MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
THURSDAY – DECEMBER 6, 2007 – 9:00 A.M.

A. Date: December 6, 2007

B. Call to Order: President LaFernier called the meeting to order at 9:20 a.m.

C. Invocation: Lord’s Prayer

D. Roll Call: Present: Susan J. LaFernier, President
Toni J. Minton, Secretary
Gary F. Loonsfoot, Sr., Assistant Secretary (left at 2:44 p.m.)
Jennifer Misegan, Treasurer
Larry J. Denomie III, CEO
Doreen G. Blaker (left at 4:37 p.m.)
Jerry Lee Curtis
Michael F. LaFernier, Sr. (arrived at 9:41 a.m., left at 2:08 p.m.)
Elizabeth “Chiz” Matthews
Elizabeth D. Mayo
Absent: Warren C. Swartz, Jr., Vice-President
William E. Emery

E. Declaration of Quorum: President LaFernier declared a quorum present and proceeded with the order of business.

F. Approval of Agenda: December 6, 2007


   There will be changes of order on the agenda due to scheduled appointment times.

G. For Your Information:

1. Jennifer Misegan – Toys for Tots Update – Tribal members looking to sign up for the program can notify Isabelle Welsh or Jennifer. There is also a form if someone has complaints or needs. She also had pins and magnets.

H. Approval of Meeting Minutes:

1. October 18, 2007

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE OCTOBER 18, 2007 MEETING MINUTES. SUPPORTED BY TONI J. MINTON. SEVEN IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth D. Mayo), OPPOSED – 0, ONE ABSTAINING (Elizabeth “Chiz” Matthews), THREE ABSENT (Warren C. Swartz, Jr., William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.

[J. New Business]

1. Don Takala – 9-1-1 Address Signs

Don asked the Council for direction on how to handle the costs of new signs. They are $125.00 each and $30.00 to replace.

MOTION MADE BY LARRY J. DENOMIE III TO HAVE THE TRIBE PAY FOR THE FIRST SIGN FOR MEMBERS WHO NEED A NEW ADDRESS NUMBER AND TO REIMBURSE MEMBERS WHO PAID FOR THE FIRST SIGNS ON THEIR OWN. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, THREE ABSENT (Warren C. Swartz, Jr., William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.

Mike LaFernier arrived at 9:41 a.m.

Don Takala will put in a 2% request for road signs before March 2008. He also asked the Council if they would donate a plotter from the Realty Office. Larry will check with Jason Ayres.

I. Old Business:

1. Diana Chaudier, Election Board Chair – Election Workers Selection

The Council reviewed the names that were submitted to work the 2007 Election. Three names were removed because they were related to candidates. Two additional workers are needed in Baraga and three additional in L’Anse. The Council drew the names of the election workers. They also asked if Diana could advertise “unemployed” for the next election.
MOTION MADE BY LARRY J. DENOMIE III TO HIRE BRETT DEGENAER AND BRENDA MCKITTRICK IN BARAGA AND DIANE CHARRON, ISADORE MISEGAN AND MYRTLE TOLONEN IN L'ANSE AS ELECTION WORKERS FOR THE 2007 ELECTION. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. FOUR IN FAVOR (Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews), ONE OPPOSED (Elizabeth D. Mayo), THREE ABSTAINING (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan), THREE ABSENT (Warren C. Swartz, Jr., William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.

(Michael LaFernier out of room)

Elizabeth Mayo stated her opposition: Everyone that applied should have had their name in the drawing because it wasn’t advertised as being for unemployed or retired.

2. Elizabeth Mayo – Christmas Checks. Ron Decota did not receive a Christmas check.

Jennifer Misegan said that he needs to prove his residency and she cannot discuss it in open.

MOTION MADE BY JENNIFER MISEGAN TO GO INTO CLOSED SESSION AT 9:55 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., William E. Emery), MOTION CARRIED.

Break: 10:02 – 10:18 a.m.


MOTION MADE BY GARY F. LOONSFOOT, SR. TO ALLOCATE $500,000.00 TO ADJUST THE WAGE SYSTEM FOR THE MARKET AND EQUITY PROBLEMS. SUPPORTED BY ELIZABETH D. MAYO. NINE IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., William E. Emery), MOTION CARRIED.

Lunch: 12:00 – 1:12 p.m.
3. Larry Denomie - Committee Travel Policy

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE POLICY CHANGE OF THE NON-USE OF ANNUAL LEAVE FOR COMMUNITY COMMITTEE TRAVEL WITH THE CHANGES. SUPPORTED BY DOREEN G. BLAKER. NINE IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., William E. Emery), MOTION CARRIED.

J. New Business:

2. John Baker, Attorney – a) 401K Amendment to Administrative Services Agreement for new employees who fail to give investment directions

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AMENDMENT TO THE 401K PLAN ADMINISTRATIVE SERVICES AGREEMENT TO ADD THE DEFAULT INVESTMENT OPTION AND TO AUTHORIZE THE PRESIDENT TO SIGN. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, THREE ABSENT (Warren C. Swartz, Jr., Larry J. Denomie III, William E. Emery), MOTION CARRIED.

(Larry Denomie out of room)

b) Economic Growth and Tax Relief Reconciliation Act of 2001 – Plan Document Restatement

MOTION MADE BY JENNIFER MISEGAN TO AUTHORIZE THE PLAN ADMINISTRATOR TO SIGN THE CERTIFICATION OF INTENT TO ADOPT A PRE-APPROVED PLAN FOR THE 401K. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., William E. Emery), MOTION CARRIED.

3. Todd Warner, NRD – US Geological Survey Joint Funding Agreements

a) Silver River Stream Gauges
b) Yellow Dog Plains Stream Gauges
MOTION MADE BY DOREEN G. BLAKER TO AUTHORIZE THE PRESIDENT TO SIGN THE 2008 JOINT FUNDING AGREEMENTS FOR THE SILVER RIVER WATERSHED AND YELLOW DOG PLAINS STREAM GAUGES. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. NINE IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., William E. Emery), MOTION CARRIED.

4. Larry Denomie – TERO Pre-Employment Job Readiness Fund Policy


5. Susan LaFernier – Hiring Committee By-Laws Amendment to change terms from one year to three years. 2007 would be considered their first year.


K. Closed Session:

1. Pauline Spruce/Michael Goree
2. Jennifer Misegan, Treasurer –
   a) Library Budget
   b) Veteran’s Budget
   c) Donation Request
3. Susan LaFernier, President
4. Larry Denomie, CEO
5. John Baker – Contracts
6. Ed Janisse – Budget
MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO GO INTO CLOSED SESSION AT 2:07 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING – 0, THREE ABSENT (Warren C. Swartz, Jr., Doreen G. Blaker, William E. Emery), MOTION CARRIED.

Mike LaFernier left at 2:08 p.m.

Gary Loonsfoot left at 2:44 p.m.

Break: 3:08 – 3:30 p.m.

Doreen Blaker left at 4:37 p.m.

MOTION MADE BY TONI J. MINTON TO GO INTO OPEN SESSION AT 4:45 P.M. SUPPORTED BY JERRY LEE CURTIS. SIX IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE LIBRARY BUDGET. SUPPORTED BY JERRY LEE CURTIS. SIX IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE KBIC VETERAN’S BUDGET OF $7000.00 AND TO SET UP A TRIBAL FUND FOR THEM. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SIX IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.

MOTION MADE BY TONI J. MINTON TO APPROVE THE AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING WITH BAY MILLS COMMUNITY COLLEGE FOR THE IMMERSION PROGRAM. SUPPORTED BY JENNIFER MISEGAN. SIX IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE A DONATION FOR CHRISTMAS GIFTS FOR THE PRE-PRIMARY CHILDREN UP TO $275.00 AND A DONATION UP TO $2000.00 FOR GIFTS FOR THE VETERANS AT THE JACOBETTI CENTER. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SIX IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.


L. Adjournment:


Respectfully submitted,

Peggy Minton
Recording Secretary