

**MINUTES  
KEWEENAW BAY INDIAN COMMUNITY  
SPECIAL COUNCIL MEETING  
TRIBAL CENTER CONFERENCE ROOM  
THURSDAY – JUNE 16, 2011 – 9:00 A.M.**

- A. Date: June 16, 2011
- B. Call to Order: President Swartz called the meeting to order at 9:15 a.m.
- C. Invocation: Lord’s Prayer and an Ojibwe Prayer by Dale Shalifoe
- D. Roll Call: Present: Warren C. Swartz, Jr., President  
William E. Emery, Vice President  
Susan J. LaFerner, Secretary  
Toni J. Minton, Assistant Secretary (left at 12:00 p.m.)  
Eddy Edwards, Treasurer  
Fred Dakota  
Michael F. LaFerner, Sr.  
Gary F. Loonsfoot, Sr. (left at 2:40 p.m.)  
Isabelle Helene Welsh  
Absent: Jerry Lee Curtis  
Elizabeth “Chiz” Matthews  
Elizabeth D. Mayo
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: June 16, 2011
- Additions: Old Business- 1. Eddy Edwards, Treasurer – Indian Housing Plan  
Closed Session- 2. Susan LaFerner, Secretary - b) FYI Letter  
4. Larry Denomie III, CEO – a) Schedule Interviews for Elderly Nutrition Director  
b) Summer Youth Program Update

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

G. For Your Information:

1. GLIFWC – Mikwendaagoziwag Memorial Annual Ceremony – July 27, 2011 Sandy Lake
2. Letter of condolences from U. S. Department of the Interior – Army Pfc. Robert L. Voakes, Jr.
3. Ojibwa Casino Baraga -Financial report ending April 30, 2011 from Robert A. Mudd, General Manager
4. New Release from the U. S. Department of the Interior on “Off Reservation Gaming Policy” which rescinds the guidance memo

H. Old Business:

1. Eddy Edwards, Treasurer/Kristen Wakeham present – Indian Housing Plan 2011-2012 Annual Performance Report Discussion – Scheduled for June 30<sup>th</sup> agenda.

I. New Business:

1. Robert Mudd, Baraga Casino General Manager –
  - a) Sprung Instant Structures, Inc. (from 6/9/11 FYI) – This would be an alternative to a conventional construction of a building. The structure would be placed next to the casino. It can also be moved. The Bingo operations would be moved into the structure to bring it closer to the casino and the Bingo Hall building would no longer be needed. Mr. Mudd will develop a plan for the Council to consider. The Casino Committee has not discussed this issue.
  - b) Agilysys – LMS Training Services Contract (Lodging Management Systems)

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE \$6,000.00 FOR AGILYSYS LMS TRAINING. SUPPORTED BY WILLIAM E. EMERY. EIGHT IN FAVOR (William E. Emery, Susan J. LaFernier, Toni J. Minton, Eddy Edwards, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), MOTION CARRIED.**

The Council requested to include Accounting and Hotel staff for the training.

2. Jackie Skytta – Request additional funding for Summer Event – Battle of the Bands Event - for additional rental equipment from Curtis Productions

**MOTION MADE BY TONI J. MINTON TO APPROVE AN ADDITIONAL \$3,500.00 FOR THE SUMMER EVENT BATTLE OF THE BANDS. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (William E. Emery, Susan J. LaFernier, Toni J. Minton, Eddy Edwards, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), MOTION CARRIED.**

**Break: 10:25 – 10:40 a.m.**

3. Bruce LaPointe, Projects Manager – Personnel Policy Amendment to 2.4 Classification of Employees Request to add: F. Seasonal (Worker Definition)

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE POLICY AMENDMENT 2.4 WITH THE CHANGE (NOT TO EXCEED EIGHT MONTHS). SUPPORTED BY WILLIAM E. EMERY.

**MOTION MADE BY TONI J. MINTON TO TABLE THE POLICY AMENDMENT REQUEST FOR FURTHER INFORMATION. SUPPORTED BY ISABELLE H. WELSH. SIX IN FAVOR (William E. Emery, Susan J. LaFernier, Toni J. Minton, Eddy Edwards, Gary F. Loonsfoot, Sr., Isabelle H. Welsh), TWO OPPOSED (Fred Dakota, Michael F. LaFernier, Sr.), ABSTAINING - 0, THREE ABSENT (Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), MOTION CARRIED.**

4. Todd Warner - Data Validation and Assessment of Laboratory Data from Brownfield Properties Consultant Bids (3)

**MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE BID FROM HORIZON ENVIRONMENTAL FOR \$4,800.00 FOR THE DATA VALIDATION AND ASSESSMENT OF LABORATORY DATA CONSULTING. SUPPORTED BY FRED DAKOTA. SEVEN IN FAVOR (William E. Emery, Susan J. LaFernier, Toni J. Minton, Eddy Edwards, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Isabelle H. Welsh), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, THREE ABSENT (Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), MOTION CARRIED.**

5. Amy St. Arnold – New (Special) Scholarships Direction (see list of questions) – Amy will build the policy based on the community needs. She is also looking into increasing the Sovereign Student Fund for college students.

The Education Committee also asked for more direction from the Council for a program to identify various positions and provide scholarships and then would require Tribal members to return to our area and work.

**Lunch: 12:00 – 1:20 p.m.**

**Toni Minton left at 12:00 p.m.**

6. Carole LaPointe –Domestic Violence Speaker for the 3rd Annual Memorial Walk October 7<sup>th</sup> - Mildred Muhammad Invited Speaker (requesting half of the down payment amount – other half to be paid by the Shelter Home)

**MOTION MADE BY EDDY EDWARDS TO APPROVE \$1,750.00 TO MILDRED MUHAMMAD AS THE DOMESTIC VIOLENCE SPEAKER FOR THE 3<sup>RD</sup> ANNUAL CHELSEY LAFERNIER MEMORIAL WALK. SUPPORTED BY GARY F. LOONSFOOT, SR. SEVEN IN FAVOR (William E. Emery, Susan J. LaFernier, Eddy Edwards, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), MOTION CARRIED.**

7. Susan LaFernier – Gaming Commission Terms

**MOTION MADE BY WILLIAM E. EMERY TO APPOINT MIKE DUSCHENE TO THE GAMING COMMISSION FOR A ONE-YEAR TERM EXPIRING IN JUNE 2012 AND DAVID RANTANEN TO THE GAMING COMMISSION FOR A THREE-YEAR TERM EXPIRING IN JUNE 2014. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (William E. Emery, Susan J. LaFernier, Eddy Edwards, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), MOTION CARRIED.**

8. John Baker –

- a) John Varline, Jr. Fireworks License Application (Renewal) for 3 months – J&J Fireworks

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE RENEWAL OF J&J FIREWORKS LICENSE FOR JOHN VARLINE, JR. SUPPORTED BY GARY F. LOONSFOOT, SR. SEVEN IN FAVOR (William E. Emery, Susan J. LaFernier, Eddy Edwards, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), MOTION CARRIED.**

- b) Diana Chaudier Business License Application (New) – Rayne Storm Media
- c) Danika Strong Business License Application (New) – 2 Strong Trucking & Demolition

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE BUSINESS LICENSE APPLICATIONS OF RAYNE STORM MEDIA FOR DIANA CHAUDIER AND OF 2 STRONG TRUCKING & DEMOLITION FOR DANIKA STRONG. SUPPORTED BY FRED DAKOTA. SEVEN IN FAVOR (William E. Emery, Susan J. LaFernier, Eddy Edwards, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), MOTION CARRIED.**

J. Closed Session:

- 1. Carole LaPointe:
  - a) McKesson Pharmacy Systems, LLC. Enterprise Rx – Application Service Provider Agreement

- b) Intercon Associates, Inc. – The Intercon Software
- 2. Susan LaFERNIER –
  - a) Schedule Government Appeal of Dismissal Hearing
  - b) FYI Unsigned Letter regarding hiring and interviews
- 3. John Baker, Attorney
- 4. Larry Denomie III, CEO –
  - a) Schedule Interviews for Elderly Nutrition Director
  - b) Summer Youth Program Update

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO CLOSED SESSION AT 1:55 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (William E. Emery, Susan J. LaFERNIER, Eddy Edwards, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Isabelle H. Welsh), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), MOTION CARRIED.**

**Break: 1:56 – 2:05 p.m.**

**Gary Loonsfoot, Sr. left at 2:40 p.m.**

**MOTION MADE BY EDDY EDWARDS TO GO INTO OPEN SESSION AT 3:12 P.M. SUPPORTED BY FRED DAKOTA. SIX IN FAVOR (William E. Emery, Susan J. LaFERNIER, Eddy Edwards, Fred Dakota, Michael F. LaFERNIER, Sr., Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), MOTION CARRIED.**

McKesson Pharmacy Systems, LLC, Enterprise Rx Application Service Provider Agreement –

**MOTION MADE BY WILLIAM E. EMERY TO APPROVE THE MCKESSON PHARMACY, LLC ENTERPRISE RX APPLICATION SERVICE PROVIDER AGREEMENT. SUPPORTED BY EDDY EDWARDS. SIX IN FAVOR (William E. Emery, Susan J. LaFERNIER, Eddy Edwards, Fred Dakota, Michael F. LaFERNIER, Sr., Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), MOTION CARRIED.**

Intercon Associates, Inc. Software End User License Agreement – Pharmacy prescription (warning) labels and bar codes

**MOTION MADE BY ISABELLE H. WELSH TO APPROVE THE INTERCON ASSOCIATES, INC. SOFTWARE LICENSE AGREEMENT. SUPPORTED BY WILLIAM E. EMERY. SIX IN FAVOR (William E. Emery, Susan J. LaFERNIER, Eddy Edwards, Fred Dakota, Michael F. LaFERNIER, Sr., Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), MOTION CARRIED.**

K. Adjournment:

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO ADJOURN AT 3:15 P.M. SUPPORTED BY FRED DAKOTA. SIX IN FAVOR (William E. Emery, Susan J. LaFerner, Eddy Edwards, Fred Dakota, Michael F. LaFerner, Sr., Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Toni J. Minton, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), MOTION CARRIED.**

Respectfully submitted,

Peggy Minton (for Kim Klopstein)  
Administrative Specialist