

**MINUTES  
KEWEENAW BAY INDIAN COMMUNITY  
SPECIAL COUNCIL MEETING  
TRIBAL CENTER CONFERENCE ROOM  
THURSDAY – SEPTEMBER 30, 2010 – 9:00 A.M.**

- A. Date: September 30, 2010
- 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  
William E. Emery, Vice President  
Susan J. LaFernier, Secretary  
Elizabeth “Chiz” Matthews, Assistant Secretary  
Eddy Edwards, Treasurer  
Jerry Lee Curtis  
Fred Dakota  
Michael F. LaFernier, Sr. (arrived at 11:15 a.m.)  
Gary F. Loonsfoot, Sr. (arrived at 9:15 a.m., left at 2:45 p.m.)  
Elizabeth D. Mayo  
Isabelle Helene Welsh (arrived at 9:19 a.m.)  
Absent: Toni J. Minton
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: September 30, 2010
- Additions: FYI- 3. Jerry Lee Curtis – ATR Update  
4. Larry Denomie III, CEO – Lake Trout Loss Update  
New Business- 1. Eddy Edwards, Treasurer – 1<sup>st</sup> Reading Secured  
Transaction Code 2010-07

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

G. For Your Information:

1. Superior National Bank Guaranteed Loan Program Account Summary September 23, 2010
2. Tribal Audit Findings FY2009
3. Jerry Lee Curtis – ATR Update – awarded 13 million plus for 4 years
4. Larry Denomie III, CEO – Lake Trout Loss Update Report at the Fish Hatchery – an insurance claim will be filed and a new generator will be installed

**Gary Loonsfoot, Sr. arrived at 9:15 a.m.**

**Isabelle Welsh arrived at 9:19 a.m.**

H. New Business:

1. Eddy Edwards, Treasurer – 1<sup>ST</sup> Reading Title 24 Chapter 24.4 Secured Transactions Ordinance 2010-07

**MOTION MADE BY EDDY EDWARDS TO INTRODUCE SECURED TRANSACTIONS ORDINANCE 2010-07 AND TO WAIVE THE 1<sup>ST</sup> READING. SUPPORTED BY ELIZABETH D. MAYO. EIGHT IN FAVOR (William E. Emery, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, TWO ABSENT (Michael F. LaFernier, Sr., Toni J. Minton), MOTION CARRIED.**

2. Debra Picciano, CNAP – Forced Insulation Blower Machine Bids (3) – She recommended the machine from AC Tool Supply for \$8,698.38

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE PURCHASE OF THE INTECH FORCE-3 ALL FIBER BLOWING MACHINE FROM AC TOOL SUPPLY COMPANY. SUPPORTED BY FRED DAKOTA. NINE IN FAVOR (William E. Emery, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Michael F. LaFernier, Sr., Toni J. Minton), MOTION CARRIED.**

3. Ken Marshall, GIS Specialist – Resolution KB-1772-2010 Baraga County Street Mapping Project Proposal. We will receive 20 final maps at no cost and will charge Baraga County \$640.00

**MOTION MADE BY EDDY EDWARDS TO APPROVE RESOLUTION KB-1772-2010 BARAGA COUNTY MAPPING PROJECT. SUPPORTED BY SUSAN J. LAFERNIER. NINE IN FAVOR (William E. Emery, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Michael F. LaFernier, Sr., Toni J. Minton), MOTION CARRIED.**

4. Philomena Ekdahl, Elderly Nutrition Director [Not present]/Larry Denomie III, CEO – Resolution KB-1776-2010 Title VI Grant Parts A and C April 2011–March 2014 to provide supportive and nutritional and caregiver services to older Native American

**MOTION MADE BY EDDY EDWARDS TO APPROVE RESOLUTION KB-1776-2010 TITLE VI GRANT. SUPPORTED BY GARY F. LOONSFOOT, SR. NINE IN FAVOR (William E. Emery, Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Michael F. LaFerner, Sr., Toni J. Minton), MOTION CARRIED.**

5. Todd Warner, NRD [Not present]/Keith Rolof – (3) Copier Bids for the KBIC Natural Resource Department

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE REQUEST OF THE NATURAL RESOURCES DEPARTMENT TO PURCHASE THE SHARP MX-C311 COPIER FROM U.P. OFFICE EQUIPMENT IN MARQUETTE FOR \$5,557.00. SUPPORTED BY GARY F. LOONSFOOT, SR. NINE IN FAVOR (William E. Emery, Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Michael F. LaFerner, Sr., Toni J. Minton), MOTION CARRIED.**

6. Carole LaPointe, Health Director – Donation Request for 2<sup>nd</sup> Annual Chelsey LaFerner Memorial Walk – October 1<sup>st</sup>

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE A DONATION OF \$5,887.75 FOR THE 2<sup>ND</sup> ANNUAL CHELSEY LAFERNIER MEMORIAL WALK. SUPPORTED BY JERRY LEE CURTIS. NINE IN FAVOR (William E. Emery, Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Michael F. LaFerner, Sr., Toni J. Minton), MOTION CARRIED.**

Stephanie Pinnow Services Agreement Renewal – (from Closed Session) to provide data collection analysis training, accreditation coordination and related services

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE RENEWAL SERVICES AGREEMENT BETWEEN KBIC AND STEPHANIE PINNOW. SUPPORTED BY FRED DAKOTA. NINE IN FAVOR (William E. Emery, Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Michael F. LaFerner, Sr., Toni J. Minton), MOTION CARRIED.**

Donation Request for IDA's (Individual Development Account) from OHA and Community Development Corporation (CDC) –

Matched Savings Program -

**MOTION MADE BY ELIZABETH D. MAYO TO TABLE THE CDC REQUEST UNTIL WE ARE THROUGH WITH THE FINANCES BUDGET PROCESS. SUPPORTED BY SUSAN J. LAFERNIER. FOUR IN FAVOR (Susan J. LaFerner, Fred Dakota, Elizabeth D. Mayo, Isabelle H. Welsh), FIVE OPPOSED (William E. Emery, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Gary F. Loonsfoot, Sr.), ABSTAINING - 0, TWO ABSENT (Michael F. LaFerner, Sr., Toni J. Minton), MOTION DEFEATED.**

**MOTION MADE BY WILLIAM E. EMERY TO APPROVE THE DONATION REQUEST OF \$10,000.00 FROM THE KEWEENAW BAY OJIBWA HOUSING AUTHORITY AND COMMUNITY DEVELOPMENT CORPORATION FOR THE INDIVIDUAL DEVELOPMENT ACCOUNT. SUPPORTED BY GARY F. LOONSFOOT, SR. FIVE IN FAVOR (William E. Emery, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Gary F. Loonsfoot, Sr.), FOUR OPPOSED (Susan J. LaFerner, Fred Dakota, Elizabeth D. Mayo, Isabelle H. Welsh), ABSTAINING - 0, TWO ABSENT (Michael F. LaFerner, Sr., Toni J. Minton), MOTION CARRIED.**

Fred Dakota stated his opposition: He is opposed because we don't get any OHA reports.

I. Closed Session:

1. TERO Interviews (11)
2. Skip Durocher/Sarah Smith – Conference Call

**MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO GO INTO CLOSED SESSION AT 9:36 A.M. SUPPORTED BY WILLIAM E. EMERY. SEVEN IN FAVOR (William E. Emery, Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Isabelle H. Welsh), TWO OPPOSED (Fred Dakota, Elizabeth D. Mayo), ABSTAINING - 0, TWO ABSENT (Michael F. LaFerner, Sr., Toni J. Minton), MOTION CARRIED.**

**Break: 9:55 – 10:10 a.m.**

**Break: 11:00 – 11:10 a.m.**

**Mike LaFerner, Sr. arrived at 11:15 a.m.**

**MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 11:16 A.M. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (William E. Emery, Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Toni J. Minton), MOTION CARRIED.**

Skip Durocher, Dorsey & Whitney/Sarah Smith – Conference Call

**MOTION MADE BY FRED DAKOTA TO AUTHORIZE THE PRESIDENT TO SIGN A LETTER FROM OUR LAW FIRM IN MINNEAPOLIS TO GO FORWARD WITH THE BUSINESS OF TRYING TO RE-COOP OUR FUNDING FROM I.H.S. FROM 2004 FOR THE DIRECT AND INDIRECT CONTRACT SUPPORT COSTS. SUPPORTED BY JERRY LEE CURTIS. TEN IN FAVOR (William E. Emery, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Toni J. Minton), MOTION CARRIED.**

**MOTION MADE BY WILLIAM E. EMERY TO GO INTO CLOSED SESSION AT 11:20 A.M. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. EIGHT IN FAVOR (William E. Emery, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Isabelle H. Welsh), TWO OPPOSED (Fred Dakota, Elizabeth D. Mayo), ABSTAINING - 0, ONE ABSENT (Toni J. Minton), MOTION CARRIED.**

**Break: 11:21 – 11:40 a.m.**

**Lunch: 12:00 – 1:05 p.m.**

**Eddy Edwards returned from lunch at 1:25 p.m.**

**Break: 2:00 – 2:15 p.m.**

**Gary Loonsfoot, Sr. left at 2:45 p.m.**

**MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 3:00 P.M. SUPPORTED BY WILLIAM E. EMERY. SEVEN IN FAVOR (William E. Emery, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), TWO OPPOSED (Susan J. LaFernier, Elizabeth “Chiz” Matthews), ABSTAINING - 0, TWO ABSENT (Gary F. Loonsfoot, Sr., Toni J. Minton), MOTION CARRIED.**

TERO Interviews -

**MOTION MADE BY ISABELLE H. WELSH TO OFFER BRIGITTE LAPOINTE-TOLONEN THE TERO DIRECTOR/WORK FORCE COORDINATOR POSITION. SUPPORTED BY ELIZABETH D. MAYO. SIX IN FAVOR (Susan J. LaFernier, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), THREE OPPOSED (William E. Emery, Elizabeth “Chiz” Matthews, Eddy Edwards), ABSTAINING - 0, TWO ABSENT (Gary F. Loonsfoot, Sr., Toni J. Minton), MOTION CARRIED.**

J. Adjournment:

**MOTION MADE BY EDDY EDWARDS TO ADJOURN AT 3:01 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (William E. Emery, Susan J. LaFerner, Elizabeth “Chiz” Matthews, Eddy Edwards, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Gary F. Loonsfoot, Sr., Toni J. Minton), MOTION CARRIED.**

Respectfully submitted,

Peggy Minton  
Administrative Specialist