

MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
THURSDAY – APRIL 23, 2009 – 9:00 A.M.

- A. Date: April 23, 2009
- B. Call to Order: President Swartz called the meeting to order at 9:00 a.m.
- C. Invocation: Lord’s Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President
Susan J. LaFerner, Vice-President
Toni J. Minton, Secretary
William E. Emery, Assistant Secretary
Jennifer Misegan, Treasurer
Jerry Lee Curtis
Fred Dakota (left 11:02 – 11:19 a.m.)
Michael F. LaFerner, Sr. (arrived at 9:22 a.m., left 2:23 – 2:45 p.m.)
Gary F. Loonsfoot, Sr. (left at 2:39 p.m.)
Elizabeth “Chiz” Matthews
Isabelle Helene Welsh (arrived at 9:04 a.m.)
Absent: Elizabeth D. Mayo
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: April 23, 2009
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| Additions: | Old Business- | 1. Debra Parrish – Building Space for Equipment for Woodshop Class |
| | New Business- | 2. Fred Dakota – Tribal Member Requests
a) Nanette Beck
b) Joe Dowd |
| | | 3. Jerry Lee Curtis – a) Approval of office space for the Outpatient Department
b) Jessica Koski Resolution of Support |
| | Closed Session- | 4. President Swartz – Additional Items
5. Susan LaFerner – Eagle/Deer Incident |

Isabelle Welsh arrived at 9:04 a.m.

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

G. For Your Information:

1. U.P. Engineers and Architects Proposal & Contract to Perform Land Use Planning Activities – Jason Ayres will address the contract at a later date and the development of a Land Use Management Plan.

H. Approval of Meeting Minutes:

1. May 1, 2006

MOTION MADE BY TONI J. MINTON TO APPROVE THE MAY 1, 2006 MEETING MINUTES. SUPPORTED BY GARY F. LOONSFOOT, SR. SIX IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews), OPPOSED - 0, THREE ABSTAINING (Jennifer Misegan, Jerry Lee Curtis, Isabelle H. Welsh), TWO ABSENT (Michael F. LaFerner, Sr., Elizabeth D. Mayo), MOTION CARRIED.

I. Old Business:

1. Debra Parrish, OCC – Welding and Woodshop classes are being held at the Baraga School. There is a USDA grant available for \$55,000.00 for equipment with a \$45,000.00 in-kind or cash match from the Tribe. She requested space for the equipment and it was suggested she inquire about space at Tubcraft or the old Tire Shop.

Mike LaFerner, Sr. arrived at 9:22 a.m.

MOTION MADE BY FRED DAKOTA TO APPROVE THE USDA WOODSHOP PROGRAM FOR \$55,000.00 AND IN-KIND MATCH FUNDS OF \$45,000.00, PENDING THE AVAILABILITY OF SPACE. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

J. New Business:

1. Clayton Ekdahl, Special Projects Coordinator/Jim Stingle, Grant Writer – Resolution KB-1671-2009 Grant Application for funding under the State of Michigan, DEQ, Coastal Management Program to develop a Sand Point Master Plan and construction drawings with in-kind staffing resources from KBIC and the MTU – Engineers Without Borders Student Chapter Partnership up to 50% of the project cost.

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE RESOLUTION KB-1671-2009 SAND POINT GRANT APPLICATION WITH THE IN-KIND MATCH FUNDS OF UP TO FIFTY PERCENT OF THE PROJECT COSTS. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

Break: 9:36 – 9:45 a.m.

[Moved to Closed Session for scheduled presentation with the Attorneys]

1. Dorsey & Whitney, Attorneys/John Baker, Attorney/Christoph Geiger, Attorney - **9:30 a.m.**

MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO GO INTO CLOSED SESSION AT 9:46 A.M. SUPPORTED BY JERRY LEE CURTIS. EIGHT IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, TWO ABSENT (Michael F. LaFernier, Sr., Elizabeth D. Mayo), MOTION CARRIED.

Mike LaFernier, Sr. returned at 9:49 a.m.

Fred Dakota left 11:02 – 11:19 a.m.

Lunch: 12:00 – 1:05 p.m.

Gary Loonsfoot, Sr. returned at 1:13 p.m.

MOTION MADE BY FRED DAKOTA TO GO INTO OPEN SESSION AT 2:11 P.M. SUPPORTED BY JERRY LEE CURTIS. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

Break: 2:12 – 2:23 p.m.

Mike LaFerner, Sr. left at 2:23 p.m.

2. Fred Dakota – Tribal Member Requests

- a) Nanette Beck – #KB-13-09 – Request for funding to travel home to visit her terminally ill stepfather.

MOTION MADE BY JERRY LEE CURTIS TO APPROVE \$900.00 TO NANETTE BECK FOR EMERGENCY MEDICAL TRAVEL EXPENSES. SUPPORTED BY WILLIAM E. EMERY. EIGHT IN FAVOR (Susan J. LaFerner, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ONE ABSTAINING (Toni J. Minton), TWO ABSENT (Michael F. LaFerner, Sr., Elizabeth D. Mayo), MOTION CARRIED.

- b) Joe Dowd - #KB-14-09 – Request for additional funds for his brother Bruce’s funeral expenses.

MOTION MADE BY JENNIFER MISEGAN TO DENY THE REQUEST BASED ON THE FACT THAT THEY ALREADY RECEIVED THE FULL FUNERAL BENEFIT AMOUNT. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, TWO ABSENT (Michael F. LaFerner, Sr., Elizabeth D. Mayo), MOTION CARRIED.

Gary Loonsfoot, Sr. left at 2:39 p.m.

3. Jerry Lee Curtis –

- a) Jessica Koski Resolution/Letter of Support

MOTION MADE BY ISABELLE H. WELSH TO APPROVE RESOLUTION KB-1672-2009 AND A LETTER OF SUPPORT FOR JESSICA KOSKI TO APPLY FOR AN INTERNSHIP IN WASHINGTON D.C. SUPPORTED BY FRED DAKOTA. EIGHT IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth D. Mayo), MOTION CARRIED.

- b) Office space for the Outpatient Department

There was consensus to have him look for space. Suggestions were the Anokii Center, the Annex in Zeba and old bank buildings in L’Anse and Baraga. Jerry Lee will return with a lease and budget modification when he finds space.

Mike LaFerner, Sr. returned at 2:45 p.m.

K. Closed Session:

2. Larry Denomie III, CEO
3. John Baker, Attorney
4. Warren C. Swartz, Jr., President
5. Susan LaFERNIER, Vice-President – Eagle/Deer Incident

MOTION MADE BY JENNIFER MISEGAN TO GO INTO CLOSED SESSION AT 2:49 P.M. SUPPORTED BY SUSAN J. LAFERNIER. EIGHT IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, TWO ABSENT (Gary F. Loonsfoot, Sr., Elizabeth D. Mayo), MOTION CARRIED.

MOTION MADE BY WILLIAM E. EMERY TO GO INTO OPEN SESSION AT 3:42 P.M. SUPPORTED BY FRED DAKOTA. NINE IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Gary F. Loonsfoot, Sr., Elizabeth D. Mayo), MOTION CARRIED.

Committees -

MOTION MADE BY JENNIFER MISEGAN TO RECONSIDER THE MOTION REGARDING THE COMMITTEE PLACEMENTS FOR 2009. SUPPORTED BY ISABELLE H. WELSH. NINE IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Gary F. Loonsfoot, Sr., Elizabeth D. Mayo), MOTION CARRIED.

MOTION MADE BY JENNIFER MISEGAN TO POSTPONE THE VOTE ON THE 2009 COMMITTEE SELECTIONS UNTIL THE NEXT SPECIAL COUNCIL MEETING. SUPPORTED BY ISABELLE H. WELSH. NINE IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Gary F. Loonsfoot, Sr., Elizabeth D. Mayo), MOTION CARRIED.

Reward Offer for Eagle/Deer Incident -

MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE A \$1,000.00 REWARD FOR INFORMATION LEADING TO THE ARREST AND CONVICTION OF THE PERSON OR PERSONS RESPONSIBLE FOR THE EAGLE-DEER INCIDENT. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. NINE IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Gary F. Loonsfoot, Sr., Elizabeth D. Mayo), MOTION CARRIED.

L. Adjournment:

MOTION MADE BY FRED DAKOTA TO ADJOURN AT 3:48 P.M. SUPPORTED BY WILLIAM E. EMERY. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Gary F. Loonsfoot, Sr., Elizabeth D. Mayo), MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Administrative Specialist