

# KEWEENAW BAY INDIAN COMMUNITY

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Keweenaw Bay Tribal Center  
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## 2014 TRIBAL COUNCIL

DONALD SHALIFOE, SR., Ogimaa  
CAROLE L. LAPOINTE, Vice Chairwoman  
JEAN JOKINEN, Secretary  
GARY F. LOONSFOT, SR., Asst. Secretary  
EDDY EDWARDS, Treasurer

ROBERT "R.D." CURTIS, JR.  
MICHAEL F. LAFERNIER, SR.  
SUSAN J. LAFERNIER  
ELIZABETH "CHIZ" MATTHEWS  
DON MESSER, JR.  
JENNIFER MISEGAN  
WARREN C. SWARTZ, JR.

**MINUTES  
KEWEENAW BAY INDIAN COMMUNITY  
SPECIAL COUNCIL MEETING  
OJIBWA CASINO RESORT CONFERENCE ROOM  
THURSDAY – MAY 2, 2013 – 9:00 A.M.**

**APPROVED**  
10-30-14  
**COPY**

- A. Date: May 2, 2013
- B. Call to Order: President Swartz called the meeting to order at 9:12 a.m.
- C. Invocation: Lord's Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President  
Elizabeth D. Mayo, Vice President (left at 11:51 a.m.)  
Susan J. LaFermier, Secretary  
Toni J. Minton, Assistant Secretary  
Jennifer Misegan, Treasurer  
Robert R.D. Curtis, Jr.  
Jean Jokinen  
Michael F. LaFermier, Sr.  
Elizabeth "Chiz" Matthews (left at 10:30 – 11:45 a.m.)  
Don Messer, Jr.
- Absent: Fred Dakota  
Carole L. LaPointe
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: May 2, 2013
- Deletions: New Business- 5. Larry Denomie III, CEO – Weekly Update  
Closed Session- 2. Larry Denomie III, CEO – Eagle Radio General Manager  
Employment Agreement Renewal  
3. Sarah Maki, Assistant CEO – Waiver Request for Nepotism
- Move New Business 3. To Closed Session 2. President Swartz - Adjudication of Jeanne Kauppila for ICWA Committee

- Additions: FYI- 4. President Swartz - A letter to the MI Natural Resource Commission regarding the Wolf
- 5. Jean Jokinen - A letter from OHA regarding Grants
- Old Business- 2. Jean Jokinen – Housing Board Discussion
- 3. Jean Jokinen – Secretarial Election
- Closed Session- 3. Jean Jokinen - Casino Financials
- 4. Jennifer Misegan, Treasurer – Attorney Contracts

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

G. Closed Session:

- 1. Tribal Attorney’s Office –
  - a) Litigation Priorities
  - b) Law Firm Waiver of Conflict of Interest for Contract Reviews

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 9:17 A.M. SUPPORTED BY JENNIFER MISEGAN. SEVEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), TWO OPPOSED (Jean Jokinen, Don Messer, Jr.), ABSTAINING - 0, TWO ABSENT (Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

**Break: 10:20 – 10:30 a.m. –Elizabeth “Chiz” Matthews left 10:30 – 11:45 a.m.**

**MOTION MADE BY ELIZABETH D. MAYO TO GO INTO OPEN SESSION AT 11:45 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

Law Firm Waiver of Conflict of Interest for Contract Reviews -

**MOTION MADE BY JENNIFER MISEGAN TO GRANT A WAIVER TO DORSEY AND WHITNEY REGARDING THE WMS AND ARISTOCRAT CONTRACTS. SUPPORTED BY ELIZABETH D. MAYO. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

The Council received certificates for KBOCC CEU credits for the Social Media Training.

**Elizabeth Mayo left at 11:51 a.m.**

**Lunch: 11:51 a.m. – 1:00 p.m.**

H. For Your Information:

1. Wildlife Conservation Order Amendment No. 6 – Proposal for Regulatory Change Involving the Harvest of Wolves - A letter to the Natural Resources Commission regarding the Wolf from Dennis Knapp, MDNR, Native American Affairs Coordinator
2. Telephone Poll April 29, 2013 regarding the Transfer Station Pre-Engineered Steel Building Bids: the bid from NuCor Building Systems was approved for \$57,994.00 – Mike LaFERNIER, Sr. requested Bruce LaPointe to be present next week to discuss the bid process for this issue.
3. KBIC Head Start Graduation Celebration May 3, 2013 11:00 a.m. – 1:00 p.m. at OCC
4. President Swartz letter to the Members of the Michigan Natural Resources Commission regarding KBIC’s opposition to the hunting or trapping of wolves on or near the KBIC L’Anse Reservation
5. Jean Jokinen: A letter from OHA’s auditors regarding the use of Grant funds

I. Approval of Meeting Minutes:

1. May 24, 2012

**MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE THE MAY 24, 2012 MEETING MINUTES. SUPPORTED BY TONI J. MINTON. SIX IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews), OPPOSED - 0, TWO ABSTAINING (Jennifer Misegan, Don Messer, Jr.), THREE ABSENT (Elizabeth D. Mayo, Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

2. May 31, 2012

**MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO APPROVE THE MAY 31, 2012 MEETING MINUTES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. SIX IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews), OPPOSED - 0, ONE ABSTAINING (Don Messer, Jr.), FOUR ABSENT (Elizabeth D. Mayo, Jennifer Misegan, Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

(Jennifer Misegan out of the room)

3. June 2, 2012

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE JUNE 2, 2012 MEETING MINUTES. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SIX IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFERNIER, Sr., Elizabeth “Chiz” Matthews), OPPOSED - 0, TWO ABSTAINING (Jennifer Misegan, Don Messer, Jr.), THREE ABSENT (Elizabeth D. Mayo, Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

J. Old Business:

1. Gerald Jondreau, Tribal Forester – Resolution KB-1933-2013 MOU Tribal USDA-Forest Service Relations on Nation Forest Lands within the Territories ceded in the Treaties of 1836, 1837, 1842 as recommended by the Voigt Intertribal Task Force on March 1, 2012.

**MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE RESOLUTION KB-1933-2013 MOU TRIBAL USDA-FOREST SERVICE RELATIONS ON NATIONAL FOREST LANDS AND TO DESIGNATE THE PERSONS BY TITLE TO THE TECHNICAL WORKING GROUP. SUPPORTED BY DON MESSER, JR. EIGHT IN FAVOR (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Elizabeth D. Mayo, Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

2. Jean Jokinen –Ojibwa Housing Authority Board Discussion regarding the Council acting as the Board.

Jennifer Misegan requested a meeting be scheduled with Housing for next week.

OHA Board Check Signers and OHA Board Motions -

**MOTION MADE BY JENNIFER MISEGAN THAT ALL OJIBWA HOUSING AUTHORITY CHECKING ACCOUNTS HAVE THE SAME CHECK SIGNERS AS THE TRIBAL GOVERNMENT’S ADMINISTRATIVE ACCOUNTS. SUPPORTED BY TONI J. MINTON. FOUR IN FAVOR (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Michael F. LaFernier, Sr.), FOUR OPPOSED (Robert R.D. Curtis, Jr., Jean Jokinen, Elizabeth “Chiz” Matthews, Don Messer, Jr.), ABSTAINING - 0, THREE ABSENT (Elizabeth D. Mayo, Fred Dakota, Carole L. LaPointe), TIE VOTE. PRESIDENT SWARTZ VOTED IN FAVOR, MOTION CARRIED.**

**MOTION MADE BY JEAN JOKINEN TO APPOINT GARY LOONSFOOT, SR., DOMINIC PICCIANO, ROBERT R.D. CURTIS, JR., JANICE SHALIFOE, AND ROLAND SWARTZ TO THE OJIBWA HOUSING AUTHORITY BOARD. SUPPORTED BY DON MESSER, JR. FIVE IN FAVOR (Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), THREE OPPOSED (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan), ABSTAINING - 0, THREE ABSENT (Elizabeth D. Mayo, Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

3. Jean Jokinen – Secretarial Election – No action. The Council requested information regarding the changes this would create in the Election Ordinance. The Election Board is preparing a response to the Constitution Committee on their suggestions.

K. New Business:

1. Lindy Grell, Tribal Attorney (not present) –

- a) Michael P. Dowd and Michael P. Lahti New Business License Application – Superior Auto Works 41 in L’Anse – He requested to add to the application: used car sales dealership

**MOTION MADE BY DON MESSER, JR. TO APPROVE A NEW BUSINESS LICENSE FOR MICHAEL DOWD AND MICHAEL LAHTI DOING BUSINESS AS SUPERIOR AUTO WORKS 41 WITH THE TYPE OF BUSINESS BEING AUTOMOTIVE REPAIRS AND A USED CAR DEALERSHIP. SUPPORTED BY ROBERT R.D. CURTIS, JR. EIGHT IN FAVOR (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Elizabeth D. Mayo, Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

- b) Dale Goodreau New Business License Application – Hey! Beautiful – Hair Salon in L’Anse

**MOTION MADE BY TONI J. MINTON TO APPROVE A NEW BUSINESS LICENSE FOR DALE GOODREAU DOING BUSINESS AS HEY! BEAUTIFUL. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. EIGHT IN FAVOR (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Elizabeth D. Mayo, Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

2. Gary Loonsfoot, Jr., Director of Cultural Resources – Walleye Fishing Harvest for Powwow – No action. There was consensus to have them purchase fish from our Commercial Fishermen and ask for walleye donations.
3. Vice President Mayo (not present)/Susan LaFernier, Secretary – WIC Registered Dietician Services Agreement between KBIC and Hannahville Indian Community July 1, 2013 – June 30, 2014

**MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE AGREEMENT BETWEEN HANNAHVILLE INDIAN COMMUNITY AND THE KEWEENAW BAY INDIAN COMMUNITY FOR THE REGISTERED DIETICIAN SERVICES FOR THE WIC PROGRAM JULY 1<sup>ST</sup> THROUGH JUNE 2014. SUPPORTED BY DON MESSER, JR. EIGHT IN FAVOR (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Elizabeth D. Mayo, Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

[Closed Session]

2. President Swartz - Adjudication of Jeanne Kauppila for ICWA Committee (rescheduled to May 9, 2013)
3. Sarah Maki, Assistant CEO – Background Investigator Adjudication
4. Jean Jokinen - Casino Financials

5. Jennifer Misegan, Treasurer – Attorney Contracts

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 2:19 P.M. SUPPORTED BY TONI J. MINTON. SIX IN FAVOR (Susan J. LaFerner, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Michael F. LaFerner, Sr., Elizabeth “Chiz” Matthews), TWO OPPOSED (Jean Jokinen, Don Messer, Jr.), ABSTAINING - 0, THREE ABSENT (Elizabeth D. Mayo, Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

Break: 2:20 – 2:30 p.m.

**MOTION MADE BY JENNIFER MISEGAN TO GO INTO OPEN SESSION AT 3:45 P.M. SUPPORTED BY ROBERT R.D. CURTIS, JR. EIGHT IN FAVOR (Susan J. LaFerner, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFerner, Sr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Elizabeth D. Mayo, Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

Background Investigator Adjudication –

**MOTION MADE BY JENNIFER MISEGAN TO GRANT RONALD HUECKSTAEDT, JR. A FULL CLEARANCE ON HIS SECURITY BACKGROUND CHECK FOR A PERIOD OF FIVE YEARS. SUPPORTED BY ROBERT R.D. CURTIS, JR. EIGHT IN FAVOR (Susan J. LaFerner, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFerner, Sr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Elizabeth D. Mayo, Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

6. Adjournment:

**MOTION MADE BY TONI J. MINTON TO ADJOURN AT 3:49 P.M. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Susan J. LaFerner, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFerner, Sr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, THREE ABSENT (Elizabeth D. Mayo, Fred Dakota, Carole L. LaPointe), MOTION CARRIED.**

Respectfully submitted,



Peggy Loonsfoot  
Administrative Specialist