

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
REGULAR TRIBAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
SATURDAY – JANUARY 5, 2008 – 9:00 A.M.**

- A. Date: January 5, 2008
- B. Call to Order: President LaFernier called the meeting to order at 9:10 a.m.
- C. Invocation: Lord’s Prayer and prayers for the family of Elizabeth Betty Garcia
- D. Roll Call: Present: Susan J. LaFernier, President
Warren C. Swartz, Jr., Vice-President
Toni J. Minton, Secretary
Gary F. Loonsfoot, Sr., Assistant Secretary
Jennifer Misegan, Treasurer
Larry J. Denomie III, CEO
Doreen G. Blaker
Jerry Lee Curtis
William E. Emery
Michael F. LaFernier, Sr.
Elizabeth “Chiz” Matthews
Elizabeth D. Mayo
- E. Declaration of Quorum: President LaFernier declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: January 5, 2008
- Addition: New Business- 3. Request for List of Voters who voted at the Dec. 15, 2007 Election

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AGENDA WITH THE ADDITION. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

G. For Your Information:

1. A "Thank you" from the Family of Brian Gasperich
2. A "Thank you" from Vickie LaPorte
3. A "Thank you" from Lana Robillard
4. A "Thank you" from Loretta Hugo
5. A "Thank you" from the Baraga Area Schools – 2% Distribution
6. A "Thank you" from Bart Stupak – Campaign Contribution
7. A "Thank you" from the Marquette County History Museum – 2% Distribution
8. A "Thank you" from the Charter Township of Chocolay - 2% Distribution
9. A "Thank you" from the California Nations Indian Gaming Association - Disaster Relief Fund
10. A "Thank you" from the American Cancer Society Baraga Area Great Lakes Division, Inc.
11. A "Thank you" from the U.S. Marine Corps – Toys for Tots Foundation
12. A "Thank you" from Jenna Hansen – brought in by Rick Geroux from American Legion
13. Information from Patricia Brown on the Marquette Senior's Christmas Party
14. VOIGT Task Force Meeting Minutes from November 1, 2007
15. Upcoming VOIGT Task Force Meeting – January 10, 2008 at 10:00 a.m. in Lac Vieux Desert – Chris Swartz will attend
16. A copy of The ANA Messenger – Special Edition on Native Languages

H. Approval of Meeting Minutes:

1. November 3, 2007

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE NOVEMBER 3, 2007 MEETING MINUTES. SUPPORTED BY WARREN C. SWARTZ, JR. ALL IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

2. November 6, 2007

MOTION MADE BY TONI J. MINTON TO APPROVE THE NOVEMBER 6, 2007 MEETING MINUTES. SUPPORTED BY GARY F. LOONSFOOT, SR. ALL IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

3. November 8, 2007

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE NOVEMBER 8, 2007 MEETING MINUTES. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ONE ABSTAINING (Warren C. Swartz, Jr.), ABSENT - 0, MOTION CARRIED.

4. September 2, 2005

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE SEPTEMBER 2, 2005 MEETING MINUTES. SUPPORTED BY LARRY J. DENOMIE III. EIGHT IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, William E. Emery, Michael F. LaFernier, Sr., Elizabeth D. Mayo), OPPOSED – 0, THREE ABSTAINING (Warren C. Swartz, Jr., Jerry Lee Curtis, Elizabeth “Chiz” Matthews), ABSENT - 0, MOTION CARRIED.

5. September 6, 2005

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE SEPTEMBER 6, 2005 MEETING MINUTES. SUPPORTED BY WARREN C. SWARTZ, JR. EIGHT IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, William E. Emery, Elizabeth D. Mayo), OPPOSED – 0, THREE ABSTAINING (Michael F. LaFernier, Sr., Jerry Lee Curtis, Elizabeth “Chiz” Matthews), ABSENT - 0, MOTION CARRIED.

I. President’s Report/December 2007 – available for your review

MOTION MADE BY TONI J. MINTON TO APPROVE THE PRESIDENT’S REPORT. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. ALL IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

J. CEO’s Report/December 2007 - available for your review [Also available on ojibwa.com]

MOTION MADE BY WILLIAM E. EMERY TO APPROVE THE CEO’S REPORT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

K. Secretary's Report/December 2007 – available for your review

MOTION MADE BY WARREN C. SWARTZ, JR. TO APPROVE THE SECRETARY'S REPORT. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. ALL IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

L. Treasurer's Report/December 2007 – available for your review

MOTION MADE BY WARREN C. SWARTZ, JR. TO APPROVE THE TREASURER'S REPORT. SUPPORTED BY TONI J. MINTON. ALL IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

Thank you to Jennifer and Francis LaPointe, CFO for their work on the financial report that was sent to every household.

M. Department Head Reports- November 2007

MOTION MADE BY DOREEN G. BLAKER TO APPROVE THE NOVEMBER 2007 DEPARTMENT HEAD REPORTS. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. TEN IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Elizabeth "Chiz" Matthews, Elizabeth D. Mayo), ONE OPPOSED (Michael F. LaFernier, Sr.), ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

Mike LaFernier stated that approximately thirty people did not turn in a monthly report. Susan LaFernier stated that everyone knows they need to put in their Department Head Reports, it isn't something new. Jennifer Misegan suggested a template for the Directors to follow. Chris Swartz stated that the Directors are paid to do these reports and he doesn't feel it's up to the Tribal Council to develop a template for them.

N. New Business:

1. Larry Denomie, CEO –

a) New 15 Passenger Van for Tribal Center - (6) Bids were received

MOTION MADE BY WILLIAM E. EMERY TO APPROVE THE BID FROM THOMAS FORD FOR \$22068.00. SUPPORTED BY ELIZABETH D. MAYO. TEN IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), ONE OPPOSED (Michael F. LaFernier, Sr.), ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

b) Deer Tag Request for Victor Miron – He was requesting deer tags because he was not able to use his tags during the regular season.

Jennifer Misegan stated that it would be unlawful as the Tribal Code only allows for Community or Ceremonial use.

MOTION MADE BY WARREN C. SWARTZ, JR. TO APPROVE THE SPECIAL DEER REQUEST APPLICATION FOR VICTOR MIRON FOR TWO DEER TAGS TO BE FILLED BY JANUARY 11, 2008. SUPPORTED BY ELIZABETH D. MAYO. FOUR IN FAVOR (Warren C. Swartz, Jr., Doreen G. Blaker, Jerry Lee Curtis, Elizabeth D. Mayo), SEVEN OPPOSED (Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), ABSTAINING – 0, ABSENT - 0, MOTION DEFEATED.

Break: 10:00 – 10:10 a.m.

2. Diana Chaudier, Election Board Chair-

a) Voter List for the January 26th Special Run-Off Election

MOTION MADE BY WARREN C. SWARTZ, JR. TO APPROVE THE KEWEENAW BAY INDIAN COMMUNITY’S REGISTERED VOTERS LIST AS PRESENTED BY DIANA CHAUDIER. SUPPORTED BY ELIZABETH D. MAYO. WARREN C. SWARTZ, JR. REQUESTED A ROLL CALL VOTE.

**Warren Swartz – Aye
Toni Minton – Aye
Gary Loonsfoot – Aye
Jennifer Misegan – Aye
Larry Denomie – Aye
Doreen Blaker – Aye**

**Jerry Lee Curtis – Aye
William Emery – Aye
Michael LaFernier – Aye
Elizabeth Matthews – Aye
Elizabeth Mayo – Aye**

ALL IN FAVOR, OPPOSED – 0, ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.

b) Election Workers – The Election Board will be in need of three additional election workers. (2 in L’Anse and 1 in Baraga). Susan LaFernier drew the names from a hat and the results were Elizabeth John and Myrtle Tolonen for the L’Anse District and Craig Jermac for the Baraga District.

3. Susan LaFerner - A letter of request was received from Fred Dakota for a list of voters who voted in the December 15, 2007 Election. The letter was sent to the Election Board and their response was to deny the request for this information.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE RELEASE OF THE INFORMATION OF WHO VOTED IN THE LAST ELECTION TO THE PEOPLE WHO WANT IT. SUPPORTED BY GARY F. LOONSFOOT, SR. SIX IN FAVOR (Toni J. Minton, Gary F. Loonsfoot, Sr., Doreen G. Blaker, William E. Emery, Michael F. LaFerner, Sr., Elizabeth D. Mayo), FOUR OPPOSED (Warren C. Swartz, Jr., Jennifer Misegan, Jerry Lee Curtis, Elizabeth “Chiz” Matthews), ONE ABSTAINING (Larry J. Denomie III), ABSENT - 0, MOTION CARRIED.

Jerry Lee Curtis stated his opposition: He is opposed because of the decision that was made by the Election Board and he feels the Council should stand behind them. Jennifer Misegan agreed.

Chris Swartz stated: It’s micromanaging.

4. Swearing in of Tribal Associate Judge – Violet Friisvall-Ayres

Susan LaFerner congratulated Violet who received 363 votes. The oath of office was administered. Violet will serve as Associate Judge until her term expires in 2011.

O. Closed Session:

1. Jennifer Misegan, Treasurer
2. Susan LaFerner, President
3. Larry Denomie, CEO
4. John Baker, Attorney – Contracts

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 10:38 A.M. SUPPORTED BY WILLIAM E. EMERY. TEN IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFerner, Sr., Elizabeth “Chiz” Matthews), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

MOTION MADE BY WILLIAM E. EMERY TO GO INTO OPEN SESSION AT 11:50 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFerner, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE PROFESSIONAL SERVICES AGREEMENT WITH DALE SCHMEISSER FOR THE WIC PROGRAM. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. ALL IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

P. Adjournment:

MOTION MADE BY WARREN C. SWARTZ, JR. TO ADJOURN AT 11:53 A.M. SUPPORTED BY ELIZABETH D. MAYO. ALL IN FAVOR (Warren C. Swartz, Jr., Toni J. Minton, Gary F. Loonsfoot, Sr., Jennifer Misegan, Larry J. Denomie III, Doreen G. Blaker, Jerry Lee Curtis, William E. Emery, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), OPPOSED – 0, ABSTAINING – 0, ABSENT - 0, MOTION CARRIED.

Respectfully submitted,

Peggy Minton
Recording Secretary