

MINUTES
KEWEENAW BAY INDIAN COMMUNITY
REGULAR TRIBAL COUNCIL MEETING
BIG BUCKS BINGO HALL
SATURDAY – FEBRUARY 8, 2014 – 9:00 A.M.

A. Date: February 8, 2014

B. Call to Order: Ogimaa Shalifoe called the meeting to order at 9:10 a.m.

C. Invocation: Ojibwe/English prayer by Charlotte Loonsfoot

D. Roll Call: Present: Donald T. Shalifoe, Sr., Ogimaa
Carole L. LaPointe, Vice Chairwoman
Jean Jokinen, Secretary
Gary F. Loonsfoot, Sr., Assistant Secretary
Eddy Edwards, Treasurer
Michael F. LaFernier, Sr.
Susan J. LaFernier
Elizabeth “Chiz” Matthews
Don Messer, Jr.
Jennifer Misegan
Warren C. Swartz, Jr.

Absent: Robert R.D. Curtis, Jr.

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

F. Approval of Agenda: February 8, 2014

Addition: New Business – 5. Jennifer Misegan – Veteran’s Preference for the Enterprises

MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE AGENDA WITH THE ADDITION. SUPPORTED BY CAROLE L. LAPOINTE. ELEVEN IN FAVOR (Donald T. Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., Eddy Edwards, Michael F. LaFernier, Sr., Susan J. LaFernier,

Elizabeth “Chiz” Matthews, Jennifer Misegan, Don Messer, Jr., Warren C. Swartz, Jr.), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Robert R.D. Curtis, Jr.), MOTION CARRIED.

G. For Your Information:

1. A “Thank you” from Marquette Area Schools Title VII
2. U.S. Dept. of Interior BIA – No Pending Fee-to-Trust Applications 1st Quarter 2014
3. List of Commercial Fishermen – Names for the 2014 Memorial Fishing Derby
4. Notification of Approved Enrollment Applications January 22, 2014 (4)
5. BIA Ranking List – Rank your answers to Jean or Sarah. Copy of last year’s list emailed to Council.

H. Recognize Scheduled Delegation/Individuals:

1. Mark Schauer, Democratic Candidate for Governor/Scott Dianda, 110th State Representative

I. Secretary’s Report/January 2014 – Non available.

J. Treasurer’s Report/January 2014 – Verbal Report

K. Ogimaa’s Report/January 2014 – available for your review

L. Department Head Reports – December 2013

MOTION MADE BY EDDY EDWARDS TO APPROVE THE DECEMBER 2013 DEPARTMENT HEAD REPORTS. SUPPORTED BY GARY F. LOONSFOOT, SR. NINE IN FAVOR (Donald T. Shalfoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Eddy Edwards, Susan J. LaFernier, Elizabeth “Chiz” Matthews, Jennifer Misegan, Warren C. Swartz, Jr.), TWO OPPOSED (Michael F. LaFernier, Sr., Don Messer, Jr.), ABSTAINING - 0, ABSENT – 1 (Robert R.D. Curtis, Jr.), MOTION CARRIED.

Jean asked to go back to the FYI list for the BIA List and asked that you rank your answers to Jean or Sarah so they could get them in. The deadline was already passed and Susan asked for Sarah to attend but she didn’t think it was necessary. They looked at the scoring system and determined it was the best system for the needs of the community. Chris suggests you look at last year’s list and compare it to that.

M. Old Business

1. Jennifer Misegan/Susan LaFernier – Feasibility Study Casino/Hotel Water Park Resort 2006-2014

MOTION MADE BY SUSAN J. LAFERNIER THAT THERE BE A NEW CASINO PROJECTS TASK FORCE APPOINTED AND THAT THEY REVIEW THE SAME OPTIONS FROM 2010 AND UPDATE. SUPPORTED BY WARREN C. SWARTZ, JR. EIGHT IN FAVOR (Donald T. Shalifoe, Sr., Carole L. LaPointe, Gary F. Loonsfoot, Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz” Matthews, Jennifer Misegan, Warren C. Swartz, Jr.), THREE OPPOSED - (Eddy Edwards, Jean Jokinen, Don Messer, Jr.), ABSTAINING - 0, ABSENT – 1 (Robert R.D. Curtis, Jr.), MOTION CARRIED.

2. Eddy Edwards, Treasurer – Baraga Lakeside Property/New Casino Proposal

MOTION MADE BY CAROLE L. LAPOINTE TO DIRECT EDDY EDWARDS TO NEGOTIATE WITH THE OWNER OF BARAGA LAKESIDE FOR COUNCIL AND COMMUNITY APPROVAL. SUPPORTED BY GARY F. LOONSFOOT, SR. EIGHT IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., Eddy Edwards, Elizabeth “Chiz” Matthews, Don Messer, Jr., Warren C. Swartz, Jr.), OPPOSED – 2 (Michael F. LaFernier, Sr., Jennifer Misegan), ABSTAINING – 1 (Susan J. LaFernier), ABSENT – 1 (Robert R.D. Curtis, Jr.) MOTION CARRIED.

Break 10:25 a.m. – 10:42 a.m. (started the motion and it was seconded before the break. The vote was finished after the break)

Jennifer Misegan states her opposition she believes that a task force was created to look at all proposals and come up with the best plan for us. She doesn't know at this time that this is the best plan for us.”

MOTION MADE BY GARY F. LOONSFOOT, SR. THAT WE HAVE COMMUNITY MEMBERS SIGN UP FOR THIS CASINO TASK FORCE AND GIVE THE COMMUNITY TWO WEEKS TO SIGN UP FOR THIS TASK FORCE AND COUNCIL WILL PICK THEM AFTER THE DEADLINE. SUPPORTED BY CAROLE L. LAPOINTE TEN IN FAVOR (Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Eddy Edwards, Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz” Matthews, Donald Messer, Jr., Jennifer Misegan,

Warren C. Swartz, Jr.), OPPOSED - 0, ABSTAINING – 1 (Donald T. Shalifoe, Sr.) ABSENT – 1 (Robert R.D. Curtis, Jr.), MOTION CARRIED.

3. 3rd Reading Proposed Changes to Title Ten – Tribal Commercial Ice Fishermen be exempt from the boat inspections.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE TITLE TEN OF THE TRIBAL CODE HUNTING, FISHING, TRAPPING AND GATHERING CHAPTER 2 SECTION 10.204D(1) THAT TRIBAL COMMERCIAL ICE FISHERMEN ARE EXEMPT FROM THE BOAT INSPECTION PROCESS AND THAT EXEMPTION EXPIRES WHEN THE ICE MELTS. SUPPORTED BY JENNIFER MISEGAN. TEN IN FAVOR (Donald T. Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz” Matthews, Donald Messer, Jr., Jennifer Misegan, Warren C. Swartz, Jr.), OPPOSED – 0 , ABSTAINING – 0, ABSENT – 2 (Robert R.D. Curtis, Jr., Eddy Edwards was out of the room), MOTION CARRIED.

Eddy Edwards walking around the building and went outside for a few moments.

4. Dale Goodreau – Tribal Cops Grant – Compressor/Trailer

MOTION MADE BY GARY F. LOONSFOOT, SR. TO TABLE UNTIL THE NEXT MEETING SO THEY CAN SEE THE PAPERWORK AND THE BIDS. SUPPORTED BY SUSAN J. LAFERNIER. NINE IN FAVOR (Donald T. Shalifoe, Sr., Carole L. LaPointe, Gary F. Loonsfoot, Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz” Matthews, Donald Messer, Jr., Jennifer Misegan, Warren C. Swartz, Jr.), OPPOSED – 1 (Jean Jokinen), ABSTAINING – 0, ABSENT – 2 (Robert R.D. Curtis, Jr., Eddy Edwards was out of the room), MOTION CARRIED.

5. Aanikoosing, Inc. Board of Directors – Update on Marquette Gas Station.

1. Bruce LaPointe, Projects Manager – Resolution KB-008-2014 Road Maintenance 2014-2016

MOTION MADE BY EDDY EDWARDS TO APPROVE RESOLUTION KB-008-2014 ROAD MAINTENANCE 2014-2016. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Eddy Edwards, Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth

“Chiz” Matthews, Donald Messer, Jr., Jennifer Misegan, Warren C. Swartz, Jr.), OPPOSED – 0, ABSTAINING – 0, ABSENT – 2 (Robert R.D. Curtis, Jr., Donald T. Shalifoe, Sr. was out of the room), MOTION CARRIED.

Donald T. Shalifoe, Sr. out of the room for a few minutes

2. Eddy Edwards, Treasurer – Donations February 2014

MOTION MADE BY EDDY EDWARDS TO APPROVE THE FEBRUARY 2014 DONATIONS AS THE FOLLOWING: \$300.00 TO UNITING THREE FIRES AGAINST VIOLENCE, \$500.00 EACH TO THE L’ANSE SENIOR LOCK IN PARTY/BARAGA BASH, \$250.00 TO THE BARAGA AREA SCHOOLS FOR THEIR PINK OUT BASKETBALL GAME, \$295.00 TO TASHINA EMERY-KAUPPILA SPONSORSHIP FOR THE MISS UPPER PENINSULA USA. SUPPORTED BY SUSAN J. LAFERNIER. TEN IN FAVOR (Donald T. Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Eddy Edwards, Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz” Matthews, Don Messer, Jr., Jennifer Misegan, Warren C. Swartz, Jr.), ONE OPPOSED AGAINST THE UNITING THREE FIRES AGAINST VIOLENCE (Michael F. LaFernier, Sr.), ABSTAINING - 0, ABSENT – 1 (Robert R.D. Curtis, Jr.), MOTION CARRIED.

3. Donald T. Shalifoe, Sr., Ogimaa/Jean Jokinen, Secretary

a) Hunting/Fishing Treaty Rights

MOTION MADE BY JEAN JOKINEN THAT HUNTING/FISHING/TRAPPING IS FREE FOR OUR TRIBAL MEMBERS THIS INCLUDES THE COMMERCIAL FISHERMEN. SUPPORTED BY EDDY EDWARDS. NINE IN FAVOR (Donald T. Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Eddy Edwards, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Donald Messer, Jr., Warren C. Swartz, Jr.), OPPOSED – 1 (Susan J. LaFernier), ABSTAINING – 1 (Jennifer Misegan) ABSENT – 1 (Robert R.D. Curtis, Jr.), MOTION CARRIED.

Susan J. LaFernier stated her opposition: she will continue to rely on the wisdom of our elders, these license fees were set by them many, many years ago.

b) Licensing Fees

MOTION MADE BY JEAN JOKINEN TO GIVE EACH TRIBAL ELDER, 55 AND OLDER, ONE FREE PLATE EACH YEAR. SUPPORTED BY JENNIFER MISEGAN. ELEVEN IN FAVOR (Donald T. Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Eddy Edwards, Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz” Matthews, Donald Messer, Jr., Jennifer Misegan, Warren C. Swartz, Jr.), OPPOSED – 0 , ABSTAINING – 0, ABSENT – 1 (Robert R.D. Curtis, Jr.), MOTION CARRIED.

4. Diana Chaudier, Election Board Chair/Jean Jokinen, Secretary – Proposed Ordinance 2014-03 Election Ordinance

MOTION MADE BY JEAN JOKINEN TO TABLE THIS PROPOSED ORDINANCE 2014-03 ELECTION ORDINANCE. SUPPORTED BY EDDY EDWARDS. EIGHT IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., Eddy Edwards, Elizabeth “Chiz” Matthews, Don Messer, Jr., Warren C. Swartz, Jr.), OPPOSED – 3 (Michael F. LaFernier, Sr., Susan J. LaFernier, Jennifer Misegan), ABSTAINING - 0, ABSENT – 1 (Robert R.D. Curtis, Jr.) MOTION CARRIED.

5. Jennifer Misegan – Veteran’s Preference for the Enterprises.

MOTION MADE BY WARREN C. SWARTZ, JR. TO MOVE TO CONTINUE TO OFFER VETERAN’S PREFERENCE TO OUR VETERAN’S THAT THEY ARE GOOD ENOUGH TO PUT THEIR LIFE ON THE LINE FOR US SO THAT WE CAN ENJOY OUR FREEDOM HERE ON THE HOMELAND SO I THINK ITS IMPORTANT TO RECOGNIZE THEM WHEN IT GOES THROUGH TO THE JOBS. SUPPORTED BY CAROLE L. LAPOINTE. ELEVEN IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., Eddy Edwards, Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz” Matthews, Don Messer, Jr., Jennifer Misegan, Warren C. Swartz, Jr.), OPPOSED - 0, ABSTAINING - 0, ABSENT – 1 (Robert R.D. Curtis, Jr.) MOTION CARRIED.

Susan J. LaFernier asked what is being tabled, is this a review or a 1st Reading?

N. Adjournment:

MOTION MADE BY WARREN C. SWARTZ, JR. TO ADJOURN AT 12:00 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., Eddy Edwards, Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz”

Matthews, Don Messer, Jr., Jennifer Misegan, Warren C. Swartz, Jr.), OPPOSED - 0, ABSTAINING - 0, ABSENT – 1 (Robert R.D. Curtis, Jr.) MOTION CARRIED.

Next Meeting is February 13, 2014 @ 9:00 a.m.

Respectfully submitted,

Robin Roe
Administrative Specialist