

MINUTES
KEWEENAW BAY INDIAN COMMUNITY
FINANCE/SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
THURSDAY – SEPTEMBER 17, 2009 – 9:00 A.M.

- A. Date: September 17, 2009
- B. Call to Order: President Swartz called the meeting to order at 9:10 a.m.
- C. Invocation: Lord’s Prayer and a moment of silence for Matt O’Claire, Vice President of VOIGT Task Force, who passed on yesterday
- 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 (left 2:27 – 2:42 p.m.)
Jerry Lee Curtis
Fred Dakota (left at 1:55 p.m.)
Michael F. LaFERNIER, Sr. (arrived at 2:21 p.m.)
Gary F. Loonsfoot, Sr. (left at 2:26 p.m.)
Elizabeth “Chiz” Matthews
Elizabeth D. Mayo
Isabelle Helene Welsh
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: September 17, 2009
- Additions: Closed Session-
7. Jennifer Misegan, Treasurer –
 - a) Attorney Contracts
 - b) Gaming Commission Amendments
 - c) Eagle Radio Announcers
 6. President Swartz – Emergency Donation Request
 5. Larry Denomie III, CEO – Wage For Interim Child Support Services Director

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. For Your Information:

1. Red Cliff Tribal Council Resolution – Apostle Islands National Lakeshore 2009-2010 Off-Reservation Treaty Hunting, Trapping and Gathering Agreement. Our Chairman will develop a resolution for off-reservation treaty rights for Indians in our home territory.
2. I.H.S. Annual Sanitary Surveys of Community Water and/or Sewerage Systems at Kawbawgam Road and Zeba.

H. New Business:

1. Jason Ayres, Realty – Resolution KB-1712-2009 Katherine M. Malmgren Residential Lease

MOTION MADE BY WILLIAM E. EMERY TO APPROVE RESOLUTION KB-1712-2009 KATHY MALMGREN RESIDENTIAL LEASE. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. 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.

2. Wanda Seppanen/Jean Jokinen – Chelsey LaFernier Memorial Walk – October 9, 2009 at 5:00 p.m. The walk will begin on McGillan and Lyons Streets and end at the Niiwin Akeaa Center with guest speakers and a feast to follow. Their next meeting is September 23rd and the group may need to request a donation from the Tribe for this event.

I. Closed Session:

1. Gary Loonsfoot, Jr., Language Program -
 - a) Budget Review
 - b) Bay Mills Community College MOU and Service Agreements
2. Michael LaFernier, Sr., Tribal Construction Company – Budget Review
3. Jennifer Misegan, Enrollment - Budget Review
4. John Baker, Attorney
5. Larry Denomie III, CEO/Brad Dakota – Wage for Interim Child Support Services Director
6. Warren C. Swartz, Jr., President – Emergency Donation Request
7. Jennifer Misegan, Treasurer –
 - a) Attorney Contracts
 - b) Gaming Commission Amendments
 - c) Eagle Radio Announcers

MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO GO INTO CLOSED SESSION AT 9:45 A.M. SUPPORTED BY TONI J. MINTON. 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: 10:36 – 10:47 a.m.

Lunch: 12:04- 1:15 p.m.

Break: 1:55 – 2:09 p.m.

Fred Dakota left at 1:55 p.m.

Mike LaFERNIER, Sr. arrived at 2:21 p.m.

Gary Loonsfoot, Sr. left at 2:26 p.m.

Jennifer Misegan left 2:27 – 2:42 p.m.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO OPEN SESSION AT 2:44 P.M. SUPPORTED BY WILLIAM E. EMERY. NINE IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Fred Dakota, Gary F. Loonsfoot, Sr.), MOTION CARRIED.

President Swartz announced the 2nd Reading for the Amendment 2004-001 KBIC Hunting/Fishing/Trapping and Gathering Code scheduled for 6:00 p.m. has been cancelled.

Barbara A. Nolan and Rose Trudeau Services Agreements – Language Immersion Services for students enrolled at Bay Mills Community College/KBIC beginning September 1, 2009 – August 31, 2010

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE SERVICES AGREEMENTS WITH BARBARA A. NOLAN AND ROSE TRUDEAU FOR THE LANGUAGE PROGRAM. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING - 0, TWO ABSENT (Fred Dakota, Gary F. Loonsfoot, Sr.), MOTION CARRIED.

John B. Anderton Consultant Agreement – Cultural Resource Field Survey (Yellow Dog Plains) for \$24,500.00 beginning August 31, 2009

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE CONSULTANT AGREEMENT WITH JOHN B. ANDERTON FOR THE MINING ISSUE. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), ONE OPPOSED (Jennifer Misegan), ABSTAINING - 0, TWO ABSENT (Fred Dakota, Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Gaming Commission Ordinance and Gaming Regulatory Ordinance Draft Amendments –

MOTION MADE BY JENNIFER MISEGAN TO DIRECT THE TRIBAL ATTORNEY’S OFFICE TO PRESENT THE DRAFT AMENDMENTS FOR THE GAMING COMMISSION ORDINANCE AND THE GAMING REGULATORY ORDINANCE TO THE COUNCIL BY OCTOBER 1ST. SUPPORTED BY ELIZABETH D. MAYO. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Fred Dakota, Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Bay Mills Community College MOU – September 1, 2009 to provide Nishnaabemwin Pane Immersion Education at an off-campus site at KBIC

MOTION MADE BY TONI J. MINTON TO APPROVE THE MEMORANDUM OF UNDERSTANDING BETWEEN THE BAY MILLS COMMUNITY COLLEGE AND THE KEWEENAW BAY INDIAN COMMUNITY. SUPPORTED BY SUSAN J. LAFERNIER. SEVEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Elizabeth “Chiz” Matthews, Isabelle H. Welsh), ONE OPPOSED (Elizabeth D. Mayo), ONE ABSTAINING (Michael F. LaFernier, Sr.), TWO ABSENT (Fred Dakota, Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Interim Director Child Support Services Wage -

MOTION MADE BY JENNIFER MISEGAN TO APPOINT STACEY KOSKI AS INTERIM DIRECTOR OF CHILD SUPPORT SERVICES AT \$21.22, WHICH IS THE MINIMUM OF GRADE 11. SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Fred Dakota, Gary F. Loonsfoot, Sr.), MOTION CARRIED.

J. Adjournment:

MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 2:50 P.M. SUPPORTED BY JENNIFER MISEGAN. NINE IN FAVOR (Susan J. LaFernier, Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Fred Dakota, Gary F. Loonsfoot, Sr.), MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Administrative Specialist