

**MINUTES**  
**KEWEENAW BAY INDIAN COMMUNITY**  
**SPECIAL COUNCIL MEETING**  
**TRIBAL CENTER CONFERENCE ROOM**  
**THURSDAY – OCTOBER 29, 2009 – 9:00 A.M.**

- A. Date: October 29, 2009
- B. Call to Order: Council Secretary Toni Minton called the meeting to order at 9:07 a.m.
- C. Invocation: Lord’s Prayer
- D. Roll Call: Present: Toni J. Minton, Secretary  
William E. Emery, Assistant Secretary  
Jerry Lee Curtis  
Fred Dakota (left 9:34 – 10:55 a.m.)  
Michael F. LaFernier, Sr. (left 11:45 a.m. – 4:03 p.m.)  
Gary F. Loonsfoot, Sr.  
Elizabeth “Chiz” Matthews  
Elizabeth D. Mayo  
Isabelle Helene Welsh (arrived at 9:25 a.m.)
- Absent: Warren C. Swartz, Jr., President  
Susan J. LaFernier, Vice President  
Jennifer Misegan, Treasurer
- E. Declaration of Quorum: Secretary Minton declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: October 29, 2009
- |            |               |  |
|------------|---------------|--|
| Deletions: | New Business- | 1. Patricia Gerard – New Equipment Proposal for Pines Convenience Center                 |
|            | Old Business- | 3. Larry Denomie III, CEO/Sarah Smith – Early Childhood Education Center Project Options |

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SEVEN IN FAVOR (William E. Emery, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Susan J. LaFernier, Jennifer Misegan, Isabelle H. Welsh), MOTION CARRIED.**

G. For Your Information:

1. Letter of Resignation effective immediately – Jim Rasanen, Gaming Commissioner
2. An Invite from Baraga County Chamber of Commerce to Network and Tour CertainTeed Ceilings in L’Anse, November 10, 2009 4:00 – 6:00 p.m.

H. Approval of Meeting Minutes:

1. June 18, 2009

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE JUNE 18, 2009 MEETING MINUTES. SUPPORTED BY WILLIAM E. EMERY. SEVEN IN FAVOR (William E. Emery, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Susan J. LaFernier, Jennifer Misegan, Isabelle H. Welsh), MOTION CARRIED.**

I. New Business:

1. Ginny Ann Jermac – Request for Barbara Mantila needing assistance with Travel Expenses for Medical Appointments – Round Trip Ticket to Minneapolis

**MOTION MADE BY WILLIAM E. EMERY TO APPROVE THE NOVEMBER 11<sup>TH</sup> FLIGHT FOR BARBARA MANTILA AFTER UTILIZING THE EMERGENCY FUNDING. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SEVEN IN FAVOR (William E. Emery, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Susan J. LaFernier, Jennifer Misegan, Isabelle H. Welsh), MOTION CARRIED.**

J. Old Business:

1. Elizabeth Mayo – 1st Reading Proposed Ordinance 2009-03 - Amendment to Ordinance 2004-001 KBIC Hunting, Fishing, Trapping and Gathering Code

**Isabelle Welsh arrived at 9:25 a.m.**

**MOTION MADE BY ELIZABETH D. MAYO TO WAIVE THE 1<sup>ST</sup> READING OF PROPOSED AMENDMENT 2009-03 TO KBIC HUNTING, FISHING, TRAPPING AND GATHERING CODE ORDINANCE 2004-01 AND SCHEDULE A DATE AT THE NEXT MEETING FOR THE 2<sup>ND</sup> READING. SUPPORTED BY GARY F. LOONSFOOT, SR. SEVEN IN FAVOR (William E. Emery, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED - 0, ONE ABSTAINING (Isabelle H. Welsh), THREE ABSENT (Warren C. Swartz, Jr., Susan J. LaFernier, Jennifer Misegan), MOTION CARRIED.**

**Break: 9:27 – 9:34 a.m.**

**Fred Dakota left at 9:34 a.m.**

2. Doreen Blaker – Resolution KB-1716-2009 Wildland Fire Management Cooperative Agreement for non-recurring funding between KBIC and B.I.A. Midwest Region - Present: Becky Genschow/Tom Chosa/George Decota/Darian Decota/Charlie Gauthier

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE RESOLUTION KB-1716-2009 FIREFIGHTERS COOPERATIVE AGREEMENT. SUPPORTED BY JERRY LEE CURTIS. SEVEN IN FAVOR (William E. Emery, Jerry Lee Curtis, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Susan J. LaFernier, Jennifer Misegan, Fred Dakota), MOTION CARRIED.**

3. Francis LaPointe, CFO/Larry Denomie III, CEO/Dawn Richards, Controller – Ojibwa Community College MOA - Francis LaPointe gave his recommendations to the Council in regards to the OCC separating their payroll and benefits from the Tribe. He feels it would be best to have the college outsource their accounting. The Higher Learning Commission’s report was to separate the college functions from the Tribe. Further discussion on the MOA will be scheduled for next Thursday’s meeting.

**K. Closed Session:**

1. Toni Minton – Gaming Commissioner Vacancy
2. Gregg Nominelli, Economic Developer –
  - a) Proposed Business Opportunity
  - b) Bay View Vision Lease
3. Larry Denomie III, CEO

**MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO GO INTO CLOSED SESSION AT 10:06 A.M. SUPPORTED BY GARY F. LOONSFOOT, SR. SIX IN FAVOR (William E. Emery, Jerry Lee Curtis, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING - 0, FOUR ABSENT (Warren C. Swartz, Jr., Susan J. LaFernier, Jennifer Misegan, Fred Dakota), MOTION CARRIED.**

**Fred Dakota returned at 10:55 a.m.**

**Break: 11:04 – 11:18 a.m.**

**Mike LaFerner, Sr. left at 11:45 a.m.**

**MOTION MADE BY FRED DAKOTA TO GO INTO OPEN SESSION AT 12:09 P.M. SUPPORTED BY WILLIAM E. EMERY. SEVEN IN FAVOR (William E. Emery, Jerry Lee Curtis, Fred Dakota, Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED – 0, ABSTAINING – 0, FOUR ABSENT (Warren C. Swartz, Jr., Susan J. LaFerner, Jennifer Misegan, Michael F. LaFerner, Sr.), MOTION CARRIED.**

Meeting recessed at 12:10 p.m. Reconvened at 4:00 p.m. Absent: Warren Swartz, Jr., Susan LaFerner, Jennifer Misegan, Gary Loonsfoot, Sr., Isabelle Welsh

**Mike LaFerner, Sr. returned at 4:03 p.m.**

[Old Business Continued]

4. Tribal Council/Gaming Commissioners – Informal Review of Proposed Gaming Regulatory and Gaming Commission Ordinances. Present: Christoph Geiger/John Baker/Laurie Irwin/Lynn Haataja/David Haataja/Barb Mayo/Dale Shalifoe/Mike Duschene

Christoph Geiger reviewed the amendments for each ordinance.

L. Adjournment:

**MOTION MADE BY ELIZABETH D. MAYO TO ADJOURN AT 4:29 P.M. SUPPORTED BY FRED DAKOTA. SIX IN FAVOR (William E. Emery, Jerry Lee Curtis, Fred Dakota, Michael F. LaFerner, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, FIVE ABSENT (Warren C. Swartz, Jr., Susan J. LaFerner, Jennifer Misegan, Gary F. Loonsfoot, Sr., Isabelle H. Welsh), MOTION CARRIED.**

Respectfully submitted,

Peggy Minton  
Administrative Specialist

**5:00 p.m. – 2<sup>nd</sup> Reading – Amendments to Gaming Regulatory Proposed Ordinance 2009-04 and Gaming Commission Proposed Ordinance 2009-05**

[Transcript/Comments available in Legislative File]