

**MINUTES  
KEWEENAW BAY INDIAN COMMUNITY  
REGULAR TRIBAL COUNCIL MEETING  
OJIBWA CASINO CONFERENCE ROOM  
SATURDAY – JULY 12, 2014 – 9:00 A.M.**

- A. Date: July 12, 2014
- B. Call to Order: Ogimaa Shalifoe called the meeting to order at 9:10 a.m.
- C. Invocation: Prayer by Fred Shelifoe
- D. Opening Song: Four Thunders
- E. 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  
Robert R.D. Curtis, Jr.  
Michael F. LaFernier, Sr.  
Susan J. LaFernier  
Elizabeth “Chiz” Matthews  
Don Messer, Jr.  
Jennifer Misegan, left @ 12:50 p.m.  
Warren C. Swartz, Jr., left @ 10:25 a.m.
- F. Declaration of Quorum: Ogimaa Shalifoe declared a quorum present and proceeded with the order of business.
- G. Approval of Agenda: July 12, 2014
- Addition: Unfinished Business: 2. Jennifer Misegan – Tobacco Tax Issues 3. Jennifer Misegan – July 25<sup>th</sup> Closure  
New Business: 6. Jennifer Misegan – Background checks for Pow-wow Committee and Traditional Teachers 7. Jennifer Misegan – ATV usage for Foster Family Fun Day

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE AGENDA WITH THE ADDITIONS. SUPPORTED BY WARREN C. SWARTZ, JR. TWELVE IN FAVOR (Donald T. 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. Letter from George Hopkins, Narragansett Indian Tribal Council
2. Voight Inter-Tribal Task Force Meeting Minutes from May 1, 2014 – Hinckley, MN
3. Department of the Treasury – IRS Compliance Check Ojibwa Tobacco, Inc.
4. Kevin Washburn, U.S. Dept. of the Interior – Alaska Trust Acquisitions of Land - comment period extended
5. Kevin Washburn, U.S. Dept. of the Interior – Advance Notice of Proposed Rule Making
6. Thank You Letter from Grayson Roe
7. Letter from Lou Yost, U.S. Board on Geographic Names – regarding comments to name Fujita Island (an unnamed stream in Louis County, MN)

I. Approval of Meeting Minutes – July 2, 2014

**MOTION MADE BY WARREN C. SWARTZ, JR. TO APPROVE JULY 2, 2014 MINUTES WITH THE CORRECTION: ON THE MOTION ABOUT SENIOR ASSISTANCE PROGRAM THAT SAP BE SPELLED OUT. SUPPORTED BY EDDY EDWARDS. TEN 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, Don Messer, Jr., Warren C. Swartz, Jr.), OPPOSED – 1 (Jennifer Misegan ), ABSTAINING – 1 (Robert R.D. Curtis, Jr.), ABSENT – 0, MOTION CARRIED.**

J. Treasurer’s Report/ June 2014 – Verbal

**MOTION MADE BY JEAN JOKINEN TO APPROVE TREASURER’S REPORT FOR JUNE 2014. SUPPORTED BY CAROLE LAPOINTE. ELEVEN IN FAVOR (Donald T. 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., Warren C. Swartz, Jr.),**

**OPPOSED – 0, ABSTAINING – 1 (Jennifer Misegan ), ABSENT – 0, MOTION CARRIED.**

Jennifer would like to see written reports.

K. Ogimaa’s Report/May & June 2014 – Verbal

**MOTION MADE BY EDDY EDWARDS TO APPROVE OGIMAA’S REPORTS FOR MAY & JUNE 2014. SUPPORTED BY ROBERT R.D. CURTIS, JR. ELEVEN IN FAVOR (Donald T. 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., Warren C. Swartz, Jr.), OPPOSED – 1 (Jennifer Misegan ), ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.**

Jennifer would like to see written reports.

L. Department Head Reports – May 2014 – it was stated that some of the same April reports were in the May reports

**MOTION MADE BY EDDY EDWARDS TO TABLE THE MAY 2014 DEPARTMENT HEAD REPORTS. SUPPORTED BY SUSAN J. LAFERNIER. TWELVE IN FAVOR (Donald T. 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.**

M. Unfinished Business:

1. Eddy Edwards – FY 2015 Indian Housing Plan (IHP)

**MOTION MADE BY JEAN JOKINEN TO APPROVE FY2015 INDIAN HOUSING PLAN (IHP) FOR HOUSING. SUPPORTED BY CAROLE 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, Don Messer, Jr., Jennifer Misegan, Warren C. Swartz, Jr.), OPPOSED – 0, ABSTAINING – 1 (Robert R.D. Curtis, Jr.), ABSENT – 0, MOTION CARRIED.**

2. Jennifer Misegan – Tobacco Tax Issue at the B.P. The tribal member is receiving a .50 refund instead of the entire \$2.00.

MOTION MADE BY JEAN JOKINEN THAT THE FULL \$2.00 GOES TO THE TRIBAL MEMBER FROM THE BP SALES THEN ADDED TO INCLUDE THE \$2.50 DISCOUNT AT THE PINES IS TO STOP AND THE MONEY GOES TO THE TRIBAL MEMBERS. SUPPORTED BY JENNIFER MISEGAN.

Jennifer rescinded her support. Jean rescinded her motion.

MOTION MADE BY JEAN JOKINEN TO STOP THE \$2.50 DISCOUNT AT THE PINES AND THAT THE MONEY GOES TO THE TRIBAL MEMBERS AND WOULD LIKE TO BE ADDED ONTO THE NEXT BOARD MEETING. DIED DUE TO LACK OF SUPPORT.

MOTION MADE BY JENNIFER MISEGAN THAT THE \$2.00 STATE TAX BE GIVEN TO THE TRIBAL MEMBER AT B.P SUPPORTED BY WARREN C. SWARTZ, JR.

**Ogimaa Shalifoe declared the motion out of order.**

**MOTION MADE BY GARY LOONSFOOT, SR. TO TABLE THIS DISCUSSION UNTIL THE HOUSING BOARD CAN MEET WITH THE TRIBAL COUNCIL AS SOON AS POSSIBLE AND TO HAVE THE TRIBAL ATTORNEY PRESENT. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. SEVEN IN FAVOR (Donald T. Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., Robert R.D. Curtis, Jr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED – 5 (Eddy Edwards, Michael F. LaFernier, Sr., Susan J. LaFernier, Jennifer Misegan, Warren C. Swartz, Jr.), ABSTAINING – 0, ABSENT – 0, MOTION CARRIED.**

Jennifer stated her opposition: The Housing Authority is a subordinate board of the Tribal Council. The \$2.00 refund is what is owed to the tribal member. The incidence of that tax falls on them, it’s being illegally withheld from them and it needs to stop.

Eddy stated his opposition: The Housing Board is a separate legal entity created by the Council under tribal law and there is a law that dictates how the Council interacts with the Housing Board and the authority of the Board of Commissioners to operate the day to day business and that it is out of order for the council to try to run the day to day business of the Housing Authority and if they want to address the Housing Authority through the Indian Housing Plan through the Ordinance it’s not through motions of day to day

business. They have to respect the Board of Commissioners that the Council has empowered to take on this duty.

Chris stated his opposition: It's our duty to uphold the Constitution of the Keweenaw Bay Indian Community and if a subordinate does not want to follow that he will do everything in his power at this Board to make sure they follow the Constitution of the Keweenaw Bay Indian Community.

**MOTION MADE BY JEAN JOKINEN THAT THE \$2.50 DISCOUNT DOWN AT THE PINES STOPS AS IT IS ONLY BENEFITING THE TRIBAL MEMBERS WHO SMOKE AND THAT IS NOT FAIR AND TO GIVE IT BACK TO THE PEOPLE IN THEIR CHRISTMAS CHECK DIED DUE TO LACK OF SUPPORT.**

3. Jennifer Misegan – July 25<sup>th</sup> Closure for the Pow-wow (see Memos from June 23-24)

**MOTION MADE BY JENNIFER MISEGAN TO MAKE THE JULY 25<sup>TH</sup> CLOSURE AS A HOLIDAY FOR GOVERNMENT EMPLOYEES. SUPPORTED BY WARREN C. SWARTZ, JR. FOUR IN FAVOR (Michael F. LaFernier, Sr., Susan J. LaFernier, Jennifer Misegan, Warren C. Swartz, Jr.), OPPOSED – 8 (Donald T. Shalfoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., Eddy Edwards, Robert R.D. Curtis, Jr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), ABSTAINING – 0, ABSENT – 0, MOTION DEFEATED.**

Gary stated his opposition: Grand entry is not until 7:00 p.m. that night and they have enough time between 4:30 and 7:00 to get dressed.

R.D. stated his opposition: When someone walks on and we close the tribal center down and when you go to the funeral, there is only a handful of people that are there. I do not like that.

**Break 10:23 a.m. – 10:40 a.m.**

**Warren C. Swartz, Jr. left at 10:25 a.m.**

Ogimaa Shalfoe requested a moment of silence for the passing of an elder and KBIC Veteran, Richard Dick Edwards.

N. New Business:

1. Patricia Bawden and Marilyn Abbott – Pinery/Assinins Cemetery Issues/medical help for Marquette County Elders

Ogimaa assured the ladies that the issues with the Cemeteries will be taken care of. Carole will help Marilyn with her issues also.

**Jean Jokinen out of the room 10:49 a.m. – 10:51 a.m.**

2. Dan MacNeil, Tribal Attorney/Prosecutor –

- a) Lucky 7's John Gervais Business and Food Service Renewal Contracts

**Jean Jokinen out of the room 11:01 a.m. – 11:03 a.m.**

**Carole LaPointe out of the room 11:01 a.m. – 11:04 a.m.**

**Casino Restaurant Space Lease Extension (Addendum)**

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE TWO-YEAR LEASE EXTENSION FOR LUCKY 7'S RESTAURANT. SUPPORTED BY GARY F. LOONSFOOT, SR. NINE IN FAVOR (Donald T. Shalifoe, Sr., 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), OPPOSED – 0, ABSTAINING – 1 (Jean Jokinen), ABSENT – 2 (Carole L. LaPointe, Warren C. Swartz, Jr.), MOTION CARRIED.**

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE BUSINESS AND FOOD SERVICE RENEWALS FOR LUCKY 7'S. SUPPORTED BY DON MESSER, JR. ELEVEN IN FAVOR (Donald T. 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), OPPOSED – 0, ABSTAINING – 0, ABSENT – 1 (Warren C. Swartz, Jr.), MOTION CARRIED.**

- b) Jeremy Hebert Business Renewal License, C & C Tire

**MOTION MADE BY EDDY EDWARDS TO APPROVE JEREMY HEBERT'S BUSINESS RENEWAL LICENSE FOR C & C TIRE. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ELEVEN IN FAVOR (Donald T. 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), OPPOSED – 0, ABSTAINING – 0, ABSENT – 1 (Warren C. Swartz, Jr.), MOTION CARRIED.**

- c) Jeffery Loman Business Renewal License, Keweenaw Konsulting (Environmental)

**MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE BUSINESS RENEWAL LICENSE FOR KEWEENAW KONSULTING. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. ELEVEN IN FAVOR (Donald T. 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), OPPOSED – 0, ABSTAINING – 0, ABSENT – 1 (Warren C. Swartz, Jr.), MOTION CARRIED.**

- d) Richard Geroux Business Renewal License, Jimaganish Wadokaged (non-profit bar)

**MOTION MADE BY EDDY EDWARDS TO APPROVE THE BUSINESS RENEWAL LICENSE FOR JIMAGANISH WADOKAGED. SUPPORTED BY JENNIFER MISEGAN. ELEVEN IN FAVOR (Donald T. 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), OPPOSED – 0, ABSTAINING – 0, ABSENT – 1 (Warren C. Swartz, Jr.), MOTION CARRIED.**

- 3. Holly Makela, Healing to Wellness Coordinator/Ashley Chosa – Substance Abuse 1<sup>st</sup> Annual Memorial/Recovery Walk August 9, 2014

**MOTION MADE BY SUSAN J. LAFERNIER TO APPROVE THE 2014 MEMORIAL/RECOVERY WALK BUDGET FOR \$2500. SUPPORTED BY JENNIFER MISEGAN. ELEVEN IN FAVOR (Donald T. 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), OPPOSED – 0, ABSTAINING – 0, ABSENT – 1 (Warren C. Swartz, Jr.), MOTION CARRIED.**

- 4. Eddy Edwards, Treasurer - July Donations

**MOTION MADE BY CAROLE L. LAPOINTE TO APPROVE \$2500 FOR THE L'ANSE AREA SCHOOLS/HORNET PARK IMPROVEMENT GROUP. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN IN FAVOR (Donald T. Shalifoe, Sr., Carole L. LaPointe , 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), OPPOSED – 1 (Jean Jokinen), ABSTAINING – 0, ABSENT – 1 (Warren C. Swartz, Jr.), MOTION CARRIED.**

5. Debbie Parrish, KBOCC Director – College Update/Open House

Debbie gave an update on the new college renovations, introduced new employees and employees that were in attendance and also invited the Council to the Open House which will be Thursday, August 21<sup>st</sup> from 1:00 – 5:00 at the Waabanung Campus in L'Anse.

6. Jennifer Misegan - ATV Usage for Fostering Family Fun Day

**MOTION MADE BY EDDY EDWARDS TO APPROVE ATV USAGE FOR THE OJIBWA CAMPGROUND FOR THIS EVENT ONLY. SUPPORTED BY CAROLE L. LAPOINTE. ELEVEN IN FAVOR (Donald T. 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), OPPOSED – 0, ABSTAINING - 0, ABSENT – 1 (Warren C. Swartz, Jr.), MOTION CARRIED.**

7. Jennifer Misegan – Background Checks for Pow-wow Committee and Traditional Teachers

**MOTION MADE BY JENNIFER MISEGAN THAT THE POWWOW COMMITTEE AND TRADITIONAL TEACHERS BE INCLUDED IN THE BACKGROUND CHECKS. SUPPORTED BY GARY F. LOONSFOOT, SR. NINE IN FAVOR (Donald T. Shalifoe, Sr., Carole L. LaPointe , Gary F. Loonsfoot, Sr., Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth "Chiz" Matthews, Don Messer, Jr., Jennifer Misegan), OPPOSED – 2 (Jean Jokinen, Eddy Edwards), ABSTAINING - 0, ABSENT – 1 (Warren C. Swartz, Jr.), MOTION CARRIED.**

James Loman Statement (added not on the agenda)

He read a statement he prepared in regards to his adjacent property to the Baraga Lakeside Inn.



Elizabeth “Chiz” Matthews out of the room at 11:42 a.m. – 11:44 a.m.

**MOTION MADE BY EDDY EDWARDS TO GO INTO CLOSED SESSION WITH TRIBAL MEMBERS ONLY AT 11:43 A.M. SUPPORTED BY GARY F. LOONSFOOT, SR. TEN IN FAVOR (Donald T. 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, Don Messer, Jr., Jennifer Misegan), OPPOSED – 0, ABSTAINING - 0, ABSENT – 2 (Elizabeth “Chiz” Matthews, Warren C. Swartz, Jr.), MOTION CARRIED.**

**Break 11:43 a.m. – 11:54 a.m.**

O. Closed Session: (OPEN TO TRIBAL MEMBERS ONLY!)

1. Eddy Edwards, Treasurer – “Our New Casino Resort” Presentation/Business Plan

Robert R.D. Curtis, Jr. and Don Messer, Jr. returned at 11:57 a.m.

Ogimaa Shalifoe left the room at 12:00 p.m. – 12:02 p.m.

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO OPEN SESSION AT 12:49 P.M. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. ELEVEN IN FAVOR (Donald T. 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), OPPOSED – 0, ABSTAINING - 0, ABSENT – 1 (Warren C. Swartz, Jr.), MOTION CARRIED.**

**Jennifer Misegan left at 12:50 p.m.**

P. Closing Song: Four Thunders

Q. Adjournment:

**MOTION MADE BY GARY LOONSFOOT, SR. TO ADJOURN AT 12:56 P.M. SUPPORTED BY EDDY EDWARDS. TEN IN FAVOR (Donald T. 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.), OPPOSED – 0, ABSTAINING - 0, ABSENT – 2 (Jennifer Misegan, Warren C. Swartz, Jr.), MOTION CARRIED.**

Respectfully submitted,

Robin Roe  
Recording Secretary