

**MINUTES  
KEWEENAW BAY INDIAN COMMUNITY  
SPECIAL COUNCIL MEETING  
TRIBAL CENTER CONFERENCE ROOM  
THURSDAY – DECEMBER 6, 2007 – 9:00 A.M.**

- A. Date: December 6, 2007
- B. Call to Order: President LaFernier called the meeting to order at 9:20 a.m.
- C. Invocation: Lord’s Prayer
- D. Roll Call: Present: Susan J. LaFernier, President  
Toni J. Minton, Secretary  
Gary F. Loonsfoot, Sr., Assistant Secretary (left at 2:44 p.m.)  
Jennifer Misegan, Treasurer  
Larry J. Denomie III, CEO  
Doreen G. Blaker (left at 4:37 p.m.)  
Jerry Lee Curtis  
Michael F. LaFernier, Sr. (arrived at 9:41 a.m., left at 2:08 p.m.)  
Elizabeth “Chiz” Matthews  
Elizabeth D. Mayo  
Absent: Warren C. Swartz, Jr., Vice-President  
William E. Emery
- E. Declaration of Quorum: President LaFernier declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: December 6, 2007
- Addition: FYI- 1. Jennifer Misegan – Toys for Tots

There will be changes of order on the agenda due to scheduled appointment times.

**MOTION MADE BY TONI J. MINTON TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, THREE ABSENT (Warren C. Swartz, Jr., William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.**

G. For Your Information:

1. Jennifer Misegan – Toys for Tots Update – Tribal members looking to sign up for the program can notify Isabelle Welsh or Jennifer. There is also a form if someone has complaints or needs. She also had pins and magnets.

H. Approval of Meeting Minutes:

1. October 18, 2007

**MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE OCTOBER 18, 2007 MEETING MINUTES. SUPPORTED BY TONI J. MINTON. SEVEN IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth D. Mayo), OPPOSED – 0, ONE ABSTAINING (Elizabeth “Chiz” Matthews), THREE ABSENT (Warren C. Swartz, Jr., William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.**

[J. New Business]

1. Don Takala – 9-1-1 Address Signs

Don asked the Council for direction on how to handle the costs of new signs. They are \$125.00 each and \$30.00 to replace.

**MOTION MADE BY LARRY J. DENOMIE III TO HAVE THE TRIBE PAY FOR THE FIRST SIGN FOR MEMBERS WHO NEED A NEW ADDRESS NUMBER AND TO REIMBURSE MEMBERS WHO PAID FOR THE FIRST SIGNS ON THEIR OWN. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, THREE ABSENT (Warren C. Swartz, Jr., William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.**

**Mike LaFernier arrived at 9:41 a.m.**

Don Takala will put in a 2% request for road signs before March 2008. He also asked the Council if they would donate a plotter from the Realty Office. Larry will check with Jason Ayres.

I. Old Business:

1. Diana Chaudier, Election Board Chair – Election Workers Selection

The Council reviewed the names that were submitted to work the 2007 Election. Three names were removed because they were related to candidates. Two additional workers are needed in Baraga and three additional in L’Anse. The Council drew the names of the election workers. They also asked if Diana could advertise “unemployed” for the next election.

**MOTION MADE BY LARRY J. DENOMIE III TO HIRE BRETT DEGENAER AND BRENDA MCKITTRICK IN BARAGA AND DIANE CHARRON, ISADORE MISEGAN AND MYRTLE TOLONEN IN L'ANSE AS ELECTION WORKERS FOR THE 2007 ELECTION. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. FOUR IN FAVOR (Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth "Chiz" Matthews), ONE OPPOSED (Elizabeth D. Mayo), THREE ABSTAINING (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan), THREE ABSENT (Warren C. Swartz, Jr., William E. Emery, Michael F. LaFerner, Sr.), MOTION CARRIED.**

(Michael LaFerner out of room)

Elizabeth Mayo stated her opposition: Everyone that applied should have had their name in the drawing because it wasn't advertised as being for unemployed or retired.

2. Elizabeth Mayo – Christmas Checks. Ron Decota did not receive a Christmas check.

Jennifer Misegan said that he needs to prove his residency and she cannot discuss it in open.

**MOTION MADE BY JENNIFER MISEGAN TO GO INTO CLOSED SESSION AT 9:55 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFerner, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., William E. Emery), MOTION CARRIED.**

**Break: 10:02 – 10:18 a.m.**

**MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 11:57 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFerner, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., William E. Emery), MOTION CARRIED.**

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO ALLOCATE \$500,000.00 TO ADJUST THE WAGE SYSTEM FOR THE MARKET AND EQUITY PROBLEMS. SUPPORTED BY ELIZABETH D. MAYO. NINE IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFerner, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., William E. Emery), MOTION CARRIED.**

**Lunch: 12:00 – 1:12 p.m.**

3. Larry Denomie - Committee Travel Policy

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE POLICY CHANGE OF THE NON-USE OF ANNUAL LEAVE FOR COMMUNITY COMMITTEE TRAVEL WITH THE CHANGES. SUPPORTED BY DOREEN G. BLAKER. NINE IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., William E. Emery), MOTION CARRIED.**

J. New Business:

2. John Baker, Attorney – a) 401K Amendment to Administrative Services Agreement for new employees who fail to give investment directions

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AMENDMENT TO THE 401K PLAN ADMINISTRATIVE SERVICES AGREEMENT TO ADD THE DEFAULT INVESTMENT OPTION AND TO AUTHORIZE THE PRESIDENT TO SIGN. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, THREE ABSENT (Warren C. Swartz, Jr., Larry J. Denomie III, William E. Emery), MOTION CARRIED.**

(Larry Denomie out of room)

- b) Economic Growth and Tax Relief Reconciliation Act of 2001 –  
Plan Document Restatement

**MOTION MADE BY JENNIFER MISEGAN TO AUTHORIZE THE PLAN ADMINISTRATOR TO SIGN THE CERTIFICATION OF INTENT TO ADOPT A PRE-APPROVED PLAN FOR THE 401K. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., William E. Emery), MOTION CARRIED.**

3. Todd Warner, NRD – US Geological Survey Joint Funding Agreements

- a) Silver River Stream Gauges  
b) Yellow Dog Plains Stream Gauges

**MOTION MADE BY DOREEN G. BLAKER TO AUTHORIZE THE PRESIDENT TO SIGN THE 2008 JOINT FUNDING AGREEMENTS FOR THE SILVER RIVER WATERSHED AND YELLOW DOG PLAINS STREAM GAUGES. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. NINE IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, TWO ABSENT (Warren C. Swartz, Jr., William E. Emery), MOTION CARRIED.**

4. Larry Denomie – TERO Pre-Employment Job Readiness Fund Policy

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE TERO PRE-EMPLOYMENT JOB READINESS FUND POLICY WITH THE CHANGES AS DISCUSSED. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, THREE ABSENT (Warren C. Swartz, Jr., Doreen G. Blaker, William E. Emery), MOTION CARRIED.**

5. Susan LaFERNIER – Hiring Committee By-Laws Amendment to change terms from one year to three years. 2007 would be considered their first year.

**MOTION MADE BY LARRY J. DENOMIE III TO AMEND THE BY-LAWS FOR THE HIRING COMMITTEE, AS RECOMMENDED BY THE COMMITTEE, THAT UNDER MEMBERSHIP THE COMMITTEE BE COMPRISED OF SEVEN MEMBERS APPOINTED BY THE COUNCIL FOR THREE-YEAR TERMS. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. EIGHT IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, THREE ABSENT (Warren C. Swartz, Jr., Doreen G. Blaker, William E. Emery), MOTION CARRIED.**

K. Closed Session:

1. Pauline Spruce/Michael Goree
2. Jennifer Misegan, Treasurer –
  - a) Library Budget
  - b) Veteran’s Budget
  - c) Donation Request
3. Susan LaFERNIER, President
4. Larry Denomie, CEO
5. John Baker – Contracts
6. Ed Janisse – Budget

**MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO GO INTO CLOSED SESSION AT 2:07 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING – 0, THREE ABSENT (Warren C. Swartz, Jr., Doreen G. Blaker, William E. Emery), MOTION CARRIED.**

**Mike LaFernier left at 2:08 p.m.**

**Gary Loonsfoot left at 2:44 p.m.**

**Break: 3:08 – 3:30 p.m.**

**Doreen Blaker left at 4:37 p.m.**

**MOTION MADE BY TONI J. MINTON TO GO INTO OPEN SESSION AT 4:45 P.M. SUPPORTED BY JERRY LEE CURTIS. SIX IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.**

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE LIBRARY BUDGET. SUPPORTED BY JERRY LEE CURTIS. SIX IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.**

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE KBIC VETERAN’S BUDGET OF \$7000.00 AND TO SET UP A TRIBAL FUND FOR THEM. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SIX IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.**

**MOTION MADE BY TONI J. MINTON TO APPROVE THE AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING WITH BAY MILLS COMMUNITY COLLEGE FOR THE IMMERSION PROGRAM. SUPPORTED BY JENNIFER MISEGAN. SIX IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.**

**MOTION MADE BY LARRY J. DENOMIE III TO ALLOW TWO DRINKS PER EMPLOYEE AT THE BARAGA AND MARQUETTE CASINO CHRISTMAS PARTIES. SUPPORTED BY ELIZABETH D. MAYO. FIVE IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth D. Mayo), ONE OPPOSED (Elizabeth “Chiz” Matthews), ABSTAINING - 0, FIVE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.**

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE A DONATION FOR CHRISTMAS GIFTS FOR THE PRE-PRIMARY CHILDREN UP TO \$275.00 AND A DONATION UP TO \$2000.00 FOR GIFTS FOR THE VETERANS AT THE JACOBETTI CENTER. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SIX IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.**

**MOTION MADE BY LARRY J. DENOMIE III TO APPROVE THE EAGLE RADIO STATIONS BUDGET. SUPPORTED BY ELIZABETH D. MAYO. SIX IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.**

L. Adjournment:

**MOTION MADE BY TONI J. MINTON TO ADJOURN AT 4:50 P.M. SUPPORTED BY ELIZABETH D. MAYO. SIX IN FAVOR (Toni J. Minton, Jennifer Misegan, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING – 0, FIVE ABSENT (Warren C. Swartz, Jr., Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr.), MOTION CARRIED.**

Respectfully submitted,

Peggy Minton  
Recording Secretary