

KEWEENAW BAY INDIAN COMMUNITY

2013 TRIBAL COUNCIL

WARREN C. SWARTZ, JR., President
ELIZABETH D. MAYO, Vice-President
SUSAN J. LAFERNIER, Secretary
TONI J. MINTON, Assistant Secretary
JENNIFER MISEGAN, Treasurer

Keweenaw Bay Tribal Center
16429 Beartown Road
Baraga, Michigan 49908
Phone (906) 353-6623
Fax (906) 353-7540

ROBERT R.D. CURTIS, JR.
FRED DAKOTA
JEAN JOKINEN
MICHAEL F. LAFERNIER, SR.
CAROLE L. LAPOINTE
ELIZABETH "CHIZ" MATTHEWS
DON MESSER, JR.

Dec. 17. 1936

**MINUTES
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
THURSDAY – DECEMBER 19, 2013 – 9:00 A.M.**

APPROVED

3-12-15

- A. Date: December 19, 2013
- B. Call to Order: President Swartz called the meeting to order at 9:04 a.m.
- C. Invocation: Lord's Prayer and prayers for Judy Smith who is in the hospital
- D. Roll Call: Present: Warren C. Swartz, Jr., President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary (arrived at 9:13 a.m.)
Jennifer Misegan, Treasurer
Robert R.D. Curtis, Jr. (arrived at 9:10 a.m.)
Fred Dakota
Jean Jokinen
Michael F. LaFernier, Sr.
Carole L. LaPointe (arrived at 9:11 a.m.)
Elizabeth "Chiz" Matthews
Don Messer, Jr.
- Absent: Elizabeth D. Mayo, Vice President
- E. Declaration of Quorum: President Swartz declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: December 19, 2013
- | | | |
|------------|----------------------------------|---|
| Deletion: | Closed Session- | 2. President Swartz - Innovative Gaming Solutions Final Report Review |
| Additions: | Closed Session-
New Business- | 2. President Swartz – Personnel Issue
8. Cherie Dakota – Donation Request for New Years Sobriety Dance |

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

G. For Your Information:

1. I.H.S. Contract Support Costs (CSC) Amended Case Management Order Update
2. Hospitality House of the Upper Peninsula (Beacon House) Fall/Winter 2013 Newsletter- KBIC’s donation of \$5,000.00

Robert R.D. Curtis, Jr. arrived at 9:10 a.m.

Carole LaPointe arrived at 9:11 a.m.

Toni Minton arrived at 9:13 a.m.

H. New Business:

1. President Swartz/Paul W. Stark – Baraga Telephone Company Business Renewal License

MOTION MADE BY FRED DAKOTA TO APPROVE THE BARAGA TELEPHONE COMPANY BUSINESS LICENSE RENEWAL WITH PAUL STARK. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

2. Eddy Edwards, OHA Executive Director (not present) –
 - a) Alcoholic Beverage License Renewal for Ojibwa BP Gas Station
 - b) Purchase and Sell Taxed Tobacco Products License Renewal for Ojibwa BP Gas Station
 - c) License Renewal for Ojibwa BP Gas Station, Ojibwa Laundromat & Car Wash, and Deli

MOTION MADE BY DON MESSER, JR. TO APPROVE ALL RENEWAL LICENSES FOR THE OJIBWA HOUSING AUTHORITY’S BP GAS STATION, TOBACCO SALES, LAUNDROMAT & CAR WASH, AND DELI. SUPPORTED BY FRED DAKOTA. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

3. Jeff Lamson (not present) –

- a) Business License Renewal for Cue Master
- b) Liquor License Renewal for Cue Master

MOTION MADE BY FRED DAKOTA TO APPROVE THE CUE MASTER BUSINESS AND LIQUOR LICENSE RENEWALS WITH JEFF LAMSON. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

4. Marty Curtis, House Manager (not present) – 2011 E150 Passenger Van Trade-In

MOTION MADE BY JENNIFER MISEGAN TO TABLE THE REQUEST FOR A 2011 PASSENGER VAN TRADE-IN UNTIL MARTY CURTIS IS AVAILABLE. SUPPORTED BY CAROLE L. LAPOINTE. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

5. Carole LaPointe, Health Director – Dale Schmeisser, R.D., Professional Services Agreements for 2014 WIC Program Dietician

MOTION MADE BY JEAN JOKINEN TO TABLE THE PROFESSIONAL SERVICES AGREEMENT WITH DALE SCHMEISSER WIC DIETICIAN UNTIL CORRECTIONS ARE MADE RELATED TO THE FEE SCHEDULE COMPENSATION SET FORTH. SUPPORTED BY ROBERT R.D. CURTIS, JR. TEN IN FAVOR (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

6. President Swartz – Enrollment Board Selection - (fulfilling Loretta Hugo’s term) Two (2) applicants

MOTION MADE BY JEAN JOKINEN TO APPOINT LOIS BEDELL TO THE ENROLLMENT BOARD VACANCY. SUPPORTED BY ROBERT R.D. CURTIS, JR. THREE IN FAVOR (Jean Jokinen, Robert R.D. Curtis, Jr., Carole L. LaPointe), SEVEN OPPOSED (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Fred Dakota, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION DEFEATED.

MOTION MADE BY TONI J. MINTON TO APPOINT AMY ST. ARNOLD TO THE ENROLLMENT BOARD VACANCY. SUPPORTED BY FRED DAKOTA. EIGHT IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Fred Dakota, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), ONE OPPOSED (Jean Jokinen), ONE ABSTAINING (Robert R.D. Curtis, Jr.), ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

7. Larry Denomie III, CEO – Weekly Update (not present) – Deleted

8. Cherie Dakota – Donation Request for New Years Sobriety Dance

MOTION MADE BY DON MESSER, JR. TO APPROVE A DONATION OF \$1,000.00 TO CHERIE DAKOTA FOR THE PURPOSE OF HOLDING A NEW YEARS SOBRIETY DANCE. SUPPORTED BY TONI J. MINTON. TEN IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

I. Closed Session:

1. Government Employee Grievance Hearing Case #008-13
2. President Swartz – Personnel Issue

MOTION MADE BY JEAN JOKINEN TO TABLE THE GOVERNMENT EMPLOYEE GRIEVANCE HEARING CASE #008-13. SUPPORTED BY ROBERT R.D. CURTIS, JR. TEN IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

MOTION MADE BY JENNIFER MISEGAN TO GO INTO CLOSED SESSION AT 9:34 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), ONE OPPOSED (Jean Jokinen), ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

MOTION MADE BY JEAN JOKINEN TO GO INTO OPEN SESSION AT 9:43 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

President Annual and Sick Leave Payable at end of Term in Office –


MOTION MADE BY FRED DAKOTA TO APPROVE PAYING THE PRESIDENT POSITION THE ACCRUED ANNUAL AND SICK LEAVE BY THE END OF EACH YEAR AND THAT IT BE DONE ANNUALLY FOR EACH PRESIDENT AND ADD TO THE POLICY. SUPPORTED BY MICHAEL F. LAFERNIER, SR. NINE IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Fred Dakota, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), ONE OPPOSED (Jean Jokinen), ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

Jean Jokinen stated her opposition: She believes it is against policy. She would have been in favor of a severance package.

J. Adjournment:

MOTION MADE BY JENNIFER MISEGAN TO ADJOURN AT 9:50 A.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Elizabeth D. Mayo), MOTION CARRIED.

Respectfully submitted,


Kim Klopstein (for Peggy Loonsfoot)
Administrative Specialist

AGENDA
KEWEENAW BAY INDIAN COMMUNITY
SPECIAL COUNCIL MEETING
TRIBAL CENTER CONFERENCE ROOM
THURSDAY – DECEMBER 19, 2013 – 9:00 A.M.

A. Date: December 19, 2013

B. Call to Order:

C. Invocation: Lord's Prayer

D. Roll Call: _____ Warren C. Swartz, Jr., President
_____ Elizabeth D. Mayo, Vice President
_____ Susan J. LaFermier, Secretary
_____ Toni J. Minton, Assistant Secretary
_____ Jennifer Misegan, Treasurer
_____ Robert R.D. Curtis, Jr.
_____ Fred Dakota
_____ Jean Jokinen
_____ Michael F. LaFermier, Sr.
_____ Carole L. LaPointe
_____ Elizabeth "Chiz" Matthews
_____ Don Messer, Jr.

E. Declaration of Quorum:

F. Approval of Agenda: December 19, 2013

G. For Your Information:

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2. Hospitality House of the Upper Peninsula Fall/Winter 2013 Newsletter

H. New Business:

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2. Eddy Edwards, OHA Executive Director –
 - a) Alcoholic Beverage License Renewal for Ojibwa BP Gas Station
 - b) Tobacco Sales License Renewal for Ojibwa BP Gas Station
 - c) License Renewal for Ojibwa BP Gas Station, Ojibwa Laundromat & Car Wash, and Deli
3. Jeff Lamson –
 - a) Business License Renewal for Cue Master
 - b) Liquor License Renewal for Cue Master
4. Marty Curtis, House Manager – 2011 E150 Passenger Van Trade-In

5. Carole LaPointe, Health Director – Dale Schmeisser, R.D., Professional Services Agreements for 2014 WIC Dietician
6. President Swartz – Enrollment Board Selection
7. Larry Denomie III, CEO – Weekly Update

I. Closed Session:

1. Government Employee Grievance Hearing Case #008-13 – **9:00 a.m.**
2. President Swartz - Innovative Gaming Solutions Final Report Review

J. Adjournment: