

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
MONDAY – MARCH 30, 2009 – 9:00 A.M.**

- A. Date: March 30, 2009
- B. Call to Order: President Swartz called the meeting to order at 9:04 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
William E. Emery, Assistant Secretary
Jennifer Misegan, Treasurer
Jerry Lee Curtis (arrived at 9:06 a.m.)
Fred Dakota
Michael F. LaFernier, Sr. (arrived at 10:21 a.m., left at 2:31 p.m.)
Gary F. Loonsfoot, Sr. (left at 2:32 p.m.)
Elizabeth “Chiz” Matthews
Elizabeth D. Mayo
Isabelle Helene Welsh (arrived at 9:05 a.m.)

Isabelle Welsh arrived at 9:05 a.m.

- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.

- F. Approval of Agenda: March 30, 2009

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| Deletions: | Old Business- | 1. Mike LaFernier – Quad Axle Dump Truck |
| | Closed Session- | 7. Letter from Debra Parrish on an appeal |
| Addition: | Old Business- | 1. Gary Loonsfoot, Sr. – Enterprise Employee Request |
| Change: | New Business- | 1. Change Inspection to Inspector |

Jerry Lee Curtis arrived at 9:06 a.m.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Michael F. LaFERNIER, Sr.), MOTION CARRIED.

G. Closed Session:

1. Tribal Member Request #KB-09-09
2. Jennifer Misegan, Treasurer – Donations
3. Pauline Spruce, Personnel Director –
 - a) Radio Station GM Position/Posting
 - b) Youth Wages
 - c) Summer Youth Coordinator
 - d) Holidays
4. Larry Denomie III, CEO
5. John Baker, Attorney
6. Warren C. Swartz, Jr., President

MOTION MADE BY WILLIAM E. EMERY TO GO INTO CLOSED SESSION AT 9:07 A.M. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), TWO OPPOSED (Fred Dakota, Elizabeth D. Mayo), ABSTAINING - 0, ONE ABSENT (Michael F. LaFERNIER, Sr.), MOTION CARRIED.

Break: 9:54 – 10:08 a.m.

Mike LaFERNIER arrived at 10:21 a.m.

Lunch: 12:00 – 1:07 p.m.

Mike LaFERNIER, Sr. returned at 1:13 p.m.

Gary Loonsfoot, Sr. returned at 1:14 p.m.

MOTION MADE BY WILLIAM E. EMERY TO GO INTO OPEN SESSION AT 1:57 P.M. SUPPORTED BY FRED DAKOTA. ALL IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Donations for March 2009 –

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE FOLLOWING DONATIONS FOR MARCH: \$500.00 FOR THE AMERICAN RED CROSS, \$250.00 FOR GIRL SCOUT TROOP #5400, \$500.00 FOR THE NATIONAL NATIVE LANGUAGE REVITALIZATION SUMMIT, \$1,000.00 FOR THE KBIC HEAD START AND EARLY HEAD START POWWOW, \$50.00 FOR THE L'ANSE HIGH SCHOOL SOPHOMORE CLASS 2011 SCHOOL CALENDAR AND \$7,000.00 FOR THE BARAGA LUMBERJACK DAYS COMMITTEE. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Summer Youth Coordinator –

MOTION MADE BY ELIZABETH D. MAYO TO HIRE JODENE RASANEN AS THE SUMMER YOUTH COORDINATOR. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. ALL IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Request #KB-09-09 Robert and Lauri Denomie – Balance of a Waterline Repair

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE \$862.18 FOR TRIBAL MEMBER REQUEST #KB-09-09. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ONE ABSTAINING (Jennifer Misegan), ABSENT - 0, MOTION CARRIED.

CITGO Donation Contract -

MOTION MADE BY ELIZABETH D. MAYO TO HAVE THE CHAIRMAN SIGN THE CITGO DONATION CONTRACT. SUPPORTED BY FRED DAKOTA. ALL IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Youth Wages –

MOTION MADE BY JENNIFER MISEGAN THAT ALL YOUTH WORKERS WILL MAKE \$7.40 PER HOUR AND THERE WILL BE NO INCREMENTS FOR YEARS OF SERVICE. SUPPORTED BY ELIZABETH D. MAYO. ALL IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Appellate Court Justices Contract – David R. Mechlin, Charles Palmer, Tom Smithson

MOTION MADE BY JERRY LEE CURTIS TO APPROVE THE THREE APPELLATE COURT JUSTICES CONTRACTS WITH THE COMMUNITY. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. ALL IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Break: 2:03 – 2:16 p.m.

H. Old Business:

1. Gary Loonsfoot, Sr. – Enterprise Employee Request – Policy Change

A Tribal member approached Gary and wanted to know why the Tribe doesn’t allow donations of sick leave time to other employees. The Tribe is obligated to pay out annual leave but not sick leave when an employee leaves employment. Annual leave that is donated has to be in increments of 40 hours.

I. New Business:

1. Jennifer Misegan – License Inspector. There are two ordinances that require monitoring – liquor and tobacco.

MOTION MADE BY JENNIFER MISEGAN TO INCLUDE LICENSE INSPECTION AS A PART OF THE JOB DUTIES FOR THE SPECIAL PROJECTS COORDINATOR POSITION. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), THREE OPPOSED (Fred Dakota, Michael F. LaFerner, Sr., Elizabeth D. Mayo), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

2. Gail Juntunen, Even Start Coordinator – Even Start Grant (Power Point Presentation)

The Even Start Program is at the end of their four-year funding cycle and Gail wanted to inform the Council of the purpose of their program. Even Start is the only Tribal program in Michigan. They provide educational services to make sustainable changes in a family such as early childhood education, adult education, parenting education and interactive literacy activities. Gail will approach the Council with a resolution within the next few weeks.

Mike LaFernier, Sr. left at 2:31 p.m.

Gary Loonsfoot, Sr. left at 2:32 p.m.

Jennifer Misegan left at 2:49 p.m.

3. John Baker, Attorney – New Business License - Jeff Lamson d/b/a Studio 702 (Hair Salon)

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE BUSINESS LICENSE FOR STUDIO 702 TO JEFF LAMSON. SUPPORTED BY JERRY LEE CURTIS. SEVEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jerry Lee Curtis, Fred Dakota, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ONE ABSTAINING (Elizabeth “Chiz” Matthews), THREE ABSENT (Jennifer Misegan, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

4. Warren C. Swartz, Jr., President –

a) Fishing License Transfer Request

MOTION MADE BY JERRY LEE CURTIS TO APPROVE THE REQUEST OF THE ALEXANDER’S TO TRANSFER THE BIG BOAT LICENSE FROM DAN TO DAWN’S NAME. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SEVEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), ONE OPPOSED (Fred Dakota), ABSTAINING - 0, THREE ABSENT (Jennifer Misegan, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Jennifer Misegan returned at 2:57 p.m.

b) Tribal Member Request - #KB-12-09 Vehicle Repairs (Dianne Waara)

MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO APPROVE \$300.00 TOWARDS THE ESTIMATE FOR THE TRIBAL MEMBER REQUEST #KB-12-09. SUPPORTED BY ISABELLE H. WELSH. SIX IN FAVOR (Susan J. LaFernier, William E. Emery, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), TWO OPPOSED (Toni J. Minton, Jennifer Misegan), ONE ABSTAINING (Fred Dakota), TWO ABSENT (Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

c) Baraga Lumberjack Days Committee [This was completed with donations]

J. Adjournment:

MOTION MADE BY JERRY LEE CURTIS TO ADJOURN AT 3:05 P.M. SUPPORTED BY WILLIAM E. EMERY. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Administrative Specialist