

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
FINANCE/SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
THURSDAY – NOVEMBER 13, 2008 –9:00 A.M.**

- A. Date: November 13, 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
Susan J. LaFernier, Vice-President
Toni J. Minton, Secretary (arrived at 9:42 a.m.)
William E. Emery, Assistant Secretary
Jennifer Misegan, Treasurer
Larry J. Denomie III, CEO
Doreen G. Blaker (left 10:38 a.m. – 2:50 p.m.)
Jerry Lee Curtis
Elizabeth “Chiz” Matthews
Elizabeth D. Mayo (arrived at 9:42 a.m., left 12:08 – 1:38 p.m.)
Fred Dakota (arrived at 9:15 a.m.)
Absent: Michael F. LaFernier, Sr.
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: November 13, 2008
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| Additions: | G. Closed Session- | 1. a-c) Dale Dakota, Clayton Ekdahl and George Decota [Continued from 11/12/08 Meeting] |
| Deletion: | J. New Business- | 1. a) Todd Warner – USGS Joint Funding Agreement – Silver River |

MOTION MADE BY WILLIAM E. EMERY TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY LARRY J. DENOMIE III. SEVEN IN FAVOR (Susan J. LaFernier, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Michael F. LaFernier, Sr., Elizabeth D. Mayo, Fred Dakota), MOTION CARRIED.

G. Closed Session:

1. Budget Reviews: [Continuation from November 12, 2008 Meeting]
 - a) Dale Dakota/Chief of Police
 - b) Clayton Ekdahl/Safety Coordinator
 - c) George Decota/Firefighters (not present)
2. Enterprise Grievance Hearing Case #006-08 – **9:30 a.m.**

MOTION MADE BY DOREEN G. BLAKER TO GO INTO CLOSED SESSION AT 9:10 A.M. SUPPORTED BY WILLIAM E. EMERY. SEVEN IN FAVOR (Susan J. LaFernier, William E. Emery, Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, Elizabeth “Chiz” Matthews), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Toni J. Minton, Michael F. LaFernier, Sr., Elizabeth D. Mayo, Fred Dakota), MOTION CARRIED.

Fred Dakota arrived at 9:15 a.m.

Break: 9:30 – 9:42 a.m.

Toni Minton and Elizabeth Mayo arrived at 9:42 a.m.

Doreen Blaker left at 10:38 a.m.

MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 10:48 A.M. SUPPORTED BY FRED DAKOTA. 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, ABSTAINING - 0, TWO ABSENT (Doreen G. Blaker, Michael F. LaFernier, Sr.), MOTION CARRIED.

Grievance Hearing Case #006-08 –

MOTION MADE BY FRED DAKOTA TO OVERTURN THE DECISION IN GRIEVANCE HEARING CASE #006-08 AND TO GRANT HER THREE DAYS PAY FOR LOST TIME AND TO HAVE THE SUSPENSION REMOVED FROM HER RECORD. SUPPORTED BY WILLIAM E. EMERY. SEVEN IN FAVOR (Susan J. LaFernier, William E. Emery, Larry J. Denomie III, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Fred Dakota), TWO OPPOSED (Toni J. Minton, Jennifer Misegan), ABSTAINING - 0, TWO ABSENT (Doreen G. Blaker, Michael F. LaFernier, Sr.), MOTION CARRIED.

Toni Minton stated her opposition: The policy applies regardless of who starts a fight.

Break: 10:53 – 11:00 a.m.

H. Old Business:

1. Elizabeth Mayo/Debra Picciano – Christmas Checks for General Assistance Recipients - Elizabeth Mayo stated the General Assistance recipients are cut from their assistance when they are given the Christmas check and would like input on what can be done for them. Debra Picciano explained that Federal Guidelines have to be followed. The Council does not want to put the program in jeopardy. More information will be coming at a future meeting.

Rick Geroux – Request for Troops in Afghanistan [Not on the Agenda]

MOTION MADE BY WILLIAM E. EMERY TO APPROVE \$8,000.00 TO POST #444 FOR TOBACCO PRODUCTS FOR THE 107TH TROOPS TO BE PURCHASED FROM THE PINES. SUPPORTED BY ELIZABETH D. MAYO. NINE IN FAVOR (Susan J. LaFerner, 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, ABSTAINING - 0, TWO ABSENT (Doreen G. Blaker, Michael F. LaFerner, Sr.), MOTION CARRIED.

I. Closed Session:

3. Budget Reviews:

- a) Debra Picciano/General Assistance
- b) Lisa Denomie/Pre-Primary Program
- c) Tracy Emery/Powwow Committee
- d) Arlan Friisvall/Maintenance

MOTION MADE BY JENNIFER MISEGAN TO GO INTO CLOSED SESSION AT 11:37 A.M. SUPPORTED BY WILLIAM E. EMERY. FIVE IN FAVOR (Susan J. LaFerner, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis), TWO OPPOSED (Elizabeth D. Mayo, Fred Dakota), ABSTAINING - 0, FOUR ABSENT (Larry J. Denomie III, Doreen G. Blaker, Michael F. LaFerner, Sr., Elizabeth “Chiz” Matthews), MOTION CARRIED.

(Larry Denomie and Elizabeth Matthews out of room)

Lunch: 12:08 – 1:10 p.m.

Fred Dakota returned at 1:15 p.m.

Elizabeth Mayo returned at 1:38 p.m.

Break: 2:19 – 2:36 p.m.

MOTION MADE BY WILLIAM E. EMERY TO GO INTO OPEN SESSION AT 2:37 P.M. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SIX IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Fred Dakota), OPPOSED - 0, ABSTAINING - 0, FIVE ABSENT (Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Michael F. LaFernier, Sr., Elizabeth D. Mayo), MOTION CARRIED.

(Jennifer Misegan, Larry Denomie and Elizabeth Mayo out of room)

Doreen Blaker returned at 2:50 p.m.

J. New Business:

1. Arlan Friisvall/Colette Gemignani/Gino Gemignani/Kerry Picciano/Jason Ayres/Sarah Smith – I.H.S. Project - Application for Sanitation Facilities. The Gemignani’s were requesting a new well. They have been hooked up to Kerry Picciano’s well and are on the list to be hooked up to the community water service line, which should begin this spring. I.H.S. will review the cost of a well if the system project isn’t started by October 2009.
[(2) Not present Arlan Friisvall/Kerry Picciano]

MOTION MADE BY ELIZABETH D. MAYO TO HAVE THE GEMIGNANI’S GET AN ESTIMATE ON A WELL. 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.

2. Warren C. Swartz, Jr., President – National Indian Gaming Association Membership Renewal of Dues for 2009

MOTION MADE BY WILLIAM E. EMERY TO PAY THE NATIONAL INDIAN GAMING ASSOCIATION MEMBERSHIP RENEWAL FEE FOR \$7,500.00. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. 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.

3. Todd Warner, NRD – KBIC Ash Seed Collection Donation - It will be shared with the National Collection and would be available for researchers to use to curb the effects of the Emerald Ash Borer in the future. The ash borer has been detected in 3 U.P. Counties.

MOTION MADE BY LARRY J. DENOMIE III TO DONATE OUR EXCESS ASH SEED TO THE NATIONAL SEED BANK TO CURB THE EFFECTS OF THE EMERALD ASH BORER. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. 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.

K. Closed Session:

4. Budget Reviews:

- a) Todd Warner, Natural Resource Director
- b) Amy St. Arnold, Education

MOTION MADE BY WILLIAM E. EMERY TO GO INTO CLOSED SESSION AT 3:10 P.M. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. EIGHT 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), TWO OPPOSED (Elizabeth D. Mayo, Fred Dakota), ABSTAINING - 0, ONE ABSENT (Michael F. LaFernier, Sr.), MOTION CARRIED.

MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 4:21 P.M. SUPPORTED BY WILLIAM E. EMERY. 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, ABSTAINING - 0, TWO ABSENT (Jennifer Misegan, Michael F. LaFernier, Sr.), MOTION CARRIED.

(Jennifer Misegan out of room)

Resolution KB-1644-2008 NIGA Membership Renewal –

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE RESOLUTION KB-1644-2008 NATIONAL INDIAN GAMING ASSOCIATION MEMBERSHIP RENEWAL. SUPPORTED BY JERRY LEE CURTIS. 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.

L. Adjournment:

MOTION MADE BY WILLIAM E. EMERY TO ADJOURN AT 4:25 P.M. SUPPORTED BY JERRY LEE CURTIS. 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.

Respectfully submitted,

Peggy Minton
Recording Secretary