

**MINUTES  
KEWEENAW BAY INDIAN COMMUNITY  
REGULAR TRIBAL COUNCIL MEETING  
OJIBWA CASINO RESORT CONFERENCE ROOM  
SATURDAY – JULY 11, 2009 – 9:00 A.M.**

A. Date: July 11, 2009

B. Call to Order: President Swartz called the meeting to order at 9:07 a.m.

C. Invocation: Lord's Prayer

D. Roll Call: Present: Warren C. Swartz, Jr., President  
Toni J. Minton, Secretary  
William E. Emery, Assistant Secretary  
Jennifer Misegan, Treasurer  
Jerry Lee Curtis  
Fred Dakota  
Michael F. LaFernier, Sr.  
Gary F. Loonsfoot, Sr.  
Elizabeth "Chiz" Matthews  
Elizabeth D. Mayo  
Isabelle Helene Welsh

Absent: Susan J. LaFernier, Vice President

E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.

F. Approval of Agenda: July 11, 2009

Deletion: H. President's Report/June 2009      Printing Problems

Additions: N. Old Business-  
1. Jennifer Misegan -  
b) Care Packages for Troops  
c) Code of Ethics

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY FRED DAKOTA. TEN IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Susan J. LaFernier), MOTION CARRIED.**

G. For Your Information:

1. A “Thank you” from the NMU Center for Native American Studies Director, April Lindala for the Resolution of support for “Healthy Minds, Healthy Nations” Program
2. A “Thank you” from the Charter Township of Chocolay Supervisor, Greg Seppanen for the 2% Funds
3. A “Thank you” from Governor Jennifer Granholm for participation in the 2009 Tribal State Summit
4. A “Thank you” from William Kirchofer
5. A copy of the VOIGT Task Force Meeting Minutes from 04/02/09 & 05/07/09
6. The Bureau of Indian Affairs FY2010 Budget – The Obama Administration and the 111<sup>th</sup> Congress Workshop on September 1 – 3, 2009 in Bloomington, Minnesota
7. Child and Family Services of the U.P., Inc. Project Hope – Houghton, MI
8. United States Senate Committee on Indian Affairs – Improving the Indian Health Care System Senator Byron L. Dorgan, Chairman
9. “Protect the Earth Great Lakes Community Gathering” August 1 - 2, 2009 NMU/Eagle Rock

**MOTION MADE BY ELIZABETH D. MAYO TO MOVE THE AUGUST 1<sup>ST</sup> REGULAR SCHEDULED TRIBAL COUNCIL MEETING TO AUGUST 8<sup>TH</sup>. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Susan J. LaFernier), MOTION CARRIED.**

H. Vice-President’s Report/June 2009 – available for your review  
[Not present, President Swartz read the report]

**MOTION MADE BY WILLIAM E. EMERY TO APPROVE THE JUNE 2009 VICE-PRESIDENT’S REPORT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Susan J. LaFernier), MOTION CARRIED.**

I. Secretary’s Report/June 2009 – available for your review

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE JUNE 2009 SECRETARY’S REPORT. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TEN IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Susan J. LaFernier), MOTION CARRIED.**

J. Treasurer's Report/May & June 2009 – Verbal Report [Printing problems, will submit hard copy on Monday]

**MOTION MADE BY TONI J. MINTON TO APPROVE THE MAY AND JUNE 2009 TREASURER'S REPORT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Susan J. LaFernier), MOTION CARRIED.**

K. CEO's Report/June 2009 – available for your review [Also available on ojibwa.com]  
[Not present, President Swartz read the report]

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE JUNE 2009 CEO'S REPORT. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. TEN IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Susan J. LaFernier), MOTION CARRIED.**

L. Department Head Reports – May 2009

**MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE MAY 2009 DEPARTMENT HEAD REPORTS. SUPPORTED BY JERRY LEE CURTIS. TEN IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Susan J. LaFernier), MOTION CARRIED.**

M. Recognize Scheduled Delegation/Individuals:

1. Terri Denomie, Head Start Director – Head Start Expansion and Early Head Start Information

Terri informed the Council that she does not feel the Head Start/Early Head Start programs should be relocated to the OCC site in Baraga. Terri stated to the Council that there is stimulus expansion money available towards expanding the Head Start and Early Head Start programs, which she has applied for a one-time Health and Safety grant. The application is to upgrade to central air throughout the entire building, a fire alarm system, a food delivery door and a passenger bus.

Terri informed the Council that if the childhood center is located at OCC, there could not be sex offenders present.

Jennifer Misegan inquired as to why Terri, who is on the work group that was formed to review the early childhood education center, had never mentioned her ideas prior, being that plans were made from this work group to develop the center adjacent to the OCC building. Jennifer stated

that she would like to be involved in the work groups for the childhood education center and a plan needs to be developed so there isn't a duplicate in services.

The CEO office, Terri Denomie, President Swartz and Jennifer Misegan will meet to discuss the issues on July 16<sup>th</sup> or 23<sup>rd</sup>.

[Skip to New Business 1.]

1. Dan Alexander - Tribal Member Emergency Request #KB-20-09

On July 5<sup>th</sup> Dan stated that his commercial boat was stolen and being that it is his only source of income his utilities are now going to be shut off on July 6<sup>th</sup>. He is requesting the emergency funding policy to include shut-offs.

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE A DONATION OF \$300.00 TO DAWN AND DAN ALEXANDER FOR THEIR UTILITY BILL. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. TEN IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Susan J. LaFernier), MOTION CARRIED.**

N. Old Business:

1. Jennifer Misegan, Treasurer –

- a) Veteran's License Plate - KBIC Veteran's License Plate Application (New) and New KBIC Plate - \$20.00 fee – Beginning September 9, 2009

**MOTION MADE BY WILLIAM E. EMERY TO APPROVE BOTH THE VETERAN PLATE AND THE NEW KBIC PLATE AND THE APPLICATION AS PRESENTED. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, TWO ABSENT (Susan J. LaFernier, Fred Dakota), MOTION CARRIED.**

(Fred Dakota out of the room)

The Council would like to waive the fee for the Veteran's, for one plate and offer a commemorative plate for the off-reservation Veterans. Jennifer will meet with the Veterans Group to discuss a front plate.

**MOTION MADE BY JERRY LEE CURTIS TO WAIVE THE FEE FOR THE VETERANS AND GIVE OFF-RESERVATION VETERANS A NEW COMMEMORATIVE VETERAN PLATE PENDING THE MEETING WITH THE VETERANS GROUP. SUPPORTED BY ELIZABETH D. MAYO. TEN IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Susan J. LaFernier), MOTION CARRIED.**

b) Care Packages for Troops

The Council will send items to the troops that remind them of home. Jennifer will provide a list of names and items that can be sent.

c) Code of Ethics

The Council will review the transcription of public comments from the 2<sup>nd</sup> Reading and work on the Code together so that everyone is in agreement. The meeting is scheduled for July 30<sup>th</sup>.

O. New Business:

2. John Baker, Attorney –

a) James Welsh's Fireworks Permit Renewal – 3 months June – August

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE JAMES WELSH'S FIREWORKS PERMIT RENEWAL AND TO SEND A LETTER NOTIFYING HIM THAT IN THE FUTURE HE NEEDS TO APPLY BEFORE JUNE 1<sup>ST</sup>. SUPPORTED BY GARY F. LOONSFOOT, SR. NINE IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, 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), ONE ABSENT (Susan J. LaFERNIER), MOTION CARRIED.**

b) Stacey Koski's Business License Renewal Koski's World of Wheels

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE STACEY KOSKI'S BUSINESS LICENSE RENEWAL FOR KOSKI'S WORLD OF WHEELS. SUPPORTED BY ISABELLE H. WELSH. TEN IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Susan J. LaFERNIER), MOTION CARRIED.**

c) OHA Ojibwa BP Gas Station Business License Application (New)

**MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE OHA OJIBWA BP GAS STATION BUSINESS LICENSE. SUPPORTED BY GARY F. LOONSFOOT, SR. SEVEN IN FAVOR (Toni J. Minton, William E. Emery, Jerry Lee Curtis, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Elizabeth "Chiz" Matthews, Isabelle H. Welsh), THREE OPPOSED (Jennifer Misegan, Fred Dakota, Elizabeth D. Mayo), ABSTAINING - 0, ONE ABSENT (Susan J. LaFERNIER), MOTION CARRIED.**

d) OHA Ojibwa BP Gas Station Liquor License Application (New)

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE OHA OJIBWA BP GAS STATION LIQUOR LICENSE. SUPPORTED BY WILLIAM E. EMERY. FIVE IN FAVOR (Toni J. Minton, William E. Emery, Jerry Lee Curtis, Gary F. Loonsfoot, Sr., Isabelle H. Welsh), FOUR OPPOSED (Jennifer Misegan, Fred Dakota, Elizabeth “Chiz” Matthews, Elizabeth D. Mayo), ONE ABSTAINING (Michael F. LaFERNIER, Sr.), ONE ABSENT (Susan J. LaFERNIER), MOTION CARRIED.**

Mike LaFERNIER, Sr. stated his abstention: He would have liked to see them purchase their liquor from the Pines.

e) OHA Ojibwa BP Gas Station Tobacco License Application (Taxed Tobacco Products)  
(New)

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE OHA OJIBWA BP GAS STATION TOBACCO LICENSE. SUPPORTED BY WILLIAM E. EMERY. SEVEN IN FAVOR (Toni J. Minton, William E. Emery, Jerry Lee Curtis, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), TWO OPPOSED (Fred Dakota, Elizabeth D. Mayo), ONE ABSTAINING (Jennifer Misegan), ONE ABSENT (Susan J. LaFERNIER), MOTION CARRIED.**

P. Closed Session:

1. John Baker, Attorney

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO CLOSED SESSION AT 10:55 A.M. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. EIGHT IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Isabelle H. Welsh), TWO OPPOSED (Fred Dakota, Elizabeth D. Mayo), ABSTAINING - 0, ONE ABSENT (Susan J. LaFERNIER), MOTION CARRIED.**

**Break: 10:56 – 11:07 a.m.**

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO OPEN SESSION AT 11:50 A.M. SUPPORTED BY FRED DAKOTA. TEN IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFERNIER, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Susan J. LaFERNIER), MOTION CARRIED.**

Q. Adjournment:

**MOTION MADE BY WILLIAM E. EMERY TO ADJOURN AT 11:51 A.M. SUPPORTED BY ISABELLE H. WELSH. TEN IN FAVOR (Toni J. Minton, William E. Emery, Jennifer Misegan, Jerry Lee Curtis, Fred Dakota, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Elizabeth “Chiz” Matthews, Elizabeth D. Mayo, Isabelle H. Welsh), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Susan J. LaFernier), MOTION CARRIED.**

Respectfully submitted,

Peggy Minton  
Administrative Specialist