

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
THURSDAY – OCTOBER 18, 2007 – 10:00 A.M.**

- A. Date: October 18, 2007
- B. Call to Order: President LaFernier called the meeting to order at 10:20 a.m.
- C. Invocation: Lord's Prayer
Opening Prayer in Ojibwa and prayers for Larry Denomie and Family who have lost their Grandmother.
- D. Roll Call: Present: Susan J. LaFernier, President
Warren C. Swartz, Jr., Vice-President
Toni J. Minton, Secretary
Gary F. Loonsfoot, Sr., Asst Sec (arrived at 10:26 a.m., left at 2:43 p.m.)
Jennifer Misegan, Treasurer
Larry J. Denomie III, CEO
Doreen G. Blaker (arrived at 1:10 p.m.)
William E. Emery
Michael F. LaFernier, Sr. (left at 4:25 p.m.)
Elizabeth D. Mayo
- Absent: Jerry Lee Curtis
Elizabeth "Chiz" Matthews
- E. Declaration of Quorum: President LaFernier declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: October 18, 2007
- | | | |
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| Addition- | FYI: | 4. Article on Voice Technology to Preserve Language |
| | Old Business: | 2. Debra Parrish – Council Motion on OCC |
| | New Business: | 2. Diana Chaudier/Mike Cardinal - Election Board |
| | Closed Session: | 8. Susan LaFernier |
| Deletion- | Approval of Minutes | 3. September 14, 2007 |

MOTION MADE BY TONI J. MINTON TO APPROVE THE AGENDA WITH CHANGES. SUPPORTED BY WARREN C. SWARTZ, JR. SIX IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, William E. Emery, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Gary F. Loonsfoot, Sr., Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews) MOTION CARRIED.

(Mike LaFernier out of room)

G. For your Information:

1. Notification of Approved Enrollment Applications
2. VOIGT Task Force Meeting Minutes from September 6, 2007
3. Gaming Commission Meeting Minutes from 10/03/07 and 10/09/07
4. Phraselator – Advanced voice technology to preserve language Article

Gary Loonsfoot arrived at 10:26 a.m.

H. Approval of Meeting Minutes:

1. September 8, 2007

MOTION MADE BY WARREN C. SWARTZ, JR. TO APPROVE THE SEPTEMBER 8, 2007 MEETING MINUTES. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, William E. Emery, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews) MOTION CARRIED.

2. September 10, 2007

MOTION MADE BY WILLIAM E. EMERY TO APPROVE THE SEPTEMBER 10, 2007 MEETING MINUTES. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, William E. Emery, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews) MOTION CARRIED.

3. August 31, 2005

MOTION MADE BY WILLIAM E. EMERY TO APPROVE THE AUGUST 31, 2005 MEETING MINUTES. SUPPORTED BY TONI J. MINTON. SEVEN IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, William E. Emery, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Michael F. LaFernier, Sr.), THREE ABSENT (Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews) MOTION CARRIED.

I. Old Business:

1. Department Head Reports – July 2007

MOTION MADE BY TONI J. MINTON TO APPROVE THE JULY 2007 DEPARTMENT HEAD REPORTS. SUPPORTED BY WARREN C. SWARTZ, JR. EIGHT IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, William E. Emery, Michael F. LaFerner, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews) MOTION CARRIED.

2. Debbie Parrish – OCC Concerns. Debbie requested showing a time line for the College employees and they be allowed to work a few weeks longer after the last day of the Fall Semester to finish grades. Council agreed to this and requested a calendar of dates the staff needs. Debbie also had concerns with grants the OCC received. Council requested a list so they can contact the funding sources to see if any have to be returned. She requested clarification on who will receive jobs. It was stated that the Tribal members will be transferred into open positions comparable to what they are making now. Debbie and the Board of Regents were invited to meet with the Council on October 25, 2007.

J. New Business:

1. Susan J. LaFerner, President –

- a) Baraga Senior Christmas Party and Marquette Senior Christmas Party/Dinner Request from Patricia Brown

MOTION MADE BY JENNIFER MISEGAN TO APPROVE \$1200.00 EACH TO BARAGA AND MARQUETTE SENIORS FOR THEIR CHRISTMAS PARTIES AND A GIFT CARD OF \$25.00 FOR EACH SENIOR LIVING IN BARAGA AND MARQUETTE COUNTIES. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, William E. Emery, Michael F. LaFerner, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, THREE ABSENT (Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews), MOTION CARRIED.

- b) Grave Markers – Susie Crawford Request

MOTION MADE BY ELIZABETH D. MAYO TO INCREASE THE AMOUNT FOR GRAVE MARKERS TO \$550.00 AND \$625.00 FOR VETERANS. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, William E. Emery, Michael F. LaFerner, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, THREE ABSENT (Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews), MOTION CARRIED.

c) NCAI Resolution/Annual Tribal Membership Renewal

MOTION MADE BY WILLIAM E. EMERY TO APPROVE RESOLUTION KB-1576-2007 NCAI ANNUAL TRIBAL MEMBERSHIP IN THE AMOUNT OF \$10,000.00. SUPPORTED BY WARREN C. SWARTZ, JR. EIGHT IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, William E. Emery, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, THREE ABSENT (Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews), MOTION CARRIED.

d) Office of Justice Programs – requesting nominations

MOTION MADE BY WARREN C. SWARTZ, JR. TO AUTHORIZE THE CHAIRMAN TO APPOINT A PERSON AND AN ALTERNATE TO THE TRIBAL JUSTICE ADVISORY GROUP OFFICE OF JUSTICE PROGRAMS. SUPPORTED BY GARY F. LOONSFOT, SR. EIGHT IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, William E. Emery, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, THREE ABSENT (Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews), MOTION CARRIED.

2. Election Board/Diana Chaudier, Chair/Mike Cardinal – The Election Board asked the Council who determines the wording of a petition and who decides when the wording of a petition shall be reviewed? They have received a notice of a petition. The Election board is meeting on October 24th at 9:00 a.m. to accept the petition.

MOTION MADE BY LARRY J. DENOMIE III THAT, DUE TO THE LACK OF A PROCEDURE IN THE ELECTION ORDINANCE 2006-3, THE TRIBAL COUNCIL WILL MAKE DETERMINATIONS FOR PETITIONS UNDER SECTION 8 AS TO THE PETITIONS WORDING FOR CONSTITUTIONALITY AND CONSISTENCY TO FEDERAL LAW, AFTER THE REVIEW OF THE PETITION BY THE ELECTION BOARD PER THE ELECTION ORDINANCE. SUPPORTED BY JENNIFER MISEGAN. SEVEN IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, William E. Emery, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Warren C. Swartz, Jr.), THREE ABSENT (Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews), MOTION CARRIED.

Lunch: 11:53 a.m. – 1:10 p.m.

Doreen Blaker arrived at 1:10 p.m.

K. Closed Session:

1. Jason Ayres – Waara Property
2. Jennifer Misegan – Donations
3. Larry Denomie, CEO – Economic Development
4. **1:00 p.m. – Interview for Assistant Tribal Attorney**
5. Ed Janisse
6. John Bussey/Christoph Geiger – Gaming Commission Request
7. John Baker, Attorney
8. Susan LaFernier, President

MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO CLOSED SESSION FOR THE ITEMS LISTED AT 1:11 P.M. SUPPORTED BY JENNIFER MISEGAN. SEVEN IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, William E. Emery), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING - 0, THREE ABSENT (Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), MOTION CARRIED.

Mike LaFernier returned from lunch at 1:23 p.m.

Break: 2:43 – 3:03 p.m.

Gary Loonsfoot left 2:43 p.m.

Mike LaFernier left at 4:25 p.m.

MOTION MADE BY WILLIAM E. EMERY TO GO INTO OPEN SESSION AT 5:30 P.M. SUPPORTED BY ELIZABETH D. MAYO. SEVEN IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, William E. Emery, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Gary F. Loonsfoot, Sr., Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), MOTION CARRIED.

MOTION MADE BY WARREN C. SWARTZ, JR. TO WITHDRAW THE SUBMISSION OF THE AMENDMENT TO THE GAMING REGULATORY ORDINANCE KBIC 2007-2 TO THE NIGC. SUPPORTED BY WILLIAM E. EMERY. SEVEN IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, William E. Emery, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FOUR ABSENT (Gary F. Loonsfoot, Sr., Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), MOTION CARRIED.

Donations-

MOTION MADE BY TONI J. MINTON TO APPROVE DONATIONS: UP TO \$2000.00 FOR BEV AND JOHN HELLYER AND \$250.00 FOR LAIRD TOWNSHIP FOR THEIR HALLOWEEN PARTY. SUPPORTED BY DOREEN G. BLAKER. SIX IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Larry J. Denomie III, Doreen G. Blaker, William E. Emery, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Jennifer MISEGAN), FOUR ABSENT (Gary F. Loonsfoot, Sr., Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), MOTION CARRIED.

MOTION MADE BY JENNIFER MISEGAN TO OFFER THE ASSISTANT TRIBAL ATTORNEY POSITION TO HEATHER CHAPMAN. SUPPORTED BY WILLIAM E. EMERY. SIX IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Jennifer MISEGAN, Larry J. Denomie III, Doreen G. Blaker, William E. Emery), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING – 0, FOUR ABSENT (Gary F. Loonsfoot, Sr., Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), MOTION CARRIED.

L. Adjournment:

MOTION MADE BY WILLIAM E. EMERY TO ADJOURN AT 5:35 P.M. SUPPORTED BY LARRY J. DENOMIE III. SIX IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Jennifer MISEGAN, Larry J. Denomie III, William E. Emery, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Gary F. Loonsfoot, Sr., Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), MOTION CARRIED.

(Doreen Blaker out of room)

Respectfully submitted,

Peggy Minton
Recording Secretary