A. Date: June 19, 2014

B. Call to Order: Ogimaa Shalifoe called the meeting to order at 9:20 a.m.

C. Invocation: Ogimaa Shalifoe

D. Roll Call: Present: Donald T. Shalifoe, Sr., Ogimaa
   Carole L. LaPointe, Vice Chairwoman (arrived at 9:21 a.m.)
   Jean Jokinen, Secretary
   Gary F. Loonsfoot, Sr., Assistant Secretary
   Eddy Edwards, Treasurer (left at lunch)
   Robert R.D. Curtis, Jr.
   Michael F. LaFernier, Sr.
   Susan J. LaFernier
   Elizabeth “Chiz” Matthews
   Don Messer, Jr.
   Jennifer Misegan
   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: June 19, 2014

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO APPROVE THE AGENDA. SUPPORTED BY ROBERT R.D. CURTIS, JR. TWELVE 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, Warren C. Swartz, Jr.), OPPOSED – 0, ABSTAINING - 0, ABSENT – 0 MOTION CARRIED.
G. For Your Information:

1. Thank You from Baraga High School SADD Chapter
2. Thank You Letter from Theodore “Austin” Ayres
3. Thank You Letter from Pam Stewart, VAST Endless Solutions
4. Wild Rice Project

H. Old Business

1. Susan LaFernier –
   a) Letter from Constitution Committee
   b) Constitution History for the Constitution Pamphlets

2. Jennifer Misegan – Conference Call with Dorsey and Whitney

Jennifer, Chris and Susan called for a special council meeting on July 2nd. When Ogimaa finds out the time, he will let everyone know.

I. New Business

1. Dan MacNeil, Tribal Attorney Office Administrator –
   a) Diana & Jason Chaudier Business License, Woodland Firearms and Supply, LLC

MOTION MADE BY WARREN C. SWARTZ, JR. TO APPROVE THE BUSINESS LICENSE FOR DIANA AND JASON CHAUDIER, WOODLAND FIREARMS AND SUPPLY, LLC. SUPPORTED BY DON MESSER, JR. TWELVE 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, Warren C. Swartz, Jr.), OPPOSED – 0, ABSTAINING - 0, ABSENT – 0 MOTION CARRIED.

   b) Primary Care Provider Agreement

MOTION MADE BY EDDY EDWARDS TO APPROVE THE PRIMARY CARE PROVIDER AGREEMENT BETWEEN CONSUMERS MUTUAL INSURANCE OF MICHIGAN AND KEWEENAW BAY DEPARTMENT OF HEALTH AND
HUMAN SERVICES. SUPPORTED BY SUSAN LAFERNIER. TWELVE 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, Warren C. Swartz, Jr.), OPPOSED – 0, ABSTAINING - 0, ABSENT – 0 MOTION CARRIED.

c) Pete Morin Business License, Morin Fireworks

MOTION MADE BY DON MESSER JR. TO APPROVE THE BUSINESS LICENSE FOR PETE MORIN, MORIN FIREWORKS. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TWELVE 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, Warren C. Swartz, Jr.), OPPOSED – 0, ABSTAINING - 0, ABSENT – 0 MOTION CARRIED.

d) Jeremy Hebert Business License, C & C Fireworks

MOTION MADE BY EDDY EDWARDS TO APPROVE THE BUSINESS LICENSE FOR JEREMY HEBERT, C&C FIREWORKS CONTINGENT ON THE LOCATION HE HAD IT LAST YEAR.

MOTION MADE BY JENNIFER MISEGAN TO TABLE THIS UNTIL WE GET THE INFORMATION REGARDING OF THE LOCATION OF THE BUSINESS. SUPPORTED BY GARY F. LOONSFOOT, SR. TWELVE 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, Warren C. Swartz, Jr.), OPPOSED – 0, ABSTAINING - 0, ABSENT – 0 MOTION CARRIED.

2. Pat Toczydlowski, Keweenaw Land Trust – Point Abbey Peninsula

MOTION MADE BY EDDY EDWARDS TO SUPPORT THE KEWEENAW LAND TRUST APPLICATION FOR THE POINT ABBEY PENINSULA PROJECT AND TO DONATE $5,000 CONTINGENT ON THE AWARD OF THE GRANT. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TWELVE 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,
Warren C. Swartz, Jr.), OPPOSED – 0, ABSTAINING - 0, ABSENT – 0  MOTION CARRIED.

Eddy Edwards left the room at 9:52 a.m.

3. Carole LaPointe, Vice Chairwoman -

   a) Dietician WIC Contracts for Hannahville

   MOTION MADE BY WARREN C. SWARTZ, JR. TO APPROVE THE DIETICIAN WIC CONTRACTS FOR HANNAHVILLE. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. ELEVEN IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., 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 – 1 (Eddy Edwards was out of the room) MOTION CARRIED.

   b) Cummins NPower LLC Planned Maintenance Agreement

Eddy Edwards came back in the room at 9:55 a.m.

MOTIONS MADE BY GARY F. LOONSFOOT, SR. TO APPROVE THE MAINTENANCE AGREEMENT WITH CUMMINS NPOWER LLC FOR PLANNED MAINTENANCE. SUPPORTED BY MICHAEL F. LAFERNIER, SR. TWELVE 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, Warren C. Swartz, Jr.), OPPOSED – 0, ABSTAINING - 0, ABSENT – 0  MOTION CARRIED.

4. Eddy Edwards, Treasurer –

   a) Donation Request from Western Wild Traveling Basketball Team & Ann (Francois) DeWeese

   No action taken on either of these donations. Basketball Team will receive $500 donation from Ojibwa Casino and Council denied the request from Ann DeWeese.
b) Resolution KB-029-2014 Baraga 2%

MOTION MADE BY EDDY EDWARDS TO APPROVE RESOLUTION KB-029-2014 BARAGA 2%. SUPPORTED BY ROBERT R.D. CURTIS, JR. NINE 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., Warren C. Swartz, Jr.), OPPOSED – 3 (Michael F. LaFernier, Sr., Susan J. LaFernier, Jennifer Misegan), ABSTAINING - 0, ABSENT – 0 MOTION CARRIED.

Jennifer Misegan stated her opposition: she believes that the schools get Impact Aid Funds and the County and the Township don’t receive anything and that the tribal members utilize their services because we live and work here and she feels that we should give them some compensation.

c) Resolution KB-030-2014 Marquette 2%

MOTION MADE BY EDDY EDWARDS TO APPROVE RESOLUTION KB-030-2014 MARQUETTE 2%. SUPPORTED BY ROBERT R.D. CURTIS, JR. NINE 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., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED – 2 (Susan J. LaFernier, Jennifer Misegan), ABSTAINING – 1 (Warren C. Swartz, Jr.), ABSENT – 0 MOTION CARRIED.

Jennifer Misegan stated her opposition: she wanted to see UPSET receiving some 2% funding as the drug problem is affecting tribal and on our reservation and it seems that they are the only ones who are doing anything and second of all, Council has an internal policy not giving 2% outside of Marquette County.

5. Dan MacNeil, Tribal Attorney Office Administrator – Jeremy Hebert Business License, C & C Fireworks (went back to this after receiving location from Jeremy)

MOTION MADE BY EDDY EDWARDS TO APPROVE THE BUSINESS LICENSE FOR JEREMY HEBERT, C & C FIREWORKS BASED ON HIS BUSINESS ADDRESS 221 SUPERIOR AVENUE. SUPPORTED BY DON MESSER, JR. EIGHT IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Eddy Edwards, Robert R.D. Curtis, Jr., Michael F. LaFernier, Sr., Elizabeth “Chiz” Matthews, Don Messer, Jr.), OPPOSED – 3 (Gary F. Loonsfoot,
Sr., Susan J. LaFernier, Warren C. Swartz, Jr.), ABSTAINING – 1 (Jennifer Misegan), ABSENT – 0  MOTION CARRIED.

6. Betty Knapp, Interim Slot Manager – Purchase 3 Slot Machines (This was moved into Closed Session by Jennifer Misegan)

Donald T. Shalifoe, Sr. is out of the room

MOTION MADE BY ROBERT R.D. CURTIS, JR. TO ADD THIS ITEM TO CLOSED SESSION. SUPPORTED BY JENNIFER MISEGAN. ELEVEN IN FAVOR (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 – 1 (Donald Shalifoe, Sr.)  MOTION CARRIED.

Donald T. Shalifoe, Sr. is back in the room

7. Robert R.D. Curtis –

   a) July 3rd Holiday

MOTION MADE BY WARREN C. SWARTZ, JR. TO APPROVE JULY 3RD AS A HOLIDAY SAME AS THE JULY 4TH HOLIDAY FOR THE GOVERNMENT AND ENTERPRISE. SUPPORTED BY MICHAEL F. LAFERNIER, SR.  NINE IN FAVOR (Donald Shalifoe, 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 – 3 (Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr.), 0, ABSTAINING - 0, ABSENT – 0  MOTION CARRIED.

   b) CAP Office Guidelines

MOTION MADE BY GARY F. LOONSFoot, SR. TO TABLE THIS UNTIL WE SUZIE ELMBLAD CAN REWRITE THE PROPOSED CHANGES OF THE CAP OFFICE GUIDELINES. SUPPORTED BY SUSAN J. LAFERNIER. TWELVE 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,
Warren C. Swartz, Jr.), OPPOSED – 0, ABSTAINING - 0, ABSENT – 0 MOTION CARRIED.


MOTION MADE BY EDDY EDWARDS TO APPROVE KBIC RESOLUTION KB-031-2014 MELISSA M. KOEPP RESIDENTIAL LEASE. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. TWELVE 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, Warren C. Swartz, Jr.), OPPOSED – 0, ABSTAINING - 0, ABSENT – 0 MOTION CARRIED.

9. Jean Jokinen, Secretary – Indian Community Development Block Grant (ICDBG) Project List

Council will email Jean their top 3 before Monday, June 23, 2014.

MOTION MADE BY GARY F. LOONSFOOT, SR. TO GO INTO CLOSED SESSION AT 11:19 A.M. SUPPORTED BY ELIZABETH “CHIZ” MATTHEWS. ELEVEN IN FAVOR (Donald 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, Warren C. Swartz, Jr.), OPPOSED – 1 (Jean Jokinen), ABSTAINING - 0, ABSENT – 0 MOTION CARRIED.

Break 11:20 a.m. – 11:37 a.m.

J. Closed Session:

1. Jean Jokinen, Secretary – Case #003-14 Appeal of Termination Hearing

MOTION MADE BY EDDY EDWARDS TO GO INTO OPEN SESSION AT 12:35 P.M. SUPPORTED BY GARY LOONSFOOT, SR. TWELVE 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, Warren C. Swartz, Jr.), OPPOSED – 0, ABSTAINING - 0, ABSENT – 0 MOTION CARRIED.
MOTION MADE BY EDDY EDWARDS TO UPHOLD THE TERMINATION. SUPPORTED BY CAROLE LAPOINTE. FIVE IN FAVOR (Donald Shalifoe, Sr., Carole L. Lapointe, Jean Jokinen, Eddy Edwards, Robert R.D. Curtis, Jr.) OPPOSED - 6 (Gary F. Loonsfoot, Sr., Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz” Matthews, Jennifer Misegan, Warren C. Swartz, Jr.), OPPOSED – 0, ABSTAINING – 1 (Don Messer, Jr.), ABSENT – 0 MOTION DEFEATED.

MOTION MADE BY MICHAEL F. LAFERNIER, SR. TO HAVE GARY BACK INTO THE THPO DEPARTMENT IN HIS PREVIOUS POSITION. SUPPORTED BY JENNIFER MISEGAN. SIX IN FAVOR (Gary F. Loonsfoot, Sr., Michael F. LaFernier, Sr., Susan J. LaFernier, Elizabeth “Chiz” Matthews, Jennifer Misegan, Warren C. Swartz, Jr.) OPPOSED – 5 (Donald Shalifoe, Sr., Carole L. Lapointe, Jean Jokinen, Eddy Edwards, Robert R.D. Curtis, Jr.), ABSTAINING – 1 (Don Messer, Jr.), ABSENT – 0 MOTION DEFEATED.

MOTION MADE BY JENNIFER MISEGAN TO COMPENSATE GARY FOR THE TIME HE WAS OUT. SUPPORTED BY WARREN C. SWARTZ, JR. SIX IN FAVOR (Carole L. LaPointe, Gary F. Loonsfoot, Sr., Michael F. LaFernier, Sr., Susan J. LaFernier, Jennifer Misegan, Warren C. Swartz, Jr.) OPPOSED – 5 (Donald Shalifoe, Sr., Jean Jokinen, Eddy Edwards, Robert R.D. Curtis, Jr., Elizabeth “Chiz” Matthews), ABSTAINING – 1 (Don Messer, Jr.), ABSENT – 0 MOTION DEFEATED.

Lunch Break 12:44 p.m. – 1:55 p.m.

Back in Session at 1:56 p.m.

MOTION MADE BY JENNIFER MISEGAN TO GO INTO CLOSED SESSION AT 1:56 P.M. SUPPORTED BY DON MESSER, JR. TEN IN FAVOR (Donald 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, Warren C. Swartz, Jr.), OPPOSED – 1 (Jean Jokinen), ABSTAINING - 0, ABSENT – 1 (Eddy Edwards) MOTION CARRIED.

2. Lynn Haataja, Gaming Commission –
   a) Tribal Internal Control System – Revisions (In Red)
   b) NIGC – Class II MICS 543
   c) Employee Handbook – (Section VI) O. Gambling by Employees
d) Surveillance Plan
3. Betty Knapp, Interim Slot Manager – Purchase 3 Slot Machines
4. Donald T. Shalifoe, Sr., Ogimaa – Dan MacNeil Contract

MOTION MADE BY JENNIFER MISEGAN TO GO INTO OPEN SESSION AT 3:32 P.M. SUPPORTED BY GARY F. LOONSFOOT, SR. ELEVEN IN FAVOR (Donald Shalifoe, Sr., Jean Jokinen, 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 – 1 (Eddy Edwards) MOTION CARRIED.

MOTION MADE BY JENNIFER MISEGAN TO APPROVE THE UPDATED TICS AS PRESENTED BY THE GAMING COMMISSION. SUPPORTED BY GARY F. LOONSFOOT, SR. TEN IN FAVOR (Donald Shalifoe, Sr., Jean Jokinen, 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 – 1 (Don Messer, Jr.), ABSTAINING - 0, ABSENT – 1 (Eddy Edwards) MOTION CARRIED.

MOTION MADE BY JENNIFER MISEGAN TO AMEND THE OJIBWA CASINO EMPLOYEE HANDBOOK SECTION VI O. GAMBLING BY EMPLOYEES TO EXCLUDE THE ENTIRE GUEST SERVICES DEPARTMENT FOR BOTH CASINOS. SUPPORTED BY SUSAN J. LAFERNIER. ELEVEN IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., 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 – 1 (Eddy Edwards) MOTION CARRIED.

MOTION MADE BY DON MESSER, JR. TO ADD TO THE EMPLOYEE HANDBOOK THAT EMPLOYEES THAT CAN’T GAMBLE IN THE BARAGA CASINO MAY DO SO IN THE MARQUETTE CASINO AND VICE VERSA, SINCE THEY ARE SEPARATE CASINOS. DULY LICENSED EMPLOYEES CANNOT GAMBLE IN EITHER CASINO. SUPPORTED BY JEAN JOKINEN. TEN IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, 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 – 1 (Warren C. Swartz, Jr.), ABSTAINING - 0, ABSENT – 1 (Eddy Edwards) MOTION CARRIED.
MOTION MADE BY JENNIFER MISEGAN TO TABLE DAN MACNEIL’S CONTRACT UNTIL THE NEXT MEETING. SUPPORTED BY ROBERT R.D. CURTIS, JR. ELEVEN IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., 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 – 1 (Eddy Edwards) MOTION CARRIED.

K. Adjournment:

MOTION MADE BY ELIZABETH “CHIZ” MATTHEWS TO ADJOURN AT 3:40 P.M. SUPPORTED BY JENNIFER MISEGAN. ELEVEN IN FAVOR (Donald Shalifoe, Sr., Carole L. LaPointe, Jean Jokinen, Gary F. Loonsfoot, Sr., 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 – 1 (Eddy Edwards) MOTION CARRIED.

Next meeting scheduled is Wednesday, July 2, 2014 @ TBD

Respectfully submitted,

Robin Roe
Administrative Specialist