

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
THURSDAY – MAY 31, 2007 – 9:00 A.M.**

- A. Date: May 31, 2007
- B. Call to Order: President LaFernier called the meeting to order at 9:17 a.m.
- C. Invocation: Lord’s Prayer
Opening Prayer in Ojibwa
- D. Roll Call: Present: Susan J. LaFernier, President
Warren C. Swartz, Jr., Vice-President (left 1:50 – 4:40 p.m.)
Toni J. Minton, Secretary (arrived at 9:22 a.m.)
Gary F. Loonsfoot, Sr., Assistant Secretary (left at 2:21 p.m.)
Jennifer Misegan, Treasurer (left 9:45 a.m. – 1:00 p.m.)
Larry J. Denomie III, CEO
Doreen G. Blaker
Jerry Lee Curtis
William E. Emery
Michael F. LaFernier, Sr. (arrived at 9:50 a.m.)
Elizabeth “Chiz” Matthews
Elizabeth D. Mayo
- E. Declaration of Quorum: President LaFernier declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: May 31, 2007

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

G. Closed Session:

1. **9:00 a.m. – 12:00 p.m. Presentation by Mary Streitz and Bob Hobbins from the Dorsey and Whitney Law Firm.** Also present: John Baker/Barb Mayo/John Mantila/David Haataja

MOTION MADE BY WILLIAM E. EMERY TO GO INTO CLOSED SESSION AT 9:20 A.M. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Elizabeth “Chiz” Matthews), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING – 0, TWO ABSENT (Toni J. Minton, Michael F. LaFernier, Sr.), MOTION CARRIED.

Toni Minton arrived at 9:22 a.m.

Jennifer Misegan left 9:45 a.m. – 1:00 p.m.

Mike LaFernier arrived at 9:50 a.m.

Break: 11:00 – 11:23 a.m.

Lunch: 12:00 – 1:10 p.m.

MOTION MADE BY TONI J. MINTON TO GO INTO OPEN SESSION AT 1:42 P.M. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ONE ABSENT (Jennifer Misegan), MOTION CARRIED.

Chris Swartz left at 1:50 p.m.

H. For your Information:

1. **1:10 p.m. – WLUC TV-6 picture shoot**
2. **1:42 p.m. – Picture shoot with Rick Geroux and the 2 Vans donated to American Legion from the Casino.**
3. Brochure of Sugarloaf Sign Dedication Ceremony held on May 19, 2007
4. VOIGT Task Force Meeting Minutes for April 5, 2007
5. Upcoming VOIGT Task Force Meeting on June 6, 2007 at 10:00 a.m. in Lac du Flambeau

Gene Emery thanked everyone who attended the GLFWC meeting and meal.

I. Approval of Meeting Minutes:

1. April 14, 2007

MOTION MADE BY LARRY J. DENOMIE III TO APPROVE THE MEETING MINUTES OF APRIL 14, 2007. SUPPORTED BY DOREEN G. BLAKER. TEN IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

(Elizabeth Mayo - out of room)

2. April 26, 2007

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE MEETING MINUTES OF APRIL 26, 2007. SUPPORTED BY JENNIFER MISEGAN. NINE IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., Elizabeth D. Mayo), MOTION CARRIED.

J. Old Business:

1. Mary Bergerson – Budget Form for Continuing Salary

MOTION MADE BY DOREEN G. BLAKER TO APPROVE TRIBAL SUPPORT OF \$7,697.34 FOR THE LIBRARY DIRECTOR’S WAGES FOR MAY THROUGH SEPTEMBER OF 2007. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

K. New Business:

1. Debbie Parrish – a) Welding Grant – This grant is for equipment only and would be stored at the L’Anse Schools in the Industrial Education Building per agreement. KBIC’s match would be \$34,000.00

MOTION MADE BY WILLIAM E. EMERY TO APPLY FOR THE USDA RURAL DEVELOPMENT WELDING GRANT FOR \$100,000. SUPPORTED BY GARY F. LOONSFOOT, SR. TEN IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

Gary Loonsfoot left at 2:21 p.m.

b) Distance Learning Technology Grant for \$255,000.00. This equipment will be for video conferencing to connect Baraga, Zeba and Harvey for inter-active distance learning.

MOTION MADE BY WILLIAM E. EMERY TO APPLY FOR THE DISTANCE LEARNING TECHNOLOGY GRANT FROM THE USDA RURAL UTILITIES SERVICE AND APPROVE \$45,000.00 CASH MATCH. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

2. Kristen Wakeham – Resolution KB-1553-2007 – KBIC’s Match Commitment for the ICDBG Grant Application for the Clinic Expansion.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE RESOLUTION KB-1553-2007 ICDBG GRANT APPLICATION WITH MATCH OF \$200,000. SUPPORTED BY WILLIAM E. EMERY. NINE IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

3. John Baker – a) Fireworks License Renewal for James Welsh

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE FIREWORKS LICENSE FOR JAMES WELSH FOR A THREE-MONTH RENEWAL. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

- b) Liquor License Application for Baraga Fire Department Mud Drag

MOTION MADE BY TONI J. MINTON TO APPROVE THE BARAGA FIRE DEPARTMENT LIQUOR LICENSE FOR JUNE 2ND, 2007. SUPPORTED BY DOREEN G. BLAKER. EIGHT IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth D. Mayo), ONE OPPOSED (Elizabeth “Chiz” Matthews), ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

c) Business License Renewal for Jerry Magnant/Kerry Varline

MOTION MADE BY WILLIAM E. EMERY TO APPROVE THE SUPERIOR PIZZA BUSINESS LICENSE RENEWAL OWNED BY JERRY MAGNANT AND KERRY VARLINE. SUPPORTED BY DOREEN G. BLAKER. SEVEN IN FAVOR (Toni J. Minton, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), ONE OPPOSED (Jennifer Misegan), ONE ABSTAINING (Larry J. Denomie III), TWO ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

There was discussion on a settlement with Jerry Magnant and whether he still owes the Tribe money and if arrangements have been made for him to pay the money he owes.

d) Business License Renewal for Joseph LaBeau, Sr.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE BUSINESS LICENSE RENEWAL FOR RUST-FREE PARTS OWNED BY JOSEPH LABEAU, SR. SUPPORTED BY WILLIAM E. EMERY. NINE IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Added to the Agenda:

e) Mud Drag License Agreement with the Village of Baraga on June 2, 2007

MOTION MADE BY TONI J. MINTON TO APPROVE THE LICENSE AGREEMENT WITH THE VILLAGE OF BARAGA/BARAGA FIRE DEPARTMENT. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth D. Mayo), ONE OPPOSED (Elizabeth “Chiz” Matthews), ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Break: 2:47 – 3:05 p.m.

L. Closed Session:

1. Mike Jensen
2. Jennifer Misegan – Donations/2% Requests
3. Jerry Lee Curtis – New Day Bids
4. Larry Denomie
5. John Baker
6. Susan LaFernier

MOTION MADE BY LARRY J. DENOMIE III TO GO INTO CLOSED SESSION AT 3:06 P.M. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING - 0, TWO ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Chris Swartz arrived at 4:40 p.m.

MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 6:17 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING - 0, TWO ABSENT (Gary F. Loonsfoot, Sr., Jennifer Misegan), MOTION CARRIED.

(Jennifer Misegan – out of the room)

KB-1554-2007 Baraga 2% Distribution:

MOTION MADE BY DOREEN G. BLAKER TO APPROVE KB-1554-2007 BARAGA 2% DISTRIBUTION. SUPPORTED BY ELIZABETH D. MAYO. NINE IN FAVOR. (Warren C. Swartz, Jr., Toni J. Minton, Jennifer Misegan, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), ONE OPPOSED (Larry J. Denomie III), ABSTAINING - 0, ONE ABSENT (Gary F. Loonsfoot, Sr.), MOTION CARRIED.

KB-1555-2007 Marquette 2% Distribution:

MOTION MADE BY DOREEN G. BLAKER TO APPROVE KB-1555-2007 MARQUETTE 2% DISTRIBUTION. SUPPORTED BY WILLIAM E. EMERY. NINE IN FAVOR. (Warren C. Swartz, Jr., Toni J. Minton, Jennifer Misegan, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), ONE OPPOSED (Larry J. Denomie III), ABSTAINING - 0, ONE ABSENT (Gary F. Loonsfoot, Sr.), MOTION CARRIED.

May 2007 Donations totaling \$5900.00:

MOTION MADE BY TONI J. MINTON TO APPROVE THE FOLLOWING MAY DONATIONS: KBIC GYMNASTICS CHAMPIONSHIP IN FLORIDA-VANESSA BEAVER AND TWO ADULTS AND GABRIELLE PICCIANO AND TWO ADULTS FOR A TOTAL OF \$1800.00, BREANNE FISH & KIM MIRON TO ATTEND THE INTERANATIONAL CLUB TOUR \$600.00, THOMAS DOWD SPONSORSHIP FOR GOLF TOUR \$250.00, STEVEN GEROUX MOTORCROSS SPONSORSHIP \$250.00, LANCE FORCIA STOCK CAR RACING SPONSORSHIP \$250.00, L'ANSE INTERGROUP ALCOHOL-FREE DANCE \$250.00, BARAGA COUNTY EAGLES CLUB WOMEN'S FISHING TOURNAMENT \$250.00, MARCH OF DIMES RECOGNITION DINNER \$1000.00, RELAY FOR LIFE SPONSORSHIP \$1000.00 AND KID'S DAY AT BARAGA MARINA \$250.00. SUPPORTED BY JENNIFER MISEGAN. NINE IN FAVOR. (Warren C. Swartz, Jr., Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFerner, Sr., Elizabeth "Chiz" Matthews), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING - 0, ONE ABSENT (Gary F. Loonsfoot, Sr.), MOTION CARRIED.

6:00 p.m. – Public Hearing regarding the 2nd Reading of the Proposed Amendment to the Gaming Regulatory Ordinance 2007-2 to change the requirements for the operation of raffles.

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:

Susan J. LaFerner	William Emery
Warren C. Swartz, Jr.	Michael LaFerner, Sr.
Toni Minton	Elizabeth "Chiz" Matthews
Jennifer Misegan	Elizabeth Mayo
Larry Denomie III	John Bussey
Doreen Blaker	Christoph Geiger
Jerry Lee Curtis	Michael Duschene

Gary Loonsfoot was absent.

Comments:

Jennifer Misegan would like a dollar amount stated in 1b.
Larry Denomie feels the title should be Proposed Amendment not Proposed Ordinance.

After no further comments President Susan LaFerner closed the 2nd Reading of Proposed Amendment 2007-2 at 6:30 p.m.

M. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 6:31 P.M. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Recording Secretary