

**MINUTES  
KEWEENAW BAY INDIAN COMMUNITY  
SPECIAL COUNCIL MEETING  
OJIBWA CASINO RESORT CONFERENCE ROOM  
THURSDAY – JANUARY 30, 2014 – 9:00 A.M.**

- A. Date: January 30, 2014
- B. Call to Order: President/Ogimaa Shalifoe called the meeting to order at 9:05 a.m.
- C. Invocation: President/Ogimaa Shalifoe
- D. 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
- Absent: Warren C. Swartz, Jr.
- E. Declaration of Quorum: Ogimaa Shalifoe declared a quorum present and proceeded with the order of business.
- F. Approval of Agenda: January 30, 2014

Additions: New Business – 4. Eddy Edwards - Attorney Agreement with Graybill/Mead

Closed Session: 1. Robert RD Curtis Jr. – Personal.

**MOTION MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE AGENDA WITH THE CHANGES. SUPPORTED BY JENNIFER MISEGAN. ELEVEN IN FAVOR (Donald Shalifoe, Sr., Carole 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, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.**

G. New Business:

1. Carole LaPointe, Vice Chairwoman – Resolution KB-004-2014

**MOTION MADE BY EDDY EDWARDS TO APPROVE RESOLUTION KB-004-2014. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. ELEVEN 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), OPPOSED – 0 , ABSTAINING – 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.**

2. Carole LaPointe, Vice Chairwoman – Senior Tax Preparation

**MOTION MADE BY EDDY EDWARDS TO APPROVE ELDERLY TAX ASSISTANCE FOR KBIC TRIBAL MEMBERS (55 AND OVER) OF \$50.00 TOWARDS THEIR TAX RETURN WHETHER THEY USE HOUSING OR H&R BLOCK. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. ELEVEN 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), OPPOSED – 0 , ABSTAINING – 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.**

3. Donald T. Shalifoe, Sr., Ogimaa/Eddy Edwards, Treasurer:

- a) M3 Insurance

**MOTION MADE BY EDDY EDWARDS TO HIRE M3 INSURANCE AS OUR EMPLOYEE BENEFITS BROKER. SUPPORTED BY CAROLE L. LAPOINTE. EIGHT IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., Eddy Edwards, Robert R.D. Curtis, Jr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED – 3 (Michael F. LaFernier, Sr., Susan J. LaFernier, Jennifer Misegan), ABSTAINING – 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.**

4. Eddy Edwards, Treasurer – Attorney Graybill/Mead Contract

**MOTION MADE BY EDDY EDWARDS TO APPROVE A CONTRACT BETWEEN THE KEWEENAW BAY INDIAN COMMUNITY AND GRAYBILL & MEAD, PLLC SPECIFICALLY FOR THE POTENTIAL PURCHASE OF THE PROPERTY IN BARAGA COUNTY. SUPPORTED BY CAROLE L. LAPOINTE. EIGHT IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., Eddy Edwards, Robert R.D. Curtis, Jr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED – 3 (Michael F. LaFernier, Sr., Susan J. LaFernier, Jennifer Misegan), ABSTAINING – 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.**

Susan J. LaFernier states her opposition she really hasn't had a chance to read it.

1. KB-006-2014 – Gaming Market Advisors (Should have been with #3 b.)

**MOTION MADE BY JENNIFER MISEGAN TO TABLE KB-006-2014 UNTIL THE SOIL SAMPLES ARE BACK AND UNTIL THE FINANCING IS DISCUSSED FURTHER AND THAT WE WOULD MAKE THE GMA FEASIBILITY STUDY FROM 2010 AVAILABLE TO THE COMMUNITY . SUPPORTED BY GARY F. LOONSFOOT, SR. ELEVEN 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), OPPOSED – 0, ABSTAINING – 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.**

**Break 9:47 a.m. – 10:00 a.m.**

Old Business:

1. 2<sup>nd</sup> Reading Proposed Ordinance 2014-01 Tribal Code Title IV Juvenile Division Chapter 4.10 Section 4.1004 **10:00 a.m.**

Public comments:

Dave Madosh gave his comments when he was in state custody. Mike Lahti also gave his comments he is going through the process to be a foster parent. Charlotte Loonsfoot also gave her comments about her in favor of this Ordinance. Eddy Edwards read a letter from Justin Gauthier that was emailed to Eddy about his ordeal while he was in the custody of the State of Michigan. Brandon Hamm asked question in regards to

employment and if they will need any more help if this is passed. Ogimaa Shalifoe also gave his opinion also. Doreen Blaker also gave her comments on her personal story about state custody and tribal. She would like the Council to look at the whole picture on this and also with the MOU that the tribe and the state of Michigan are working on right now. This needs to be a national issue and not just a tribal issue. We shouldn't have to go through the state for our federal government funds. Eddy Edwards gave his own comment, "If the tribe has the money, he would like to see that we use our own money on these children instead of sending them to the State and have them stay here with their own people." We can fund them if they need special needs and we shouldn't have to wait for Title-IVE. Eddy would like to see this Ordinance go through so that we can take care of our own kids. Doreen asked a question that if this went through and if the child doesn't meet the standards for the medical care. Eddy says they should be able to come to the Council then. Lori Sherman gave her comments on being a foster parent and wasn't qualified but the state and tribal social services worked with her and she had a positive outcome with them. She is now going through to become a tribal foster parent. Carole LaPointe also gave her comment about being a tribal foster parent also and she also had a positive outcome with them and she would also like to see the care, custody and control with the tribe.

2. 2<sup>nd</sup> Reading Reading Proposed Changes to Title 10 – Tribal Commercial Ice Fishermen be exempt from the boat inspections **10:15 a.m.**

Eddy Edwards gave his comment that he is for this amendment for the commercial fishermen and it adds flexibility to this code for them. Gary Loonsfoot, Sr. added if you need a boat to fish on the ice, you don't need to be out there.

**MOTION MADE BY DONALD T. SHALIFOE, SR., TO GO INTO CLOSED SESSION FOR ROBERT R.D. CURTIS, JR. FOR A PERSONAL ISSUE. SUPPORTED BY MICHAEL F. LAFERNIER, SR. ELEVEN 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), OPPOSED – 0, ABSTAINING - 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.**

H. Closed Session:

1. Robert R.D. Curtis, Jr. – Personal Issue

**MOTION MADE BY EDDY EDWARDS TO APPROVE UP TO \$7,582.50 AND ONE TANK OF GAS FOR THE TRIBAL MEMBER DISCUSSED IN CLOSED**

**SESSION LESS ANY PAYMENTS FROM BLUE CROSS/BLUE SHIELD AND LESS ANY PAYMENTS FROM OUR HEALTH SERVICE, HRA. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TEN 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), OPPOSED – 0, ABSTAINING – 1 (Robert R.D. Curtis, Jr.), ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.**

I. Donald T. Shalifoe, Sr. - Special Request from David Madosh

**MOTION MADE BY JEAN JOKINEN TO APPROVE THE AMOUNT OF \$528.60 ADVANCE ON HIS CHRISTMAS CHECK MADE OUT TO SOCIAL SECURITY ADMINISTRATION. SUPPORTED BY ROBERT R.D. CURTIS, JR. ELEVEN 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), OPPOSED – 0, ABSTAINING – 0, ONE ABSENT (Warren C. Swartz, Jr.), MOTION CARRIED.**

J. Adjournment:

**MOTION MADE BY JENNIFER MISEGAN TO ADJOURN AT 10:45 A.M. SUPPORTED BY SUSAN J. LAFERNIER. ELEVEN 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), OPPOSED - 0, ABSTAINING - 0, ABSENT – 1 (Warren C. Swartz, Jr.), MOTION CARRIED.**

Respectfully submitted,

Robin Roe  
Administrative Specialist