

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
FINANCE/SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
FRIDAY – NOVEMBER 14, 2008 – 9:00 A.M.**

- A. Date: November 14, 2008
- B. Call to Order: President Swartz called the meeting to order at 9:16 a.m.
- C. Invocation: Lord’s Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President
Susan J. LaFernier, Vice-President
Toni J. Minton, Secretary (arrived at 1:10 p.m.)
William E. Emery, Assistant Secretary
Jennifer Misegan, Treasurer (left 10:02 – 11:48 a.m., left 12:06 – 1:32 p.m.)
Larry J. Denomie III, CEO
Doreen G. Blaker (left 12:06 – 2:11 p.m.)
Jerry Lee Curtis
Elizabeth “Chiz” Matthews
Elizabeth D. Mayo (left 10:53 a.m. – 1:10 p.m.)
Fred Dakota
Absent: Michael F. LaFernier, Sr.
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: November 14, 2008
- Additions: FYI- 1. Fred Dakota – Request for a copy of the 2nd Reading of the Tobacco Ordinance (Stated for the record)
New Business- 2. Larry Denomie – Schedule Enterprise Grievance Hearing Date
Closed Session- 1. President Swartz – Gregg Nominelli/Carole LaPointe/Others as needed for Budgets

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY WILLIAM E. EMERY. NINE IN FAVOR (Susan J. LaFernier, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Fred Dakota), OPPOSED - 0, ABSTAINING – 0, TWO ABSENT (Toni J. Minton, Michael F. LaFernier, Sr.), MOTION CARRIED.

G. Approval of Meeting Minutes:

1. January 23, 2006

MOTION MADE BY LARRY J. DENOMIE III TO APPROVE THE JANUARY 23, 2006 MEETING MINUTES. SUPPORTED BY DOREEN G. BLAKER. SIX IN FAVOR (Susan J. LaFernier, William E. Emery, Larry J. Denomie III, Doreen G. Blaker, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, THREE ABSTAINING (Jennifer Misegan, Jerry Lee Curtis, Fred Dakota), TWO ABSENT (Toni J. Minton, Michael F. LaFernier, Sr.), MOTION CARRIED.

H. New Business:

1. Warren C. Swartz, Jr., President – A letter was received from Kathleen Chapman for the Ontonagon Members’ Request for the Annual Christmas Bonus Benefits

MOTION MADE BY JENNIFER MISEGAN TO DENY THE REQUESTS AND CONSIDER IT FOR NEXT YEAR. SUPPORTED BY WILLIAM E. EMERY. EIGHT IN FAVOR (Susan J. LaFernier, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Fred Dakota), TWO ABSENT (Toni J. Minton, Michael F. LaFernier, Sr.), MOTION CARRIED.

2. Larry Denomie, CEO – Schedule Enterprise Grievance Hearing
A date was scheduled for November 26, 2008 at 2:00 p.m. – Case #008-08

I. Closed Session:

1. Budget Reviews:

- a) Debra Parrish/OCC
- b) Dawn Gauthier/Commodity Food
- c) Gregg Nominelli/Economic Developer
- d) Gerry Mantila/Culture Committee
- e) Patricia Gerard/Pines

MOTION MADE BY LARRY J. DENOMIE III TO GO INTO CLOSED SESSION AT 9:40 A.M. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SEVEN IN FAVOR (Susan J. LaFernier, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews), TWO OPPOSED (Elizabeth D. Mayo, Fred Dakota), ABSTAINING - 0, TWO ABSENT (Toni J. Minton, Michael F. LaFernier, Sr.), MOTION CARRIED.

Jennifer Misegan left at 10:02 a.m.

Break: 10:15 – 10:33 a.m.

Elizabeth Mayo left at 10:53 a.m.

Break: 11:32 – 11:45 a.m.

Jennifer Misegan returned at 11:48 a.m.

Lunch: 12:06 – 1:10 p.m.

Elizabeth Mayo returned at 1:10 p.m.

Toni Minton arrived at 1:10 p.m.

MOTION MADE BY WILLIAM E. EMERY TO GO INTO OPEN SESSION AT 1:11 P.M. SUPPORTED BY SUSAN J. LAFERNIER. SIX IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jerry Lee Curtis, Elizabeth D. Mayo, Fred Dakota), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), MOTION CARRIED.

Elizabeth Matthews returned from lunch at 1:12 p.m.

Larry Denomie returned from lunch at 1:15 p.m.

J. Old Business:

2nd Reading - Proposed Amendment to the Gaming Regulatory Ordinance 2008-05

President Swartz read the Legislative Process:

The Council will receive verbal and written comments from Tribal members in accordance with the legislative process public hearing procedure adopted by the Tribal Council.

Present at Hearing:	Warren C. Swartz, Jr.	Jerry Lee Curtis
	Susan LaFernier	Elizabeth “Chiz” Matthews
	Toni Minton	Elizabeth Mayo
	William Emery	Fred Dakota
	Larry Denomie III	John Baker

Comments:

Written Comment received from Dale Shalifoe, Interim Executive Director KBIC Gaming Commission.
[See Legislative File]

Discussion.

Elizabeth Mayo withdrew her proposed amendment to the Gaming Ordinance 2008-05 because of NIGC’s opinions stated in Dale Shalifoe’s letter.

K. Closed Session:

2. Budget Reviews:

- a) Pauline Spruce/Personnel
- b) Todd Overbeek/Radio Station
- c) Jim Stingle/Grant Writer
- d) Carole LaPointe/DHHS
- e) Larry Denomie/CEO

MOTION MADE BY SUSAN J. LAFERNIER TO GO INTO CLOSED SESSION AT 1:31 P.M. SUPPORTED BY WILLIAM E. EMERY. SIX IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews), TWO OPPOSED (Elizabeth D. Mayo, Fred Dakota), ABSTAINING - 0, THREE ABSENT (Jennifer Misegan, Doreen G. Blaker, Michael F. LaFERNIER, Sr.), MOTION CARRIED.

Jennifer Misegan returned from lunch at 1:32 p.m.

Doreen Blaker returned from lunch at 2:11 p.m.

Break: 2:18 – 2:28 p.m.

MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 3:33 P.M. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Fred Dakota), OPPOSED - 0, ABSTAINING – 0, ONE ABSENT (Michael F. LaFERNIER, Sr.), MOTION CARRIED.

MOTION MADE BY JENNIFER MISEGAN TO MOVE FORWARD IN STARTING OUR OWN PHARMACY AND TO APPLY FOR A STATE OF MICHIGAN PHARMACY LICENSE. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Fred Dakota), OPPOSED - 0, ABSTAINING – 0, ONE ABSENT (Michael F. LaFERNIER, Sr.), MOTION CARRIED.

MOTION MADE BY JENNIFER MISEGAN TO RAISE THE RADIO STATION SALES STAFF MONTHLY COMPENSATION TO START AT \$1800.00 PER MONTH AND TO GO UP TO \$2200.00 A MONTH DEPENDING UPON EXPERIENCE, AS DETERMINED BY THE RADIO STATION GENERAL MANAGER. SUPPORTED BY TONI J. MINTON. SEVEN IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, THREE ABSTAINING (Susan J. LaFERNIER, Doreen G. Blaker, Fred Dakota), ONE ABSENT (Michael F. LaFERNIER, Sr.), MOTION CARRIED.

MOTION MADE BY ELIZABETH D. MAYO TO GRANT PERMISSION, BASED ON THE EXEMPTIONS IN 10.112, OF ELEVEN YEAR-OLDS, WHO HAVE ATTENDED HUNTER'S SAFETY CLASSES, TO HUNT AND FISH IN THE HOME TERRITORY OF THE KEWEENAW BAY INDIAN COMMUNITY UNDER PARENT SUPERVISION. SUPPORTED BY FRED DAKOTA. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Fred Dakota), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Jennifer Misegan, Michael F. LaFernier, Sr.), MOTION CARRIED.

(Jennifer Misegan out of room)

L. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 3:45 P.M. SUPPORTED BY JERRY LEE CURTIS. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Fred Dakota), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Michael F. LaFernier, Sr.), MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Recording Secretary