during budget time for a playground and a scope of work for the lighthouse repairs.

The Committee plans to attend the monthly Saturday meetings to update the Council.

Bruce LaPointe reported Public Works will be paving the powwow road and lighthouse road.

Break: 10:04 – 10:16 a.m.

2. Baraga High School Seniors Physics Class/Savannah Dakota/Corey Pietila/Alex Mayo/Jacob Goodreau – Donation Request Chicago Trip \$1,045.00 May 10-13 (Included in the May 2012 Donations)

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE \$1,045.00 TO THE BARAGA HIGH SCHOOL SENIOR PHYSICS CLASS FOR THEIR TRIP TO CHICAGO. SUPPORTED BY CAROLE L. LAPOINTE. SEVEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Carole L. LaPointe), THREE OPPOSED (Eddy Edwards, Jean Jokinen, Elizabeth “Chiz” Matthews), ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.

N. Old Business:

1. Susan LaFernier, Secretary – 3rd Reading of Proposed Corporation Code Title 27 Chapter B 2012-01

President Swartz read the Legislative process. [See Legislative File]

Susan stated her amendments and stated her intention is to add a Chapter C Charter to the Corporation Code, not to stop Aanikoosing, Inc. as a Stock Corporation.

Susan requested Christoph Geiger, Deputy Tribal Attorney, be given more time for review as he has only had one week to review and prepare recommendations.

MOTION MADE BY SUSAN J. LAFERNIER TO TABLE THE 3RD READING OF PROPOSED CORPORATION CODE TITLE 27 CHAPTER B 2012-01 FOR TWO MONTHS. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, 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 (Jerry Lee Curtis), MOTION CARRIED.

2. Larry Denomie III, CEO –

- a) Altronex Control Systems/L.W. Allen, Inc. Contract Modification for additional Hatchery Work on the monitoring and alarm system project

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE \$6,936.22 FOR THE ALTRONEX CONTROL SYSTEMS/L.W. ALLEN, INC. CONTRACT MODIFICIATION. SUPPORTED BY SUSAN J. LAFERNIER. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, 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 (Jerry Lee Curtis), MOTION CARRIED.

- b) U.S. Fish and Wildlife Service Fish Health Inspection Cooperative Agreement Modification

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE \$5,300.00 FOR THE U.S. FISH AND WILDLIFE SERVICE FISH HEALTH INSPECTION COOPERATIVE AGREEMENT MODIFICIATION. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, 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 (Jerry Lee Curtis), MOTION CARRIED.

3. Eddy Edwards – Draft Letter to EPA Requesting Government to Government Consultation on the Eagle Mine

MOTION MADE BY EDDY EDWARDS TO APPROVE A LETTER TO THE EPA TO REQUEST A GOVERNMENT-TO-GOVERNMENT CONSULTATION ON THE EAGLE MINE AND AUTHORIZE THE PRESIDENT TO SIGN. SUPPORTED BY FRED DAKOTA. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, 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 (Jerry Lee Curtis), MOTION CARRIED.

4. Toni Minton, Treasurer –

a) Resolution KB-1887-2012 Baraga 2% - \$134,379.45

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE RESOLUTION KB-1887-2012 BARAGA 2%. SUPPORTED BY CAROLE L. LAPOINTE. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), TWO OPPOSED (Eddy Edwards, Jean Jokinen), ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.

b) Resolution KB-1888-2012 Marquette 2% - \$162,711.98

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE RESOLUTION KB-1888-2012 MARQUETTE 2%. SUPPORTED BY EDDY EDWARDS. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Eddy Edwards, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), ONE OPPOSED (Jean Jokinen), ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.

2nd Reading of the Proposed Amendment to the SORNA Ordinance 2012-03 Section 3.2025 of the Tribal Code – Temporary Lodging (add: and Travel)

President Swartz read the Legislative Process [See Legislative File]

Present:	Warren C. Swartz, Jr.	Charles Miller	Chris Ford
	Elizabeth D. Mayo	Heather Chapman	Conrad LaPlante
	Susan J. LaFernier	Larry Denomie III	Peggy Minton
	Toni J. Minton	Lauri Denomie	Gazette Reporter
	Robert R.D. Curtis, Jr.	Ronald Edwards	
	Fred Dakota	Beverly Lussier	
	Eddy Edwards	Peggy Dunn	
	Jean Jokinen	Allen Gauthier	
	Michael F. LaFernier, Sr.	Debbie Parrish	
	Carole L. LaPointe	Evelyn Ravindran	
	Elizabeth “Chiz” Matthews	Bruce LaPointe	

Heather Chapman (Tribal Attorney) stated that KBIC is the only Tribe in Michigan implementing this ordinance and needs to be in compliance by July 2012.

No verbal or written comments.

President Swartz concluded the 2nd Reading at 11:00 a.m.

The 3rd Reading is scheduled May 10, 2012.

O. New Business:

1. Toni Minton, Treasurer – May 2012 Donations \$650.00

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE BARAGA COUNTY LITTLE LEAGUE'S \$300.00 DONATION REQUEST FOR BASES AND USE OF THE ZEBBA BASEBALL FIELD AND \$350.00 FOR THE FINLANDIA COACH YOUTH BASEBALL CAMP. SUPPORTED BY ELIZABETH D. MAYO. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFerner, 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 (Jerry Lee Curtis), MOTION CARRIED.

P. Closed Session:

1. Larry Denomie III, CEO - Summer Youth Coordinator Position Applicants

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 11:23 A.M. SUPPORTED BY SUSAN J. LAFERNIER. SEVEN IN FAVOR (Susan J. LaFerner, Toni J. Minton, Robert R.D. Curtis, Jr., Eddy Edwards, Michael F. LaFerner, Sr., Carole L. LaPointe, Elizabeth "Chiz" Matthews), THREE OPPOSED (Elizabeth D. Mayo, Fred Dakota, Jean Jokinen), ABSTAINING - 0, ONE ABSENT (Jerry Lee Curtis), MOTION CARRIED.

Toni Minton left at 11:24 a.m.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 11:34 A.M. SUPPORTED BY EDDY EDWARDS. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFerner, 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, TWO ABSENT (Jerry Lee Curtis, Toni J. Minton), MOTION CARRIED.

Summer Youth Coordinator Position Interviews –

MOTION MADE BY CAROLE L. LAPOINTE TO INTERVIEW THE FIVE TRIBAL APPLICANTS FOR THE SUMMER YOUTH COORDINATOR POSITION ON MAY 10, 2012. SUPPORTED BY ELIZABETH D. MAYO. SIX IN FAVOR (Elizabeth D. Mayo, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFerner, Sr., Carole L. LaPointe, Elizabeth "Chiz" Matthews), THREE OPPOSED (Susan J. LaFerner, Eddy Edwards, Jean Jokinen), ABSTAINING - 0, TWO ABSENT (Jerry Lee Curtis, Toni J. Minton), MOTION CARRIED.

Q. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 11:35 A.M. SUPPORTED BY EDDY EDWARDS. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFerner, 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, TWO ABSENT (Jerry Lee Curtis, Toni J. Minton), MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Administrative Specialist