

**MINUTES  
KEWEENAW BAY INDIAN COMMUNITY  
SPECIAL COUNCIL MEETING  
TRIBAL CENTER CONFERENCE ROOM  
THURSDAY – SEPTEMBER 25, 2008 –9:00 A.M.**

- A. Date: September 25, 2008
- B. Call to Order: President Swartz called the meeting to order at 9:15 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 (left at 4:20 p.m.)  
William E. Emery, Assistant Secretary  
Jennifer Misegan, Treasurer  
Larry J. Denomie III, CEO  
Doreen G. Blaker  
Jerry Lee Curtis  
Michael F. LaFernier, Sr. (arrived at 3:53 p.m.)  
Elizabeth “Chiz” Matthews  
Elizabeth D. Mayo  
Fred Dakota
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: September 25, 2008
- Addition: Old Business- 1. Debbie Parrish – USDA Grant -Updates

**MOTION MADE BY FRED DAKOTA TO APPROVE THE AGENDA WITH THE ADDITION. 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.**

G. For Your Information:

1. Spirit of the Harvest Powwow – Michigan Tech University - October 25, 2008
2. Tribal Self-Governance Strategy Session – Phoenix, AZ - November 18-19, 2008

H. Approval of Meeting Minutes:

1. December 3, 2005

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE DECEMBER 3, 2005 MEETING MINUTES WITH THE CHANGE. SUPPORTED BY DOREEN G. BLAKER. EIGHT IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Elizabeth D. Mayo, Fred Dakota), OPPOSED - 0, TWO ABSTAINING (Jerry Lee Curtis, Elizabeth “Chiz” Matthews), ONE ABSENT (Michael F. LaFernier, Sr.), MOTION CARRIED.**

2. July 12, 2008

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE JULY 12, 2008 MEETING MINUTES WITH THE CHANGES. SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Fred Dakota), OPPOSED - 0, ONE ABSTAINING (Doreen G. Blaker), ONE ABSENT (Michael F. LaFernier, Sr.), MOTION CARRIED.**

I. Old Business:

1. Debbie Parrish, OCC President – USDA Grant & Updates – Debbie informed the Council that she received notice that a \$250,000.00 Grant under the Distance Learning and Telemedicine has been awarded to the Ojibwa Community College. The Council previously approved a \$45,000.00 cash match.

OCC did not receive the Woodshop grant for the Tire Shop, but did receive a \$48,000.00 Community Block Grant that will be used with the Baraga School for woodshop training. The Library and Even Start were funded.

President Swartz informed the Council that the ANA Language Grant was also funded.

J. New Business:

1. David Osmak, BIA Forester – TSI (Timber Stand Improvement) Approvals – David presented the Natural Resource Department Committee selections. The Committee chose ten individuals with four alternates, all of whom the Committee believes to be unemployed at this time.

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE PEOPLE SELECTED FOR TSI BY THE NATURAL RESOURCE COMMITTEE. SUPPORTED BY JERRY LEE CURTIS. EIGHT IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Fred Dakota), ONE OPPOSED (Jennifer Misegan), ONE ABSTAINING (Larry J. Denomie III), ONE ABSENT (Michael F. LaFerner, Sr.), MOTION CARRIED.**

Timber Sales to Tribal Loggers-

**MOTION MADE BY DOREEN G. BLAKER THAT ALL TRIBAL TIMBER SALES BE AWARDED TO TRIBAL LOGGERS WHO OWN THEIR OWN BUSINESS AND EQUIPMENT. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TEN IN FAVOR (Susan J. LaFerner, 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. LaFerner, Sr.), MOTION CARRIED.**

2. Patrick Mager, Surveillance Manager/David Haataja, Casino II Manager – Digital Recording Equipment for Ojibwa Casino II. A bid from MidState was presented for two digital recorders and equipment. The Baraga Casino has purchased their recorders.

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE \$15,955.00 FOR ADDITIONAL DIGITAL RECORDING AND CCTV EQUIPMENT. SUPPORTED BY FRED DAKOTA. EIGHT IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Fred Dakota), OPPOSED - 0, ONE ABSTAINING (Jennifer Misegan), TWO ABSENT (Larry J. Denomie III, Michael F. LaFerner, Sr.), MOTION CARRIED.**

(Larry Denomie out of room)

David Haataja stated to the Council that he has a checklist from the NIGC for the MICS and our Casino meets the requirements. A meeting will be scheduled with the Gaming Commission on October 1, at 9:00 a.m. in the Chippewa Room.

3. President Swartz - William Jondreau – Letter of Interest for an Appellate Division Justice  
The President’s office will keep a file with letters of interest from any current or former Judges and ads will go out with the qualifications listed for anyone interested in serving in the Appellate Division of the Tribal Court as a Justice.
4. Gregg Nominelli, Economic Developer –
  - a) Approval of Committee By-Laws, Resolutions and FY08 Budget for the Committees Stipends through September 2008.

- i. KB-1627-2008 – Economic Development Committee

**MOTION MADE BY WILLIAM E. EMERY TO APPROVE RESOLUTION KB-1627-2008 AND THE BY-LAWS, WITH THE CHANGES, FOR THE ECONOMIC DEVELOPMENT COMMITTEE. SUPPORTED BY LARRY J. DENOMIE III. EIGHT 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), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, TWO ABSENT (Jennifer Misegan, Michael F. LaFernier, Sr.), MOTION CARRIED.**

(Jennifer Misegan out of room)

- ii. KB-1628-2008 – Committee for Alternative & Renewable Energy (CARE)  
The Committee has requested that the Council member on the Committee be a voting member. Other changes were also discussed.

**MOTION MADE BY JENNIFER MISEGAN TO TABLE THE BY-LAWS AND RESOLUTION KB-1628-2008 FOR THE COMMITTEE FOR ALTERNATIVE AND RENEWABLE ENERGY UNTIL THEY HAVE BEEN REVIEWED FURTHER. SUPPORTED BY SUSAN J. LAFERNIER. 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.**

Committee Members/Annual Leave for Attendance-

**MOTION MADE BY LARRY J. DENOMIE III THAT ALL COMMITTEE MEMBERS WHO ARE EMPLOYEES OF THE TRIBE AND ATTEND COMMITTEE MEETINGS DURING WORK HOURS WILL NOT RECEIVE A STIPEND UNLESS THEY ARE ON ANNUAL LEAVE, EFFECTIVE OCTOBER 1, 2008. SUPPORTED BY ELIZABETH D. MAYO. SEVEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth D. Mayo, Fred Dakota), THREE OPPOSED (Jennifer Misegan, Doreen G. Blaker, Elizabeth “Chiz” Matthews), ABSTAINING - 0, ONE ABSENT (Michael F. LaFernier, Sr.), MOTION CARRIED.**

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE \$300.00 FOR THE C.A.R.E. AND ECONOMIC DEVELOPMENT COMMITTEE MEETING STIPENDS. SUPPORTED BY ELIZABETH D. MAYO. 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, ONE ABSTAINING (Jennifer Misegan), ONE ABSENT (Michael F. LaFernier, Sr.), MOTION CARRIED.**

- b) Resolution KB-1631-2008 - Designating President Swartz as the ANA Authorized Agent for the Anishinaabe Anoki Grant

**MOTION MADE BY FRED DAKOTA TO APPROVE RESOLUTION KB-1631-2008 DESIGNATING PRESIDENT SWARTZ AS THE ANA AUTHORIZED AGENT. SUPPORTED BY DOREEN G. BLAKER. TEN IN FAVOR (Susan J. LaFerner, 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. LaFerner, Sr.), MOTION CARRIED.**

- c) Update on work at Olympic Steel Building

**MOTION MADE BY ELIZABETH D. MAYO TO ALLOW THE PRESIDENT TO SIGN OFF ON EQUIPMENT INSTALLATION AND ANY OTHER SMALL REQUESTS THAT COME IN FROM OLYMPIC STEEL. SUPPORTED BY FRED DAKOTA. TEN IN FAVOR (Susan J. LaFerner, 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. LaFerner, Sr.), MOTION CARRIED.**

- d) Approval of WUPPDR Invoice for the 2007-08 membership on the Board

**MOTION MADE BY WILLIAM E. EMERY TO APPROVE \$1,224.00 FOR THE WUPPDR INVOICE. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TEN IN FAVOR (Susan J. LaFerner, 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. LaFerner, Sr.), MOTION CARRIED.**

5. Susan LaFerner, Vice-President – Renewal of WLUC-TV6 Image Plus Program for 12 months of commercials

**MOTION MADE BY WILLIAM E. EMERY TO APPROVE \$18,460.00 FOR THE RENEWAL OF THE WLUC-TV6 IMAGE PLUS PROGRAM. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. EIGHT IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Fred Dakota), ONE OPPOSED (Jennifer Misegan), ABSTAINING - 0, TWO ABSENT (Doreen G. Blaker, Michael F. LaFerner, Sr.), MOTION CARRIED.**

(Doreen Blaker out of room)

Jennifer Misegan stated her opposition: She believes it’s a waste of money.

K. Closed Session:

1. Jennifer Misegan, Treasurer – Donations
2. Wage Task Force – **3:00 p.m.**
3. Larry Denomie III, CEO
4. Warren C. Swartz, Jr., President

**MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO GO INTO CLOSED SESSION AT 10:53 A.M. SUPPORTED BY TONI J. MINTON. SEVEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews), TWO OPPOSED (Elizabeth D. Mayo, Fred Dakota), ABSTAINING - 0, TWO ABSENT (Doreen G. Blaker, Michael F. LaFernier, Sr.), MOTION CARRIED.**

(Doreen Blaker out of room)

**Break: 10:54 – 11:16 a.m.**

**Lunch: 11:33 a.m. – 1:07 p.m.**

**Break: 2:09 – 2:23 p.m.**

**Break: 2:49 – 3:45 p.m.**

**Mike LaFernier arrived at 3:53 p.m.**

**Toni Minton left at 4:20 p.m.**

**MOTION MADE BY JENNIFER MISEGAN TO GO INTO OPEN SESSION AT 5:05 P.M. SUPPORTED BY SUSAN J. LAFERNIER. TEN IN FAVOR (Susan J. LaFernier, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Fred Dakota), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Toni J. Minton), MOTION CARRIED.**

L. Adjournment:

**MOTION MADE BY WILLIAM E. EMERY TO ADJOURN AT 5:06 P.M. SUPPORTED BY FRED DAKOTA. TEN IN FAVOR (Susan J. LaFernier, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Fred Dakota), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Toni J. Minton), MOTION CARRIED.**

Respectfully submitted,

Peggy Minton  
Recording Secretary