

KEWEENAW BAY INDIAN COMMUNITY

Keweenaw Bay Tribal Center
16429 Beartown Road
Baraga, Michigan 49908
Phone (906) 353-6623
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2015 TRIBAL COUNCIL

WARREN C. SWARTZ, JR., President
JENNIFER MISEGAN, Vice President
TONI J. MINTON, Secretary
SUSAN J. LAFERNIER, Assistant Secretary
DOREEN G. BLAKER, Treasurer

ROBERT "R.D." CURTIS, JR.
EDDY EDWARDS
RANDALL R. HAATAJA
MICHAEL F. LAFERNIER, SR.
GARY F. LOONSFOOT, SR.
DON MESSER, JR.
DONALD SHALIFOE, SR.

MINUTES KEWEENAW BAY INDIAN COMMUNITY REGULAR TRIBAL COUNCIL MEETING OJIBWA CASINO RESORT CONFERENCE ROOM SATURDAY – JANUARY 10, 2015 – 9:00 A.M.

APPROVED

on 2/13/15

- A. Date: January 10, 2015
- B. Call to Order: Ogimaa Shalifoe called the meeting to order at 9:06 a.m.
- C. Opening Song: Four Thunders (Paul Halverson, Fred Shelifoe, Donald Shalifoe, Sr., Robert Rajacic, and Jerry Lee Curtis)
- D. Invocation: Ogimaa Shalifoe/Elder
- E. Roll Call: Present: Donald Shalifoe, Sr., Ogimaa
Carole L. LaPointe, Vice Chairwoman
Jean Jokinen, Secretary
Gary F. Loonsfoot, Sr., Assistant 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.
- F. Declaration of Quorum: Ogimaa Shalifoe declared a quorum present and proceeded with the next order of Business.
- G. Approval of Agenda: January 10, 2015
- | | | |
|------------|---------------|---|
| Move: | New Business- | 9. Jennifer Misegan to Warren C. Swartz, Jr. |
| Additions: | New Business- | 10. Jennifer Misegan – a) Feasibility Study in Baraga and Marquette
b) Grievance Hearing
c) Budget Timeline |

MOTION MADE BY WARREN C. SWARTZ, JR. TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., Eddy Edwards, Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz” Matthews, Don Messer, Jr., Jennifer Misegan, Warren C. Swartz, Jr.), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

H. For Your Information:

1. A “Thank you” from Lois Trijillo
2. A “Thank you” from Baraga County Shelter Home
3. A “Thank you” from Hope Laramore and John Hebert
4. A “Thank you” from Sandy Carlson and family

I. Old Business:

1. Eddy Edwards, Treasurer – L’Anse Warden Electrical Company

MOTION MADE BY GARY F. LOONSFOOT, SR. NOT TO MOVE FORWARD WITH THE PURCHASE OF THE L’ANSE WARDEN ELECTRICAL PLANT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. EIGHT IN FAVOR (Donald Shalifoe, Sr., Gary F. Loonsfoot, Sr., Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz” Matthews, Don Messer, Jr., Jennifer Misegan, Warren C. Swartz, Jr.), ONE OPPOSED (Eddy Edwards), THREE ABSTAINING (Carole L. LaPointe, Jean Jokinen, Robert R.D. Curtis, Jr.), ABSENT - 0, MOTION CARRIED.

2. Gary Loonsfoot, Jr., THPO Director – New Vehicle Bids (3)

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE LOWEST BID FROM FOX MOTORS FOR THE 2015 TAHOE. SUPPORTED BY GARY F. LOONSFOOT, SR.

MOTION MADE BY WARREN C. SWARTZ, JR. TO APPROVE THE LOCAL BID FROM KISSELS FOR THE 2015 TAHOE. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS.

Warren C. Swartz, Jr. rescinded his motion.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE BID FROM FOX MOTORS FOR THE 2015 TAHOE IN THE AMOUNT OF \$37,055.00. SUPPORTED BY GARY F. LOONSFOOT, SR. NINE IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Gary F. Loonsfoot, Sr., Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr., Susan J. LaFernier, Don Messer, Jr., Jennifer Misegan, Warren C. Swartz, Jr.), TWO OPPOSED (Jean Jokinen, Eddy Edwards), ONE ABSTAINING (Elizabeth “Chiz” Matthews), ABSENT - 0, MOTION CARRIED.

J. New Business:

1. Eddy Edwards, Treasurer – Donations January 2015

MOTION MADE BY CAROLE L. LAPOINTE TO APPROVE THE JANUARY DONATIONS AS THE FOLLOWING: \$250.00 FOR THE LIFE OUTREACH CENTER, \$1,500.00 TO HEATHER CHOSA FOR THE HEBERT FAMILY BENEFIT, AND \$1,500.00 TO ALLEN SHALIFOE FOR MEDICAL EXPENSES. SUPPORTED BY SUSAN J. LAFERNIER. ALL IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., Eddy Edwards, Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz” Matthews, Don Messer, Jr., Jennifer Misegan, Warren C. Swartz, Jr.), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

2. Diana Chaudier, Election Board Chair – Certification of the December 13, 2014 General Election Results

Baraga District: **Robert D. “RD” Curtis, Jr. (Inc.) – 259, Doreen G. Blaker – 392**, Fred Dakota – 226, Elizabeth “Popcorn” Mayo – 237

L’Anse District: Jean Jokinen (Inc.) – 210, Elizabeth “Chiz” Matthews (Inc.) – 235, **Randall R. Haataja – 331, Toni J. Minton – 330**

Proposal 1: *“Do you support allowing the Keweenaw Bay Indian Community to issue marriage licenses to same-sex couples subject to tribal rules and regulations?”* - **Yes – 302** No - 261

Proposal 2: *“Do you support allowing the Keweenaw Bay Indian Community to manufacture and/or sell marijuana for adults 21 and over, and the possession of marijuana by these adults all subject to tribal licensing, taxation and regulation?”* **Yes – 298** No – 267

Popular Referendum 1: *“Do you vote to approve the acquisition of the Baraga Lakeside Hotel and Marina for relocating the Ojibwa Casino Baraga?”* **Yes – 246** **No – 319**

Popular Referendum 2: *“If the acquisition of the Baraga Lakeside Hotel and Marina is approved by popular referendum, do you approve a \$31,200,000.00 budget for building the new casino and renovating the hotel?”* **Yes – 229** **No - 333**

MOTION MADE BY JENNIFER MISEGAN TO CERTIFY THE DECEMBER 13, 2014 GENERAL ELECTION RESULTS. SUPPORTED BY CAROLE L. LAPOINTE. ALL IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., Eddy Edwards, Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz” Matthews, Don Messer, Jr., Jennifer Misegan, Warren C. Swartz, Jr.), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

3. Ogimaa Shalifoe - Recognize Outgoing Council Members - Carole L. LaPointe, Jean Jokinen, and Elizabeth “Chiz” Matthews (parting gifts)
4. Ogimaa Shalifoe - Swearing in of New Tribal Council Members – Robert R.D. Curtis, Jr., Doreen Blaker, Randy Haataja and Toni Minton (Administered the Oath of Office)
5. Reorganization: (Ballot Voting)

a) President

Jennifer Misegan nominated Warren C. Swartz, Jr.
Eddy Edwards nominated Donald Shalifoe, Sr.
Nominations closed.

Results: Warren C. Swartz, Jr. – 9
Donald Shalifoe, Sr. - 3

Warren C. Swartz, Jr. is President

[President Swartz is chairing the meeting]

b) Vice President

Doreen G. Blaker nominated Jennifer Misegan.
Donald Shalifoe, Sr. nominated Gary F. Loonsfoot, Sr.
Nominations closed.

Results: Jennifer Misegan – 9
Gary F. Loonsfoot, Sr. - 3

Jennifer Misegan is Vice President

c) Secretary

Susan J. LaFerner nominated Toni J. Minton.
Hearing no other nominations, President Swartz closed the nominations.

Toni J. Minton is Secretary

d) Assistant Secretary

Toni J. Minton nominated Susan J. LaFerner.
Hearing no other nominations, President Swartz closed the nominations.

Susan J. LaFerner is Assistant Secretary

e) Treasurer

Jennifer Misegan nominated Doreen G. Blaker.

Hearing no other nominations, President Swartz closed the nominations.

Doreen G. Blaker is Treasurer

6. Depository of Funds – Superior National Bank and Wells Fargo

MOTION MADE BY TONI J. MINTON TO APPROVE SUPERIOR NATIONAL BANK AND WELLS FARGO AS THE DEPOSITORY OF FUNDS. SUPPORTED BY DOREEN G. BLAKER. TEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), OPPOSED - 0, ONE ABSTAINING (Susan J. LaFernier), ABSENT - 0, MOTION CARRIED.

7. Check Signers

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE CHECK SIGNERS AS TWO TRIBAL COUNCIL MEMBERS AND THE PRESIDENT/TREASURER SIGNATURE STAMP IS TO ONLY BE USED IN CASES OF EMERGENCIES, PAYROLL, AND SENIOR/DISABILITY/RETIREMENT. SUPPORTED BY DOREEN G. BLAKER. ALL IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Jennifer Misegan stated there was a problem last year with non-council members stamping checks when there were council members available in the building. (It is an internal control issue and this is a requirement of the Accounting Manual)

8. Tribal Court and Child Support Office Check Signers

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE TRIBAL COURT CHECK SIGNERS AS TWO TRIBAL COUNCIL MEMBERS, CHIEF JUDGE, ASSOCIATE JUDGE, COURT CLERKS, AND FOR THE CHILD SUPPORT OFFICE INCLUDE THE CHILD SUPPORT DIRECTOR AND SPECIALIST. SUPPORTED BY TONI J. MINTON. ALL IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

9. Warren C. Swartz, Jr. –

- a) Resolution KB-001-2015 – Separation of Administrative Operations of the Government and its Business Entities from the duties of the President and Treasurer and establishes the Chief Executive Office to undertake these duties including Supervision of the Gaming and Business Management (abolishing Resolution KB-001-2014) and furthermore, the CEO will report directly to the Tribal Council, as well as the Chief Financial Officer, to ensure transparency of all finances, investments, and internal policies.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE RESOLUTION KB-001-2015. SUPPORTED BY DON MESSER, JR. TEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), ONE OPPOSED (Eddy Edwards), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

- b) Resolution KB-002-2015 Call for Secretarial Election Article VI, Section 1 (h) – to appropriate for Tribal use funds in excess of \$500,000.00

MOTION MADE BY DON MESSER, JR. TO APPROVE RESOLUTION KB-002-2015. SUPPORTED BY GARY F. LOONSFOOT, SR. TEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), ONE OPPOSED (Eddy Edwards), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

10. Jennifer Misegan –

- a) Feasibility Study in Baraga and Marquette

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO APPROVE A FEASIBILITY STUDY WITH GMA IN THE AMOUNT OF \$38,000.00 PLUS EXPENSES. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

- b) Grievance Hearing (The Pressbox Manager requested a hearing and it was never brought before the Council)

MOTION MADE BY JENNIFER MISEGAN TO SCHEDULE A GRIEVANCE HEARING ON JANUARY 22, 2015. SUPPORTED BY SUSAN J. LAFERNIER AND CO-SUPPORTED BY GARY F. LOONSFOOT, SR. SEVEN IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr.), TWO OPPOSED (Eddy Edwards, Donald Shalifoe, Sr.), TWO ABSTAINING (Robert R.D. Curtis, Jr., Don Messer, Jr.), ABSENT - 0, MOTION CARRIED.

c) Budget Timeline –

The FY2015 Budgets have not been approved and it is a high priority.

Resolution KB-001-2015 re-establishes the Chief Executive Office and the Council directs the Department Heads to submit their budgets to the CEO Office by January 16, 2015. The CEO Office will compile them and schedule Budget Reviews.

MOTION MADE BY DOREEN G. BLAKER TO APPOINT LARRY DENOMIE III AS INTERIM CEO AND SARAH MAKI AS INTERIM ASSISTANT CEO. SUPPORTED BY TONI J. MINTON. EIGHT IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Don Messer, Jr.), THREE OPPOSED (Robert R.D. Curtis, Jr., Eddy Edwards, Donald Shalifoe, Sr.), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

K. Closing Song: Four Thunders (Paul Halverson, Fred Shelifoe, Donald Shalifoe, Sr., Robert Rajacic, and Jerry Lee Curtis)

L. Adjournment:

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO ADJOURN AT 10:14 A.M. SUPPORTED BY GARY F. LOONSFOOT, SR. ALL IN FAVOR (Jennifer Misegan, Toni J. Minton, Susan J. LaFernier, Doreen G. Blaker, Robert R.D. Curtis, Jr., Eddy Edwards, Randall R. Haataja, Michael F. LaFernier, Sr., Gary F. Loonsfoot, Sr., Don Messer, Jr., Donald Shalifoe, Sr.), OPPOSED - 0, ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Respectfully submitted,



Peggy Loonsfoot (for Robin Roe)
Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
REGULAR TRIBAL COUNCIL MEETING
OJIBWA CASINO RESORT CONFERENCE ROOM
SATURDAY – JANUARY 10, 2015 – 9:00 A.M.

A. Date: January 10, 2015

B. Call to Order: Ogimaa Shalifoe

C. Opening Song: Four Thunders

D. Invocation: Ogimaa Shalifoe/Elder

E. Roll Call:

- ___ Donald Shalifoe, Sr., Ogimaa
- ___ Carole L. LaPointe, Vice Chairwoman
- ___ Jean Jokinen, Secretary
- ___ Gary F. Loonsfoot, Sr., Assistant 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.

F. Declaration of Quorum:

G. Approval of Agenda: January 10, 2015

H. For Your Information:

1. A “Thank you” from Lois Trijillo
2. A “Thank you” from Baraga County Shelter Home
3. A “Thank you” from Hope Laramore and John Hebert
4. A “Thank you” from Sandy Carlson and family

I. Unfinished Business:

1. Eddy Edwards, Treasurer – L’Anse Warden Electrical Company
2. Gary Loonsfoot, Jr., THPO Director – New Vehicle Bids

J. New Business:

1. Eddy Edwards, Treasurer – Donations January 2015
2. Diana Chaudier, Election Board Chair – Certification of the December 13, 2014 General Election Results
3. Ogimaa Shalifoe - Recognize Outgoing Council Members - Carole L. LaPointe, Jean Jokinen and Elizabeth “Chiz” Matthews
4. Ogimaa Shalifoe - Swearing in of New Tribal Council Members – Robert R.D. Curtis, Jr., Doreen Blaker, Randy Haataja and Toni Minton
5. Reorganization:
 - a) President
 - b) Vice President
 - c) Secretary
 - d) Assistant Secretary
 - e) Treasurer
6. Depository of Funds – Superior National Bank and Wells Fargo
7. Check Signers
8. Tribal Court and Child Support Office Check Signers
9. Jennifer Misegan –
 - a) Resolution KB-001-2015
 - b) Resolution KB-002-2015

K. Closing Song: Four Thunders

L. Adjournment: