

KEWEENAW BAY INDIAN COMMUNITY

2013 TRIBAL COUNCIL

WARREN C. SWARTZ, JR., President
ELIZABETH D. MAYO, Vice-President
SUSAN J. LAFERNIER, Secretary
TONI J. MINTON, Assistant Secretary
JENNIFER MISEGAN, Treasurer

Keweenaw Bay Tribal Center
16429 Beartown Road
Baraga, Michigan 49908
Phone (906) 353-6623
Fax (906) 353-7540

ROBERT R.D. CURTIS, JR.
FRED DAKOTA
JEAN JOKINEN
MICHAEL F. LAFERNIER, SR.
CAROLE L. LAPOINTE
ELIZABETH "CHIZ" MATTHEWS
DON MESSER, JR.

Dec. 17, 1936

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – JANUARY 10, 2013 – 9:00 A.M.**

APPROVED
10-30-14

- A. Date: January 10, 2013
- B. Call to Order: President Swartz called the meeting to order at 9:08 a.m.
- C. Invocation: Lord's Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President
Elizabeth D. Mayo, Vice President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary
Jennifer Misegan, Treasurer
Jean Jokinen
Michael F. LaFernier, Sr.
Carole L. LaPointe
Elizabeth "Chiz" Matthews (left 10:55 – 11:35 a.m., left at 3:24 p.m.)
Don Messer, Jr.
- Absent: Robert R.D. Curtis, Jr.
Fred Dakota
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: January 10, 2013
- | | | |
|------------|-----------------|--|
| Additions: | Old Business- | 1. President Swartz -- Riverside Auto Update |
| | New Business- | 5. Carole LaPointe – b) Resolution in support of Idle No More |
| | | 10. President Swartz – a) David Madosh Donation Request
b) GLIFWC Appointment |
| | Closed Session- | 3. Larry Denomie III, CEO – c) Francis LaPointe, CFO – Financial Update |

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE AGENDA WITH THE ADDITIONS. SUPPORTED BY CAROLE L. LAPOINTE. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFerner, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFerner, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

G. For Your Information:

1. Aanikoosing Inc. Board Report from Chairman Rabbitaille
2. Parks and Recreation Committee - Amendments to By-Laws (for review)
3. Constitutional Committee – Resolution KB-1914-2013 Article VIII Amendment Section 1 (for review)

H. Old Business:

1. Dale Dakota, Police Commissioner (not present)/President Swartz – Patrol Car/Truck (3) Bids – Riverside Auto Update

Police Department Patrol Cars/Truck Purchases – \$79,275 (3) Dodge Chargers, \$45,962.00 (2) Dodge Quads, \$33,450.00 (1) Dodge Ram

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE BIDS FROM RIVERSIDE AUTO FOR THREE 2013 DODGE CHARGERS, TWO 2013 DODGE QUADS, AND ONE 2013 DODGE RAM TO BE DELIVERED TO THE RESERVATION. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFerner, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), ONE OPPOSED (Michael F. LaFerner, Sr.), ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

2. Larry Denomie III, CEO –

- a) Transfer Station Project Update (Solid Waste Facility Manager Position)

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE POSITION DESCRIPTION OF SOLID WASTE FACILITY MANAGER AND POST THE POSITION AND THE BUDGET FOR THE START-UP COSTS NON-CONSTRUCTION. SUPPORTED BY CAROLE L. LAPOINTE. SEVEN IN FAVOR (Susan J. LaFerner, Toni J. Minton, Jennifer Misegan, Michael F. LaFerner, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), TWO OPPOSED (Elizabeth D. Mayo, Jean Jokinen), ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

- b) Amy St. Arnold - Option for Continuing GED Program (Tribal Education Budget FY 2013)

Teacher at \$20 per hour/20 hours per person for ten people, Supplies \$200, GED Tests at \$30 each (5 tests per student, 10 students) – total \$5,230.00

MOTION MADE BY CAROLE L. LAPOINTE TO APPROVE FUNDING FOR THE GED PROGRAM FOR THE BUDGETED AMOUNT OF \$5,230.00. SUPPORTED BY JEAN JOKINEN. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

3. Pam Nankervis, NRD Wildlife Biologist – KBIC Wolf Management Plan

Break 10:00 a.m. – 10:13 a.m. (Council was on the Casino P.A. System)

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE KBIC WOLF MANAGEMENT PLAN WITH THE CHANGES DISCUSSED AND PRESENTED TODAY. SUPPORTED BY JEAN JOKINEN. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), ONE OPPOSED (Michael F. LaFernier, Sr.), ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

President Swartz will decide if we need a representative from the Natural Resources Department to attend the state’s Government-to-Government Consultation meetings.

I. New Business:

1. Pam Nankervis, NRD Wildlife Biologist – Wildlife Management Survey Incentive Raffle Funding Request \$600.00 to match the Natural Resources Committee donation

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE A DONATION OF \$600.00 MATCHING FUNDS FOR RAFFLE PRIZES FOR COMPLETION OF THE WILDLIFE MANAGEMENT SURVEY. SUPPORTED BY SUSAN J. LAFERNIER. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

2. Amy St. Arnold, Education Director – Shirley Brozzo Professional Services Agreement for the Library Enhancement Grant

MOTION MADE BY JEAN JOKINEN TO APPROVE THE PROFESSIONAL SERVICES AGREEMENT WITH SHIRLEY BROZZO CONTINGENT UPON THE SECURITY BACKGROUND CHECK. SUPPORTED BY CAROLE L. LAPOINTE. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Elizabeth “Chiz” Matthews), MOTION CARRIED.

(Elizabeth Matthews is out of the room)

3. Gregg Nominelli, Economic Developer (Staff to Aanikoosing Inc. Board) – Tribal Council Appointee to Aanikoosing Inc. Board

President Swartz drew names to establish the initial terms: Donnie Koski (1) year term, Anthony Rabitaille (2) year term, and Andrew Chosa (3) year term. A Council Representative is needed due to the vacancy of Eddy Edwards.

MOTION MADE BY ELIZABETH D. MAYO TO APPOINT DON MESSER, JR. TO FILL THE VACANCY. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), ONE OPPOSED (Jean Jokinen), ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

4. Carole LaPointe, Health Director –

- a) Resolution KB-1915-2013 Honoring Our Children Initiative (0-8) ITC Grant for \$5,100.00 for 2 years

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE RESOLUTION KB-1915-2013 HONORING OUR CHILDREN ITC GRANT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

5. Elizabeth Mayo, Vice President – Renewal Dale Schmeisser, R.D. Ph. D. 2013 WIC Dietician Professional Service Agreement

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE PROFESSIONAL SERVICES AGREEMENT WITH DALE SCHMEISSER 2013 WIC DIETICIAN. SUPPORTED BY DON MESSER, JR. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

[Carole LaPointe]

- b) Resolution in support of Idle No More (number to be assigned) Defense of Canadian Rights of all Indigenous Nations and People’s on Turtle Island

MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO APPROVE A RESOLUTION SUPPORTING IDLE NO MORE PENDING THE NUMBER. SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO APPROVE A DONATION OF \$100.00 TO THE KBIC BRANCH OF THE IDLE NO MORE EVENT AT THE COLLEGE (TOMORROW). SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFerner, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFerner, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED. Elizabeth Matthews left at 10:55 a.m.

6. David Haataja, Casinos General Manager/Dale Shalifoe - Planned Marquette Casino Power Outage (roof mount for air conditioner hookup)

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE CLOSURE OF THE MARQUETTE OJIBWA CASINO ON JANUARY 22, 2013 FROM 8:00 A.M. TO NOON. SUPPORTED BY DON MESSER, JR. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFerner, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFerner, Sr., Carole L. LaPointe, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Elizabeth “Chiz” Matthews), MOTION CARRIED.

7. Susan LaFerner, Secretary – Independent Contractor Agreement Renewal with Millennium Services (Charles Brumleve) for one year effective November 2012

MOTION MADE BY TONI J. MINTON TO APPROVE THE INDEPENDENT CONTRACTOR AGREEMENT RENEWAL WITH MILLENNIUM SERVICES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Elizabeth D. Mayo, Susan J. LaFerner, Toni J. Minton, Michael F. LaFerner, Sr., Carole L. LaPointe, Don Messer, Jr.), TWO OPPOSED (Jennifer Misegan, Jean Jokinen), ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Elizabeth “Chiz” Matthews), MOTION CARRIED.

8. Larry Denomie III, CEO/Sarah Maki, Assistant CEO –
 - a) List of Tribal Positions Identified as Working with Children

The Council discussed the definition of regular contact with children or control over and the offenses an employee would have that would not pass a clearance.

(Any felony, two or more misdemeanors involving violence, sexual assault, molestation, exploitation, contact with a prostitute, crimes against persons, offenses against children, and child abuse or child neglect)

Council reviewed 91 positions determined to have met the above classification.

Elizabeth Matthews returned at 11:35 a.m.

MOTION MADE BY ELIZABETH D. MAYO TO PERFORM SECURITY BACKGROUND CHECKS ON EVERYONE WHO WORKS FOR THE TRIBE. SUPPORTED BY DON MESSER, JR. THREE IN FAVOR (Elizabeth D. Mayo, Carole L. LaPointe, Don Messer, Jr.), SIX OPPOSED (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION DEFEATED.

9. President Swartz –

- a) David Madosh Donation Request for Clothing to attend Fox and Friends Live TV Appearance in New York as a Kidney Donor

MOTION MADE BY JEAN JOKINEN TO APPROVE A DONATION OF \$350.00 TO DAVID MADOSH TO PURCHASE CLOTHING. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

Lunch: 12:09 – 1:06 p.m.

[Larry Denomie III, CEO]

MOTION MADE BY CAROLE L. LAPOINTE TO APPROVE THE LIST OF POSITIONS FOR BACKGROUND CHECKS PER PERSONNEL POLICY AS PRESENTED BY THE CEO AND MOVE FORWARD WITH THE PROCESS IDENTIFIED IN THE PERSONNEL POLICY MANUAL TO PERFORM SECURITY BACKGROUND CHECKS. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), ONE OPPOSED (Elizabeth D. Mayo), ONE ABSTAINING (Jennifer Misegan), TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

Vice President Mayo stated her opposition: She does not feel every employee requires a background check and it is unfair to everyone.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE MODIFYING A POSITION FOR ANY EMPLOYEE TAGGED ON A BACKGROUND CLEARANCE TO WHERE THEY WOULD NOT HAVE REGULAR CONTACT WITH CHILDREN AND IF NOT POSSIBLE TO MODIFY THE POSITION, TRANSFER TO ANOTHER POSITION. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), ONE OPPOSED (Jean Jokinen), ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

b) Tribal Forester Job Description – Gerald Jondreau has received his degree in Forestry

Vice President Mayo stated the Tribe can request the Bureau of Indian Affairs to fund this position.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE TRIBAL FORESTER POSITION ANNOUNCEMENT AND TO POST THE POSITION. SUPPORTED BY DON MESSER, JR. SIX IN FAVOR (Elizabeth D. Mayo, Toni J. Minton, Jennifer Misegan, Michael F. LaFerner, Sr., Carole L. LaPointe, Don Messer, Jr.), THREE OPPOSED (Susan J. LaFerner, Jean Jokinen, Elizabeth “Chiz” Matthews), ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

Proceeds of Labor Account Budget Modification –

MOTION MADE BY CAROLE L. LAPOINTE TO APPROVE THE BUDGET MODIFICATION REQUEST TO THE PROCEEDS OF LABOR ACCOUNT FUND #167 IN THE AMOUNT OF \$152,658.00. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFerner, Toni J. Minton, Michael F. LaFerner, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), TWO OPPOSED (Jennifer Misegan, Jean Jokinen), ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

c) Weekly Update (FYI)

10. Jason Ayres, Realty Officer – Road Naming (2) – Jason will return next week with a list of roads (Marquette Casino and Wadaga Road) named after Tribal Chairmen.

[President Swartz]

b) GLIFWC Board Appointment – Fred Dakota was appointed.

J. Closed Session:

1. Jason Ayres, Realty Officer – GEI Consultants, Inc. Professional Service Agreement
2. Larry Denomie III, CEO (presented in Pauline Knapp-Spruce absence) – Director of Cultural Resources Applicants
3. Larry Denomie III, CEO –
 - a) Request for Promotion of Fill-In RN to Full-Time RN at DHHS
 - b) Health Administrator Employment Agreement Renewal
 - c) Francis LaPointe, CFO – Financial Update
4. President Swartz/Lindy Grell, Tribal Attorney/Heather Chapman, Assistant Tribal Attorney – Airport Casino Governor’s Concurrence Status Update
5. Heather Chapman, Assistant Tribal Attorney – John Donham Professional Services Agreement – Expert Witness for Contract Support Costs Litigation
6. Heather Chapman, Assistant Tribal Attorney/Larry Denomie III, CEO - Airport Casino Update

MOTION MADE BY TONI J. MINTON TO GO INTO CLOSED SESSION AT 2:13 P.M. SUPPORTED BY JENNIFER MISEGAN. SEVEN IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), TWO OPPOSED (Elizabeth D. Mayo, Jean Jokinen), ABSTAINING - 0, TWO ABSENT (Robert R.D. Curtis, Jr., Fred Dakota), MOTION CARRIED.

Break: 2:40 – 2:47 p.m.

Elizabeth Matthews left at 3:24 p.m.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 3:56 P.M. SUPPORTED BY ELIZABETH D. MAYO. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Elizabeth “Chiz” Matthews), MOTION CARRIED.

GEI Consultants, Inc. Professional Services Agreement -

MOTION MADE BY CAROLE L. LAPOINTE TO APPROVE THE GEI CONSULTANTS, INC. PROFESSIONAL SERVICES AGREEMENT FOR THE PHASE 1 ESA ASSESSMENT OF PEQUAMING SHORES PROPERTY IN THE AMOUNT OF \$1,700.00. SUPPORTED BY SUSAN J. LAFERNIER. SEVEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Don Messer, Jr.), ONE OPPOSED (Jean Jokinen), ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Elizabeth “Chiz” Matthews), MOTION CARRIED.

John Donham (Dorsey & Whitney, LLP) Professional Services Agreement – Expert Witness for Contract Support Costs Litigation

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE PROFESSIONAL SERVICES AGREEMENT WITH JOHN DONHAM FOR EXPERT WITNESS FOR CONTRACT SUPPORT COSTS LITIGATION. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Elizabeth “Chiz” Matthews), MOTION CARRIED.

Promotion of Fill-In RN to Full-Time RN at DHHS -

MOTION MADE BY ELIZABETH D. MAYO TO POST THE FULL-TIME RN POSITION AT THE DHHS. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Elizabeth “Chiz” Matthews), MOTION CARRIED.

Director of Cultural Resources Applicants –

MOTION MADE BY JEAN JOKINEN TO INTERVIEW ALL THE TRIBAL MEMBERS THAT APPLIED FOR THE CULTURAL RESOURCES DIRECTOR POSITION. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Don Messer, Jr.), TWO OPPOSED (Toni J. Minton, Jennifer Misegan), ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Elizabeth “Chiz” Matthews), MOTION CARRIED.

Jennifer Misegan stated her opposition: She feels that they should interview the applicants that meet the minimum qualifications for this position.

Health Administrator Employment Agreement Renewal –

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE EMPLOYMENT AGREEMENT RENEWAL WITH CAROLE LAPOINTE HEALTH ADMINISTRATOR. SUPPORTED BY JEAN JOKINEN. SIX IN FAVOR (Elizabeth D. Mayo, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFernier, Sr., Don Messer, Jr.), ONE OPPOSED (Susan J. LaFernier), ONE ABSTAINING (Carole L. LaPointe), THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Elizabeth “Chiz” Matthews), MOTION CARRIED.

Susan LaFernier stated her opposition: She feels the 3% raise each year should be the same raise as everyone else.

K. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 4:05 P.M. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Robert R.D. Curtis, Jr., Fred Dakota, Elizabeth “Chiz” Matthews), MOTION CARRIED.

Respectfully submitted,



Peggy Minton
Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
THURSDAY – JANUARY 10, 2013 – 9:00 A.M.

A. Date: January 10, 2013

B. Call to Order:

C. Invocation: Lord's Prayer

D. Roll Call: ___ Warren C. Swartz, Jr., President
 ___ Elizabeth D. Mayo, Vice President
 ___ Susan J. LaFernier, Secretary
 ___ Toni J. Minton, Assistant Secretary
 ___ Jennifer Misegan, Treasurer
 ___ Robert R.D. Curtis, Jr.
 ___ Fred Dakota
 ___ Jean Jokinen
 ___ Michael F. LaFernier, Sr.
 ___ Carole L. LaPointe
 ___ Elizabeth "Chiz" Matthews
 ___ Don Messer, Jr.

E. Declaration of Quorum:

F. Approval of Agenda: January 10, 2013

G. For Your Information:

1. Aanikoosing Inc. Board Report from Chairman Rabitaille
2. Parks and Recreation Committee - Amendments to By-Laws
3. Constitutional Committee – Resolution KB-1914-2013 Article VIII Amendment Section 1

H. Old Business:

1. Dale Dakota, Police Commissioner – Patrol Car/Truck Bids
2. Larry Denomie III, CEO –
 - a) Transfer Station Project Update
 - b) Option for Continuing GED Program
3. Pam Nankervis, NRD Wildlife Biologist – Wolf Management Plan

I. New Business:

1. Pam Nankervis, NRD Wildlife Biologist – Wildlife Survey Incentive Raffle Funding Request \$600.00
2. Amy St. Arnold, Education Director – Shirley Brozzo Professional Services Agreement
3. Gregg Nominelli, Economic Developer (Staff to Aanikoosing Inc. Board) – Tribal Council Appointee to Aanikoosing Inc. Board
4. David Haataja, Casinos General Manager - Planned Marquette Casino Power Outage
5. Carole LaPointe, Health Director – Resolution KB-1915-2013 Honoring Our Children ITC Grant
6. Elizabeth Mayo, Vice President – Dale Schmeisser 2013 WIC Dietician Contract
7. Susan LaFermier, Secretary – Independent Contractor Agreement Renewal with Millennium Services
8. Larry Denomie III, CEO –
 - a) List of Tribal Positions Identified as Working with Children
 - b) Tribal Forester Job Description
 - c) Weekly Update
9. Jason Ayres, Realty Officer – Road Naming

J. Closed Session:

1. Jason Ayres, Realty Officer – GEI Consultant Agreement
2. Pauline Spruce, Personnel Director – Cultural Director Applicants
3. Larry Denomie III, CEO –
 - a) Request for Promotion of Fill-In RN to Full-Time RN at DHHS
 - b) Health Administrator Employment Contract Renewal
4. President Swartz/Lindy Grell, Tribal Attorney/Heather Chapman, Assistant Tribal Attorney – Airport Casino Governor’s Concurrence Status Update
5. Heather Chapman, Assistant Tribal Attorney – John Donham Professional Services Agreement – Expert Witness for Contract Support Costs Litigation
6. Heather Chapman, Assistant Tribal Attorney/Larry Denomie III, CEO - Airport Casino Update

K. Adjournment: