

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
REGULAR TRIBAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
SATURDAY – MAY 3, 2008 – 9:00 A.M.**

- A. Date: May 3, 2008
- B. Call to Order: President Swartz called the meeting to order at 9:05 a.m.
- C. Invocation: Lord’s Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President (left at 12:30 p.m.)
Susan J. LaFernier, Vice-President
Toni J. Minton, Secretary
William E. Emery, Assistant Secretary
Jennifer Misegan, Treasurer
Larry J. Denomie III, CEO
Doreen G. Blaker (left at 11:40 a.m.)
Jerry Lee Curtis
Michael F. LaFernier, Sr.
Elizabeth “Chiz” Matthews
Elizabeth D. Mayo
Fred Dakota (left at 12:15 p.m.)
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: May 3, 2008
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| Addition: | FYI- | 5. Larry Denomie – Budget Summary Differences for the IMLS Grant |
| | Old Business- | 1. Bill Jondreau – Little League Request |
| Deletion: | Closed Session- | 1. Susan LaFernier – Committee Review |

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (Susan J. LaFernier, Toni J. Minton, 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, ABSENT - 0, MOTION CARRIED.

G. For Your Information:

1. A “Thank you” from the Mager and Cote Families for Virginia Mager
2. A “Thank you” from Kathy Mayo for the Joe Constance Leadership Training
3. A “Thank you” from the Lake Superior’s Huron River Restoration for the Donation of \$1500.00 to help do a complete study and assessment of the Huron River Watershed
4. A “Thank you” from Bruce Rundman, Baraga Area Schools for the use of the Bingo Hall
5. A review of the Budget Summary Differences for the IMLS Grant that was sent on May 1st, 2008

H. Approval of Meeting Minutes:

1. March 1, 2008

MOTION MADE BY TONI J. MINTON TO APPROVE THE MARCH 1, 2008 MEETING MINUTES. SUPPORTED BY JENNIFER MISEGAN. TEN IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Fred Dakota), OPPOSED – 0, ONE ABSTAINING (Larry J. Denomie III), ABSENT - 0, MOTION CARRIED.

2. March 7, 2008

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE MARCH 7, 2008 MEETING MINUTES WITH LETTERS ATTACHED. SUPPORTED BY WILLIAM E. EMERY. ALL IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, 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, ABSENT - 0, MOTION CARRIED.

3. October 17, 2005

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE OCTOBER 17, 2005 MEETING MINUTES. SUPPORTED BY SUSAN J. LAFERNIER. SEVEN IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Elizabeth D. Mayo), OPPOSED – 0, FOUR ABSTAINING (Jerry Lee Curtis, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews, Fred Dakota), ABSENT - 0, MOTION CARRIED.

I. President’s Report/April 2008 - available for your review

MOTION MADE BY LARRY J. DENOMIE III TO APPROVE THE PRESIDENT’S REPORT. SUPPORTED BY WILLIAM E. EMERY. ALL IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, 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, ABSENT - 0, MOTION CARRIED.

J. Vice-President's Report/April 2008 - available for your review

MOTION MADE BY TONI J. MINTON TO APPROVE THE VICE-PRESIDENT'S REPORT. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. ALL IN FAVOR (Susan J. LaFernier, Toni J. Minton, 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, ABSENT - 0, MOTION CARRIED.

Debra Williamson stated that Susan's report had Committee vacancies to be advertised and she wanted to inform the Council that there are no vacancies on the Elder Advisory Board for the Language.

Susan replied there will be more discussion on this with Council on whether or not the present committee is going to continue.

Bill Jondreau asked if the potential judges for the appellate court are going to be past Tribal judges or judges from out of the area. Susan said there was discussion on this to look at past Tribal judges as well as from other Tribes. The ordinance states the judges shall be from other federally recognized Tribes for the future.

K. CEO's Report/April 2008 - available for your review

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE CEO'S REPORT. SUPPORTED BY DOREEN G. BLAKER. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, 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 (Jennifer Misegan), MOTION CARRIED.

(Jennifer Misegan out of room)

Elizabeth Mayo asked if anyone from the Council is going to participate in the I.H.S. pre-negotiations as Cherie Dakota, Health Director will be leaving her position and she has concerns about this. President Swartz asked if she would consider volunteering because of her concerns. Elizabeth replied she is not available. President Swartz suggested she develop a bulleted list of her concerns that could be brought up at the pre-negotiation meetings.

L. Secretary's Report/April 2008 - available for your review

MOTION MADE BY LARRY J. DENOMIE III TO APPROVE THE SECRETARY'S REPORT. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. ALL IN FAVOR (Susan J. LaFernier, Toni J. Minton, 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, ABSENT - 0, MOTION CARRIED.

Debbie Parrish asked for clarification on the primary election process. It was in her opinion that everyone was going to vote in the primaries as you would in the general election. The Election Board came forward with a proposal to the Council and the Council voted to move forward with a ballot election with the Baraga and Zeba members each voting in their own district in the primary election.

Mike LaFernier stated that TCC was involved in getting the information for the grant for the Health Clinic and they now have to bid for the work.

M. Treasurer's Report/April 2008 - available for your review

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE TREASURER'S REPORT. SUPPORTED BY WILLIAM E. EMERY. ALL IN FAVOR (Susan J. LaFernier, Toni J. Minton, 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, ABSENT - 0, MOTION CARRIED.

Fred Dakota asked Jennifer for the amount of money paid to the Dorsey and Whitney Law Firm to appear in Tribal Court. Jennifer Misegan stated she will get the figures from Attorney John Baker.

Debbie Parrish asked if regulations were changed by giving commercial fishing licenses after the deadline. Jennifer answered there is no regulation on the number of fishermen.

N. Department Head Reports- March 2008

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE MARCH 2008 DEPARTMENT HEAD REPORTS. SUPPORTED BY FRED DAKOTA. 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), ONE OPPOSED (Michael F. LaFernier, Sr.), ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

Fred Dakota expressed his concerns about the losses in the Departments that are generating revenue and the need to talk to the Department Heads so the Council is aware of their needs and concerns in order to be successful.

O. Old Business:

1. Bill Jondreau – Little League Request

Bill requested a donation from the Council for the Baraga County Little League, which one-third are Tribal kids or descendants.

MOTION MADE BY DOREEN G. BLAKER TO APPROVE \$1000.00 DONATION TO THE BARAGA COUNTY LITTLE LEAGUE FOR THE 2008 SEASON. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (Susan J. LaFernier, Toni J. Minton, 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, ABSTAINED - 0, ABSENT - 0, MOTION CARRIED.

Susan LaFernier congratulated Bill Jondreau and wife on receiving the Dreamcatcher award.

Break: 10:41 – 10:55 a.m.

P. Closed Session:

1. Warren C. Swartz, Jr., President
2. Larry Denomie, CEO
3. John Baker, Attorney

MOTION MADE BY WILLIAM E. EMERY TO GO INTO CLOSED SESSION AT 10:56 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), ONE OPPOSED (Fred Dakota), ABSTAINED - 0, THREE ABSENT (Doreen G. Blaker, Jerry Lee Curtis, Elizabeth D. Mayo), MOTION CARRIED.

(Doreen Blaker, Jerry Lee Curtis and Elizabeth Mayo out of room)

Doreen Blaker left at 11:40 a.m.

Fred Dakota left at 12:15 p.m.

President Swartz left at 12:30 p.m.

Vice-President Susan LaFernier chaired the meeting

MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 12:33 P.M. SUPPORTED BY JERRY LEE CURTIS. EIGHT IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINED - 0, THREE ABSENT (Warren C. Swartz, Jr., Doreen G. Blaker, Fred Dakota), MOTION CARRIED.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE REQUEST TO HOLD THE LUMBERJACK DAYS BATTLE OF THE BANDS ON OUR PROPERTY. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINED - 0, THREE ABSENT (Warren C. Swartz, Jr., Doreen G. Blaker, Fred Dakota), MOTION CARRIED.

MOTION MADE BY JENNIFER MISEGAN TO GRANT AN EXEMPTION TO THE TITLE 10 CODE FOR LAKES DECLARED BY THE SOKAOGON BAND TO ALLOW OUR PRESIDENT TO GRANT PERMITS TO OUR TRIBAL FISHERMEN. SUPPORTED BY WILLIAM E. EMERY. EIGHT IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINED - 0, THREE ABSENT (Warren C. Swartz, Jr., Doreen G. Blaker, Fred Dakota), MOTION CARRIED.

Q. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 12:36 P.M. SUPPORTED BY JERRY LEE CURTIS. EIGHT IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINED - 0, THREE ABSENT (Warren C. Swartz, Jr., Doreen G. Blaker, Fred Dakota), MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Recording Secretary