

KEWEENAW BAY INDIAN COMMUNITY

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. LOONSFOOT, 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 TRIBAL COUNCIL MEETING OJIBWA CASINO RESORT CONFERENCE ROOM THURSDAY – JUNE 20, 2013 – 9:00 A.M.

APPROVED
10-30-14
COPY

- A. Date: June 20, 2013
- B. Call to Order: Vice President Mayo called the meeting to order at 9:06 a.m.
- C. Invocation: Lord's Prayer
- D. Roll Call: Present: Warren C. Swartz, Jr., President (arrived at 9:20 a.m.)
Elizabeth D. Mayo, Vice President
Susan J. LaFernier, Secretary
Toni J. Minton, Assistant Secretary (arrived at 9:07 a.m.)
Jennifer Misegan, Treasurer
Robert R.D. Curtis, Jr.
Fred Dakota
Jean Jokinen
Michael F. LaFernier, Sr.
Carole L. LaPointe
Elizabeth "Chiz" Matthews
Don Messer, Jr.
- E. Declaration of Quorum: Vice President Mayo declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: June 20, 2013
- | | | |
|------------|---|---|
| Additions: | Approval of Meeting Minutes-
New Business- | 3. August 23, 2012
4. Larry Denomie III, CEO – Weekly Update/
Carole LaPointe – Martin Fletcher Services
5. Jennifer Misegan – Personnel Issue |
| Deletion: | Closed Session- | 2. Gary Loonsfoot, Jr., Director of Cultural
Resources – Safe Lands for Repatriation |

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE AGENDA WITH THE CHANGES. 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 (Warren C. Swartz, Jr.), MOTION CARRIED.

G. For Your Information:

1. Shakopee Mdewakanton Sioux Community Development Grant Award Letter for Water Monitoring FY2013-2017 \$92,200.00 per year. President Swartz and Fred Dakota personally thanked them yesterday.
2. KBIC Natural Resources Department Wildlife Inventory Results – Presentation on June 21, 2013 Noon – 1:00 p.m. Chippewa Room

H. Approval of Meeting Minutes:

1. August 9, 2012

MOTION MADE BY FRED DAKOTA TO APPROVE THE AUGUST 9, 2012 MEETING MINUTES WITH THE CHANGE. SUPPORTED BY CAROLE L. LAPOINTE. EIGHT IN FAVOR (Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, TWO ABSTAINING (Jennifer Misegan, Don Messer, Jr.), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.

President Swartz arrived at 9:20 a.m.

2. August 16, 2012

MOTION MADE BY CAROLE L. LAPOINTE TO APPROVE THE AUGUST 16, 2012 MEETING MINUTES. SUPPORTED BY TONI J. MINTON. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth “Chiz” Matthews), OPPOSED - 0, TWO ABSTAINING (Jennifer Misegan, Don Messer, Jr.), ABSENT - 0, MOTION CARRIED.

3. August 23, 2102

MOTION MADE BY FRED DAKOTA TO APPROVE THE AUGUST 23, 2012 MEETING MINUTES. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews), OPPOSED - 0, THREE ABSTAINING (Jennifer Misegan, Carole L. LaPointe, Don Messer, Jr.), ABSENT - 0, MOTION CARRIED.

I. Recognize Scheduled Delegation/Individuals:

1. Angela Kelly – Donation Request for Kenneth Pohto Benefit Dinner June 22, 2013 at the Cue Master

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE A DONATION OF \$250.00 FOR THE KENNETH POHTO BENEFIT DINNER. SUPPORTED BY SUSAN J. LAFERNIER. TEN IN FAVOR (Elizabeth D. Mayo, 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, ABSENT - 0, MOTION CARRIED.

J. Old Business:

1. Elizabeth Mayo, Vice President - Beartown Fire Fighters Fire Management Program Personnel Handbook Review (George DeCota and Doreen Blaker are on fire duty)

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO TABLE THE BEARTOWN FIRE FIGHTERS FIRE MANAGEMENT HANDBOOK UNTIL THE MANAGERS CAN BE PRESENT FOR DISCUSSION. 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.), ONE OPPOSED (Elizabeth D. Mayo), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

2. Jennifer Misegan, Treasurer - Vocational Technical Student Guaranteed Loan Program

MOTION MADE BY TONI J. MINTON TO APPROVE THE VOCATIONAL TECHNICAL STUDENT GUARANTEED LOAN PROGRAM WITH THE CHANGES AS DISCUSSED FOR \$25,000.00. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. ALL IN FAVOR (Elizabeth D. Mayo, 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, ABSENT - 0, MOTION CARRIED.

K. New Business:

1. Bruce LaPointe, Projects Manager –
 - a) Solid Waste Facility (Transfer Station) Bid (1) to Erect Structure - \$68,995.00

MOTION MADE BY FRED DAKOTA TO APPROVE THE CONTRACT WITH SUPERIOR STEEL SYSTEMS, INC. TO ERECT THE STRUCTURE OF THE SOLID WASTE FACILITY. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. ALL IN FAVOR (Elizabeth D. Mayo, 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, ABSENT - 0, MOTION CARRIED.

- b) Dave Whitman Construction, Inc. Construction Contract-Solid Waste Transfer Station
Concrete portion

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE DAVE WHITMAN CONSTRUCTION, INC. CONSTRUCTION CONTRACT. SUPPORTED BY DON MESSER, JR. ALL IN FAVOR (Elizabeth D. Mayo, 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, ABSENT - 0, MOTION CARRIED.

2. Lindy Grell, Tribal Attorney (not present)/Jeremy Hebert – Business License Fire Works
Renewal Application for Jeremy Hebert *C&C Fireworks* for three months

MOTION MADE BY DON MESSER, JR. TO APPROVE THE FIRE WORKS BUSINESS LICENSE RENEWAL FOR JEREMY HEBERT DOING BUSINESS AS C&C FREWORKS IN L'ANSE. SUPPORTED BY SUSAN J. LAFERNIER. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFERNIER, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth "Chiz" Matthews, Don Messer, Jr.), OPPOSED - 0, ONE ABSTAINING (Jennifer Misegan), ABSENT - 0, MOTION CARRIED.

MOTION MADE BY DON MESSER, JR. TO AMEND THE PREVIOUS MOTION FOR JEREMY HEBERT'S C&C FREWORKS BUSINESS LICENSE TO INCLUDE BOTH LOCATIONS IN BARAGA AND L'ANSE. SUPPORTED BY ROBERT R.D. CURTIS, JR. NINE IN FAVOR (Elizabeth D. Mayo, Susan J. LaFERNIER, Toni J. Minton, Robert R.D. Curtis, Jr., Jean Jokinen, Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth "Chiz" Matthews, Don Messer, Jr.), ONE OPPOSED (Fred Dakota), ONE ABSTAINING (Jennifer Misegan), ABSENT - 0, MOTION CARRIED.

3. Jean Jokinen – Resolution KB-1942-2013 authorizes participation in "Identifying Our Needs:
A Survey of Elders" -Ojibwa Elder Needs Assessment (for the Elderly Nutrition Program)

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE RESOLUTION KB-1942-2013 OJIBWA ELDER NEEDS ASSESSMENT FOR THE ELDERLY NUTRITION PROGRAM. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. ALL IN FAVOR (Elizabeth D. Mayo, 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, ABSENT - 0, MOTION CARRIED.

4. Larry Denomie III, CEO – Weekly Update-Granting Activity Weekly Report

MOTION MADE BY ELIZABETH D. MAYO TO AUTHORIZE THE PRESIDENT TO SIGN A REQUEST FOR A THIRTY DAY EXTENSION TO CONTINUE NEGOTIATING FOR FORESTRY FUNDS WITH THE B.I.A. SUPPORTED BY JENNIFER MISEGAN. TEN IN FAVOR (Elizabeth D. Mayo, 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), OPPOSED - 0, ABSTAINING - 0, ONE ABSENT (Don Messer, Jr.), MOTION CARRIED.

(Don Messer, Jr. out of the room)

Carole LaPointe: The Health Board approved to hire Dr. Peter Benson, M.D. He has worked at the Clinic for two months through the Martin Fletcher Locum Tenens, Inc. physician coverage services agreement which included a buy out for hire.

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE MARTIN FLETCHER BUY-OUT, IN CONNECTION WITH DR. BENSON, IN THE AMOUNT OF \$20,000.00 AND MOVE FORWARD WITH A CONTRACT. SUPPORTED BY DON MESSER, JR. TEN IN FAVOR (Elizabeth D. Mayo, Susan J. LaFernier, Toni J. Minton, Robert R.D. Curtis, Jr., Fred Dakota, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth "Chiz" Matthews, Don Messer, Jr.), OPPOSED - 0, ONE ABSTAINING (Jennifer Misegan), ABSENT - 0, MOTION CARRIED.

Tom Chosa was present and requested to send another Fire Fighter Crew out on duty. A discussion was held on lack of communication between George Decota and Tom and whether or not there is preference given to certain fire fighters.

Susan LaFernier asked Tom if he has spoken with George Decota, Fire Management Director, and why this was not worked out over the winter months. Tom responded that he and George are not on speaking terms.

MOTION MADE BY JEAN JOKINEN TO HAVE TOM CHOSA SEND ANOTHER FIRE FIGHTER CREW OUT. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS.

MOTION MADE BY JEAN JOKINEN TO ALLOW LARRY DENOMIE, IN GEORGE DECOTA'S PLACE, TO GET ANOTHER CREW OF OUR TRIBAL MEMBERS OUT TO FIGHT FIRES. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. SEVEN IN FAVOR (Elizabeth D. Mayo, Fred Dakota, Jean Jokinen, Michael F. LaFernier, Sr., Carole L. LaPointe, Elizabeth "Chiz" Matthews, Don Messer, Jr.), FOUR OPPOSED (Susan J. LaFernier, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr.), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Jennifer Misegan stated her opposition: She is opposed because policies were established and a Fire Management Director was created to oversee this.

R.D. Curtis concurs.

Susan LaFernier stated her opposition: We should have had a discussion with George Decota, Doreen Blaker, Tom Chosa, and Will Wiggins.

L. Closed Session:

1. Larry Denomie III, CEO –
 - a) Building Inspector Applicants
 - b) Youth Work Placement and Reimbursement Agreements
2. Gaming Commissioner Interviews (2)
3. Lindy Grell, Tribal Attorney –
 - a) Mining Case Update
 - b) I.H.S. Contract Support Costs Case-Plan for Settlement Hearing in Marquette July 22, 2013
 - c) Heather Chapman, Assistant Tribal Attorney - Update on Governor's Concurrence for Airport Casino
4. Jason Ayres, Realty Officer – Pequaming Property
5. Jennifer Misegan – Personnel Issue

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO GO INTO CLOSED SESSION AT 11:45 A.M. SUPPORTED BY TONI J. MINTON. SEVEN IN FAVOR (Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Robert R.D. Curtis, Jr., Michael F. LaFERNIER, Sr., Carole L. LaPointe, Elizabeth "Chiz" Matthews), FOUR OPPOSED (Elizabeth D. Mayo, Fred Dakota, Jean Jokinen, Don Messer, Jr.), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Lunch: 11:46 a.m. – 12:58 p.m.

Break: 3:02 – 3:12 p.m.

MOTION MADE BY FRED DAKOTA TO GO INTO OPEN SESSION AT 4:10 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (Elizabeth D. Mayo, 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, ABSENT - 0, MOTION CARRIED.

Building Inspector Applicants -

MOTION MADE BY ELIZABETH D. MAYO TO REPOST THE BUILDING INSPECTOR POSITION AS IS. SUPPORTED BY JENNIFER MISEGAN. EIGHT IN FAVOR (Elizabeth D. Mayo, Susan J. LaFERNIER, Toni J. Minton, Jennifer Misegan, Fred Dakota, Michael F. LaFERNIER, Sr., Elizabeth "Chiz" Matthews, Don Messer, Jr.), THREE OPPOSED (Robert R.D. Curtis, Jr., Jean Jokinen, Carole L. LaPointe), ABSTAINING - 0, ABSENT - 0, MOTION CARRIED.

Gaming Commissioner Appointment -

MOTION MADE BY JENNIFER MISEGAN TO APPOINT SUZANNE JONDREAU TO THE GAMING COMMISSION FOR A THREE-YEAR TERM. SUPPORTED BY ELIZABETH "CHIZ" MATTHEWS. ALL IN FAVOR (Elizabeth D. Mayo, 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, ABSENT - 0, MOTION CARRIED.

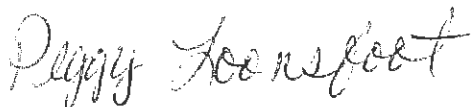
Youth Work Placement and Reimbursement Agreements --Ojibwa BP-Baraga, Michigan

MOTION MADE BY ELIZABETH D. MAYO TO APPROVE THE YOUTH WORK PLACEMENT AGREEMENTS WITH MARIAH FISH AT \$7.55 AN HOUR AND CHRISTOPHER GOODREAU AT \$7.75 AN HOUR. SUPPORTED BY CAROLE L. LAPOINTE. ALL IN FAVOR (Elizabeth D. Mayo, 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, ABSENT - 0, MOTION CARRIED.

M. Adjournment:

MOTION MADE BY JENNIFER MISEGAN TO ADJOURN AT 4:18 P.M. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ALL IN FAVOR (Elizabeth D. Mayo, 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, ABSENT - 0, MOTION CARRIED.

Respectfully submitted,



Peggy Loonsfoot
Administrative Specialist