



# Lac Courte Oreilles News

*Odaawaaa Zaaga' iganiing Babaamaajimoo-mazina'igan*

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The Official Publication of Lac Courte Oreilles Tribe

DECEMBER 13, 2018

FREE • Printed Bi-Weekly

## Tribe receives 2nd payment from Enbridge

By Joe Morey  
News Editor

At its Nov. 19 meeting, the LCO Tribal Governing Board received the second payment from Enbridge Energy Partners, LLC, in the amount of \$3.3 million.

LCO Secretary-Treasurer Jason Weaver said these annual payments and long-term relationship with Enbridge is very beneficial for the tribe well into the future.

LCO Chairman Louis Taylor said the annual payments will provide much-needed financial security for the tribe.

"This isn't about today," Taylor said. "This is about our kids and 25 years from now."

Trent Wetmore, Director of Operations for Enbridge's Superior Region, said in an earlier statement to

**Enbridge Payment**  
continued on page 3



from L-R) TGB members Joel Valentin, Jason Weaver, Tweed Shuman, Chairman Louis Taylor (holding the check), April Holdren, Enbridge Manager of Community Engagement, and Trent Wetmore, Director of Operations for Enbridge's Superior Region.

## Daryl Coons, Sr honored



Daryl Coons, Sr was honored at a Lac Courte Oreilles Ojibwe Community College celebration event after he retired from the college's Board of Regents. Coons served 12 years on the Board. Pictured above are Coons, on the right, receiving a plaque from LCO Vice Chairman Jason Schlender.



## Billboard campaign aims to fight drugs

By Nicole Smith  
Communications Officer

A brand-new billboard in LCO has made its debut by the LCO Behavioral Health Department, featuring LCO Honor the Earth princess Melena Potack. The goal of the billboard is to promote how important Ojibwe culture is to prevention of the many issues that are affecting the people in the LCO community.

A 2018 survey of the LCO community was conducted by the LCO Behavioral Health Prevention team, through the Partnership for Success grant.

"We surveyed 333 community members ages 12 and up, who answered questions related to drugs, al-

cohol and culture," said Jennifer Pettit, Substance Use Disorder Counselor. "A direct correlation was found between participating in culture and traditions and reporting using little to no substances."

Alicia Cross, Prevention Coordinator at the LCO Behavioral Health Department asked Melena Potack and Memphis DeMain who is Honor the Earth Brave, to participate in the campaign. Both individuals actively portray the model of youth in the community who live substance-free lives and are actively participating in Ojibwe culture.

"The grant we work under are youth focused and it is nice to have

**Billboard campaign**  
Continued on page 3

# New program aims to improve lives of young Native men

By Joe Morey  
News Director

A new program at Lac Courte Oreilles focuses on improving the lives of young Native men through learning their cultural identity and traditions.

The Gwayako Bimaadiziwin program, or Living the Right Kind of Life, started with a three-year grant in the amount of \$260,342, through the Native Youth Initiative for Leadership, Empowerment, and Development (ILEAD).

Luanne Kolombus, director of the program, explained the initiative as a strengths-based program to improve the lives of young men by strengthening Ojibwe identity and resiliency.

"Since we started in February, we meet two to three nights a week and we've had 64 guys come through that are currently here or have been here," Kolombus said. "Some have jobs now that conflict with our scheduling and some have left for the military."

Kolombus said they have a consistent 18 to 20 guys each night. The program aims to connect 25 young men with their cultural traditions through seasonal subsistence activities and also address unresolved trauma through trauma-informed group therapy.

"Each of the guys has created a Life Plan where they write down where they want to go in life, or what is their current state of being," Kolombus said. "It's a big part of the program and was a requirement of the grant."

Kolombus said that part of the Life Plan is they learn employment skills, independent living skills, and they are taught to be respectful.

"They will be surprised when they look back in a year on what they wrote down," said Kolombus.

Kolombus explained each night the guys meet, they do a certain activity or have speakers come and talk to them or teach them. She said they meet at the LCO Tribal Office and they all must be there by 5:15 pm or the doors lock and the meetings go till 7:00 pm.

"When they get here, we first have a meal out for them," Kolombus said. "This week, Julie Snow, our Elder teacher, is here teaching them how to make moccasins."

Kolombus said the guys get paid a stipend for attending the meetings but they have to stay for the entire session.

Jason Martin also works with Kolombus, and she said he is a mentor to the guys.

"They depend on Jason a lot. When they have troubles they know they can talk to him, sometimes for hours," Kolombus said.

The ILEAD grant describes the purpose as supporting local community projects that foster Native youth resiliency and empowers Native youth. There are four areas of focus which include projects that promote leadership development; projects that build a strong sense of positive identity, connection to the community and social-emotional health; projects that foster engagement in school, learning, and investment in Native youth educational success; and projects that help develop positive work habits, support working effectively in groups, and encourage engagement in public service.



"They got to see Church Island and where many graves are located."

Kolombus said the guys are also encouraged to go to school where they are taking college classes or achieving their HSED. She said some of the guys have even volunteered to join the LCO Fire Department and are going through training.

Kolombus said the guys got a couple of vans on Election Day and went through the reservation offering rides, and where ever they found someone wasn't home, they left information against heroin in their doors.

"These guys are heroin warriors. They have chosen to take a stand against it," Kolombus said. "They all have someone they've lost to heroin, either friends or family."

Some other activities she said included Keller Paap coming to meet with the guys to teach them about the Ojibwe language, and another person taught them about making maple syrup.

"At each meeting we open with the passing of tobacco and one of our guys will say a prayer in Ojibwe," Kolombus said. "Our guys are required to learn how to introduce themselves in Ojibwe."

Kolombus said they also have learned how to correctly handle and prepare a feast in the Ojibwe way. Each quarter they are required to have a feast and the guys prepare it, bring it out and put it out on the floor.

"Diane Sullivan has also been here to meet with the guys a couple of times to hold trauma-informed talking circles," said Kolombus.

Any Native young man between ages 17 to 24 interested in participating in the program can call Luanne Kolombus or Jason Martin at 715-638-5107.

Kolombus shared some of the projects they have been doing, such as learning how to rice, make dream catchers and birch bark baskets, and Dr. Mike Sullivan coming next week to sing and drum with the guys. She

said they took the guys to the Chippewa Flowage where they met with some Elders who talked with them about the flooding of the Flowage.

"Many of the guys never knew about the flooding," Kolombus said.

# Two LCO teachers achieve National Board Certifications

LCO Ojibwe School announces it now has two National Board Certified teachers. Congratulations to Tammy Moncel and Angela Ewert for achieving the goal of passing their National Board Teaching Certification (NBTC). Moncel, Middle School Science teacher at LCO Ojibwe School, recently passed her NBTC this year. Ewert, LCO K-12 Business and Computer teacher, passed NBTC last year.

While approximately three percent of the nation's teachers have achieved Board Certification, it is the most respected professional certification available in education and provides numerous benefits to teachers, students, and schools. The NBTC was designed to develop, retain and recognize accomplished teachers and to generate ongoing improvement in schools nationwide.

In effort to strengthen teaching and improve student outcomes in Bureau of Indian Education (BIE) funded schools serving Native American

students, the BIE is working with the National Board to support teachers to pursue and achieve National Board Certification.

The 183 BIE-funded schools spread across 23 states, play an important role in preserving Native cultures and providing access to students in remote tribal areas. BIE schools along with National Board for Professional Teaching Standards (NBPTS) offer professional development, support, and mentoring for BIE teachers and counselors who want to pursue National Board Certification.

By helping BIE teachers achieve the highest professional standard and become leaders in the classroom, the quality of teaching in BIE schools will be raised.

In 2014, when the BIE partnered with NBPTS there were fewer than five Board-certified teachers working in BIE classrooms. The goal of the BIE is to have 1000 Board Certified Teachers by 2020. BIE teachers are



from L-R) LCO teachers Tammy Moncel and Angela Ewert

encouraged to pursue the rigorous, performance-based, certification process to have the necessary skills to

enhance learning and achievement among students.

## Billboard campaign continued from front page

youth in their regalia practicing culture and serving as role models to the LCO community," said Alicia Cross.

Melena Potack is featured on the billboard, she is a senior at the LCO Ojibwe School and will be attending Haskell Indian Nations University in the fall. Melena's plans include receiving a degree in Psychology and returning to LCO to help her community.

"I work with the youth and I do my best by helping to guide them in the right direction," said Melena. "I represent the LCO School and recently I was able to travel to San Diego to a native youth conference."

Melena explained that to her culture means going to ceremonies, helping her family and participating in powwows.

Memphis DeMain and Melena will appear together on posters throughout the community in the 'Culture is Our Anti-Drug' campaign.

The photos were taken at Pipestone by Jennifer Petit.



## Enbridge Payment continued from front page

the tribal membership that the current deal with LCO, "Is a beginning and commits us to provide a significant compensation to LCO. Your land is your most important resource. We will respect it and we should compensate you well when we are given the right to use it. I am thankful and honored that we were able to reach the agreement we did. But I am especially thankful that we were also able to agree on how we will work together moving forward.

"Already, we are working together to provide project management assistance and training to members on important infrastructure projects like the wastewater treatment plant. This experience will build capacity to undertake additional major projects, such as renewable energy and other infrastructure projects that you have made clear are important to the Tribe.

Wetmore also said, "We are supporting LCO Development Corporation and other tribally-owned businesses to help them get pre-qualified to meet Enbridge contractor require-

ments. We want those businesses to work on our projects. We want to contribute to the Band's economic development and good things are happening."

Wetmore told the governing board that LCO Development is currently in the pool to work on Enbridge projects. He said Enbridge could use LCO Development trucks with Minnesota drivers to work on Line 3. Currently, LCO drivers need to be re-certified in Minnesota, he indicated.

Wetmore said there are some digs coming up and they are going to need security. He said Enbridge has worked with LCO Tribal Member and contractor, Mark Turner, and that they would be reaching out to him again. Turner reaches out to the tribe to hire tribal members from LCO first.

Chairman Louis Taylor said, "We really appreciate this gift today. Going into the winter months, this will help our tribe in many areas."

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# LCO youth attend Opioid Summit in Leech Lake

By Nicole Smith  
Communications Officer

A group of students traveled to Leech Lake Reservation to attend the Opioid Response Summit that was held on November 13th and 14th at the Northern Lights Casino. The summit had featured speakers as well as a youth and elder panel. Some of LCO youth participated in the youth panel. They were asked a number of questions and one of them was how the drug epidemic is affecting the youth.

"I have little sisters and it's important that they understand that they have a choice on how to live," said Hailey Baunchie, LCO Youth Council.

"It is effecting the youth negatively, and you can see these people all around you," said Destiny Kingfisher. "It takes away from the people they look up to, the youth need more positive role models and we are trying to change."

The TGB generously donated for

the Gwayako-Bimaadiziwin, LCO Youth Council and the LCO Ojibwe School and chaperones LuAnn Kolumbus, Jason Martin, Sirella Ford and Nicole Smith to attend the conference. Vice-Chairman Jason Schlender

knew the importance of having LCO youth present at this summit, to see that this opioid problem is affecting other Tribes as well.

The main goal of this summit was to find solutions to the problem that is

affecting so many Native people. Leech Lake tribal chairman Faron Jackson, Sr. felt it was importance to listen to the youth and elders on what needs to be done to start healing the community.



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# County and Tribe renew law enforcement agreement

By Joe Morey  
News Editor

The LCO Tribal Governing Board and Sawyer County Sheriff's Department renewed their annual Cooperative Law Enforcement Agreement for 2019 on Nov. 19, 2018.

The agreement provides for funding of part-time deputies of the sheriff's department to enforce the laws of the county and the state working within the tribe's reservation, along with the laws of the tribe.

The agreement states the county-tribe deputy will "Work closely with members of the tribe's law enforcement department to deter and solve crime on the tribe's reservation. The size and unique nature of the Sawyer County, the grant of jurisdiction under Public Law 280, staffing and funding limitations of the sheriff's office and the tribe's law enforcement department and increased crime all justify continued funding of the program."

Rose Gokee of the Tribal Governing Board requested of the sheriff, Doug Mrotek, that he meet and share information with the board on a regular basis.

"We really appreciate when you meet with us, it's a win-win for everyone when we can meet and share information," Rose told Mrotek.

Mrotek told the Board that he would meet with them on a monthly



Pictured from L-R) LCO Secretary-Treasurer Jason Weaver, TGB members Don Carley and Tweed Shuman, LCO Vice Chairman Jason Schlender, TGB member Rose Gokee, Sawyer County Chief Deputy Craig Faulstich, TGB member Joel Valentin, LCO Chief of Police Tim DeBrot, and Sawyer County Sheriff Doug Mrotek.

basis if needed.

Mrotek also told them the agreement provides that the sheriff's department provide back up for LCO Police and that anytime the county needs back up, the LCO department provides it.

"If you don't have staff on, we handle the calls for you. We make sure victims and clientele are taken care of," Mrotek said.

LCO Police Chief, Tim DeBrot, said it goes both ways. "If there deputies are busy with a major call, we let

their dispatch know our officers are available."

The agreement provides for \$51,000 in funding, which includes wage, insurance and other benefits.

# WOJB to get new antennae and transmitter

By Joe Morey  
News Editor

The LCO Tribal Governing Board recently approved using Enbridge funds to give 88.9 WOJB a much-needed boost in power. The station will get a new antennae in the next couple of weeks. A new transmitter is planned for the spring.

LCO Vice Chairman Jason Schlender said the station is operating at 25% it's normal power, but, "Once the antennae is done, it will boost their strength. Once the transmitter is complete they will be fully operational. This will help them with their pledge drives."

WOJB station manager, Carissa Corbine, said the antennae was damaged by bullet holes and once the repairs are done, they will be ready for the transmitter.

"Antenna work is being done by a tower company out of Minnesota under the supervision of our engineer, Doug Thompson," Corbine said. "He will prepare the site for the transmitter. The transmitter we are using is an old Harris tube transmitter and the new one will be a Nautel and more efficient as we use a considerable amount of energy to power our current operations. The older transmitter uses three phases of power and the new one will be a single phase"

The tribal governing board approved using \$17,786 of Enbridge funds for the new antennae. Schlender said this will be a full tower, required by the Federal Communications Commission.

"The antennae will be painted and protected from ice and storm damage," Schlender added.

The board also approved using \$69,252.50 of Enbridge funds for the new transmitter.

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# LCO College students learn to process wild rice

## From the Lac Courte Oreilles Ojibwe Community College

Introduction to Ojibwe Culture students processed wild rice earlier this semester.

Students parched (gidasigewag) rice on an open fire using old fashioned wash tubs and a wooden paddle while the other male students and a young girl danced (mimiikooshkamoog) it in an wooden barrel. This is done to loosen the chaff off the long grain wild rice.

After the rice was danced, the students winnowed/fanned (nooshkaachigewag) the rice in birch-

bark baskets to reveal the gift of their harvest.

The Introduction to Ojibwe Culture students honored the traditions of our Ojibwe ancestors through their hard work and for some, a newly acquired skill. A feast (wiikoongewag) was held to give thanks for this sacred food that grows on water-Manoomin.

The remaining wild rice from their harvest was gifted to the Lac Courte Oreilles Elderly Nutrition Center in Reserve, WI which will be shared with our elders who have held us up and carried these traditions for generations.



## College Alumni Spotlight: Wesley Wilson

**Major:** Human Services

**Primary Site:** Main Campus

**Tell us about yourself:**

I was raised in the Northwoods and am a graduate of Hacil Charter School.

**Why did you decide to pursue a college degree with Lac Courte Oreilles Ojibwa Community College?**

While assessing different options for my future, I knew I desired to help people. I did not know what that would look like and through some suggestions from others and individual research, I found the Lac Courte Oreilles Ojibwa Community College had the best opportunity for me to stay involved with this unique Northwoods community and still pursue my dreams and passion about helping people.

**How is Lac Courte Oreilles Ojibwa Community College different from other college options?**

As a student, there was never a moment I did not feel encouraged by my peers, professors, and professional staff. Lac Courte Oreilles Ojibwa Community College leads students

through empowerment and encouragement unlike the traditional academic “hoop jumping” approach.

**What was your favorite class?**

Sociology really broken down a lot of the preconceived ideals I had formulated and opened my way of thinking to a whole new prospective on life.

**What student organizations were you a part of? Why?**

As a second-year student I was the secretary for student government. I really had no idea what I was signing up for and due to some scheduling conflicts, student council rarely met that term. On hindsight, I believe I signed up because I desired to be actively involved in making great changes for the community.

**What advice would you give someone who is undecided on starting college?**

You can do this – its hard work, maybe even impossible by yourself, but Lac Courte Oreilles Ojibwa community College has so many faces who can offer the support, empowerment, and encouragement you need to finish the journey you start here.

**What did you do post-graduation?**



After graduation I continued on to get my bachelor’s degree and am now honored to be in a position at the College, where I can give back to the community that gave me such a great start.

**What does it mean to you to attend college in our local community?**

Attending college here meant I was able to learn from a familiar prospective in a new refreshing way. This college is unique in the sense that people here are not just passing faces but members of a community who desire the mutual goal of seeing the community thrive.

**What does it mean to you to attend a Tribal College?**

Having a deeper and culturally enriched understanding of this Ojibwe community has really impacted my professional goals and methods of helping people.

## College celebrates successes

Lac Courte Oreilles Ojibwa Community College came together with community members to celebrate the successes that we have achieved together over the last six months and discuss the future of the College.

“Lac Courte Oreilles Ojibwa Community College is becoming the strongest it has ever been because it is a true community-driven college” says Dr. Russell Swagger, President of Lac Courte Oreilles Ojibwa Community College.

Together, we:

- Renewed relationships with communities we serve
- Restoring relationships with Elders
- Increased our influence through Dr. Swagger’s appointment to the UW Madison Extension Board, Impact 7 Board, and the Wisconsin Higher Educational Aids Board
- Partnered with the Public Theater, Hayward Rotary Club and Sherman and Ruth Weiss Library to bring Sweat to the College, a collaboration with Public Theater, Lac Courte Oreilles Ojibwa Community College
- Created a College Newsletter
- Secured an Endowed Scholarship Fund
- Signed agreements to return to Red Cliff & Bad River and submitted application to the Higher Learning Commission requesting to move permanently
- Completed a successful Higher Learning Commission multi-location visit
- Introduced a new Indigenous Culinary Arts Certificate Program
- Created Kwe groups and an Art Club for students.
- Completed a Multi-Purpose Building at the Farm that includes a commercial kitchen and student agriculture laboratory
- Developed and began offering new continued education micro-certificates for academic credit
- Secured Grants through USDA National Institute of Food and Agriculture (NIFA) totaling \$560,000 over 4 years



### Lac Courte Oreilles Ojibwa Community College Extension Program Calendar Manidoo-giizisoon (December), 2018 Little Spirit Moon



Sun	Mon	Tue	Wed	Thu	Fri	Sat
						1
2	3 Intro to Crocheting 600 wing 5-8pm	4 Tai Chi Auditorium 4-5p	5 Beading Circle 600 wing 5-8pm	6	7	8 See our Float at the Light your Engines Parade—Main St 6p
9	10 Intro to Crocheting 600 wing 5-8pm	11 Tai Chi Auditorium 4-5p	12 Cake Decorating 5-8p Beading Circle 5-8p Seed Saving & Garden Planning 5-8p	13 	14 	15 Holiday Craft Bazaar Learn, Make, & Take 10a-2pm 600 wing
16	17 Intro to Crocheting 600 wing 5-8pm	18 	19 Beading Circle 5-8p Cookie Exchange 600 kitchen 5-8pm	20	21	22
23	24 College Closed	25 College Closed	26	27	28	29
30	31	All workshops require pre-registration. All workshops are OPEN to the community. All supplies and a meal are provided. Please call 715-634-4790 Ext 121 or email ext@lco.edu to register. Workshops are subject to cancellation based on enrollment.				



LIKE our Facebook page: Lac Courte Oreilles Ojibwa Community College Extension for the latest updates & info

# LCO Ojibwe School students visit Santa at the Sevenwinds Casino Christmas Party



## 2nd Grade LCO students make turkeys for Thanksgiving



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## Donations Given to the Regional Hospice Catch a Dream Program

By Nicole Smith  
Communications Officer

A generous donation was given to the Regional Hospice Catch a Dream Program on Wednesday, November 28th. Gary Quaderer Sr., Amvets and Paul Wharton, VFW both gave the foundation checks in the amount of one thousand dollars.

The "Catch a Dream" is designed to do special things for terminally ill people by adding quality to their life. Hospice services has always tried to fulfill special requests from their patients and this service help to make them possible. Whether it's a chance to go on a fishing trip, a helicopter ride over Lake Superior, have dinner with their spouse or rent a golf cart so they can be mobile in their own yard. This program assists with the cost of those special requests.

Special thanks to the Amvets and VFW for your contributions!



## LCO Health Center Receives AAAHC Accreditation

The Accreditation Association for Ambulatory Care (AAAHC) is the leader in health care accreditation with over 6,000 organizations being accredited by them. Being accredited by AAAHC demonstrates the LCO Health Center's commitment to provide high-quality care in a safe, friendly environment while including the patient in their health care decisions.

In 2015 the LCO Community Health Center switched its accreditation from Joint Commission to AAAHC. After an extensive two-day survey, the Health Center received accreditation for three years which expired in August 2018. In July of 2018 the LCO Health Center had a reaccreditation two-day survey.

The LCO Health Center passed its survey and retained its accreditation survey for another three years.

As part of the accreditation/reaccreditation process the Health Center is required to do a study to identify areas in the clinic where services can be improved. This study includes identifying the issue, creating a corrective action plan, implementing the corrective actions and reevaluating the service at the end of the study.

For this reaccreditation survey one of the three required studies the LCO Health Center presented was a study on Retinopathy for Diabetic Patients and the importance of diabetic patients receiving a retinopathy scan at least once a year.

In September, the Health Center submitted its Retinopathy study as a candidate for the Bernard A. Kershner Innovations in Quality Improvement Award given out by AAAHC.

The Bernard A. Kershner Innovations in Quality Improvement Award is an annual award which recognizes AAAHC-accredited organizations that successfully implemented meaningful changes in their operations to boot quality of care, patient safety and overall efficiency. Bernard A. Kershner was a leader in ambulatory health care and distinguished past chair of the AAAHC Institute Board of Trustees.

There are six finalists selected to participate for this award. The finalists are chosen by an expert panel based on the ten elements AAAHC has set up for the submitted studies and the success of the study.

In October the LCO Health Center was notified the submitted study was selected as one of the six finalists for the award.

The winner of the award will be announced at the Achieving Accreditation Conference held March 15 - 16, 2019 in Tampa, Florida.

This is a very prestigious honor for the LCO Health Center as our study was chosen out of thousands of entries including entries submitted by many facilities who are much larger than the LCO clinic.

The LCO Health Center would like to thank everyone involved for making this study a success. A special thank you to Krista Strunk and Carolyn Debrot for their hard work and dedication to our patients.

*LCO Christmas Toys  
for Girls & Boys*

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# LCO Behavioral Center hires new Prevention Specialist

Gina Krizan is an LCO Tribal member, the daughter of MaryAnn Wolf and has recently moved back home with her family. Gina spent many years in the area and attended school in Stone Lake before moving to South Dakota's Black Hills. Gina and her husband Shannon have three children, daughter Alyssa 24, daughter Jesse 22 and son Archer 9.



Gina will be working with at-risk youth in the community who are dealing with substance abuse issues and prevention as well as instilling culture into their lives. Gina will be planning events for the entire community focusing on building pride and assisting youth by finding positive support systems that they can trust. Gina comes with a vast number of years planning events in many venues throughout Minnesota and Wisconsin.

"Like Charles Swindall says, life is 10 percent, what happens to you and 90 percent on how you react to it," said Gina. "I want to inspire the youth in the community achieve higher levels of themselves by building confidence and self-respect."

Gina also explained that her husband and her own a strategic martial arts studio in Stanley, Wisconsin where he husband works with kids at-risk or abused that are referred through the county. She is also a purple belt and they will also be opening a studio in the LCO/Hayward area in the future.

## LAC COURTE OREILLES BAND INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT (ICDBG)

### COMMUNITY DEVELOPMENT STATEMENT

On October 22, 2018, the Department of Housing and Urban Development published a Notice of Funding Availability (NOFA) for Indian Community Development Block Grant program.

Eligible activities include new housing construction; housing rehabilitation, housing infrastructure, land acquisition to support new housing, homeownership assistance, public facilities and improvements including infrastructure, economic development and micro enterprise programs. For the Eastern Woodlands region, a maximum of \$700,000 is available for each requested project. Funding is awarded competitively and there is no guarantee that the Tribe will receive funding.

**The Lac Courte Oreilles Tribal Governing Board has identified Child Support/Indian Child Welfare facilities expansion as priority development needs of the Tribe for the Block Grant program. This decision was based upon the input of the tribal community and resources available to support operating costs.**

The Tribe will expand the tribal office building on Trepania Road at a preliminary cost of \$1,293,045. Child Support and Indian Child Welfare services have expanded over the last four years and office space at the Lac Courte Oreilles Reservation is not available to accommodate the growing service needs.

The 2018 Indian Community Development Grant application will be available for residents to review during normal business hours at the Grants Offices, within the Tribal Government Building. (There are no active Indian Community Development Block grants.) Tribal members and other citizens are invited to review and comment on this information. Any comments must be submitted by December 20, 2018. Comments may be made verbally or in writing to Kelly.Nayquonabe@lco-nsn.gov. Additional information on this potential project may be obtained by contacting the Lac Courte Oreilles Grants Department, Kelly Nayquonabe, at (715) 558-7444.

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**Omg**  
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IT TAKES A NATION TO MAKE A DIFFERENCE

ZERO IN WISCONSIN

**Happy Hour This Weekend 10 to 11 pm**

Merry Christmas from all of us at

**El Tequila Nights**  
The Northland's Night Club

Like us on Facebook /ElTequilaNights

**Pride Of The Ojibwa**  
LCO CONSERVATION DEPARTMENT  
13394 W Trepania Road Building 1  
Hayward • Wisconsin • 54843  
PHONE (715) 634-0102 • FAX (715) 634-0107

## HOURS OF OPERATION

*\*As of December 3, 2018\**

MONDAY	8AM to 4PM
TUESDAY	8AM to 6PM
WEDNESDAY	8AM to 6PM
THURSDAY	8AM to 6PM
FRIDAY	8AM to 6PM

# Boys & Girls Club invites you to their Annual Christmas Party

Come join us for our annual Community Christmas Party Thursday, December 20th from 5:00PM-8:00PM. We will have food, hot coca, ice skating, cookie decorating, crafts, face painting, sleigh rides, and of course Santa will be in the building! This year we will also have a professional photographer to take your family Christmas pictures sponsored by LCO Child Support. Bring out the family to this great event. This is a family event so NO DROP OFFS. Hope to see you all there!!!

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**BOYS & GIRLS CLUB OF LAC COURTE OREILLES**

## December 2018

Sun.	Mon.	Tue.	Wed.	Thu.	Fri.	Sat.
						1
2	3 Cooking 4:30-5:30	4 STEM 4:30-5:30	5 Images 4:30-6:30 STEM 4:30-5:30	6 Teen Vs Wild 4:30-7:00	7 Youth Trip Bentleyville 4:30-9:00	8 Saturday Night Live 7:00-11:00
9	10 Cooking 4:30-5:30	11 STEM 4:30-5:30	12 Images STEM Club Opens @ 12:00PM	13 Teen Vs Wild 4:30-7:00	14 Free Day Fun Day 4:00-7:00	15
16	17 Teen Action Comity 6:00-7:00	18 STEM 4:30-5:30	19 STEM 4:30-5:30	20 Community Christmas Party 5:00-8:00	21 Club Closed	22
23	24 Club Closed	25 Club Closed	26 Club Closed	27 Club Closed	28 Club Closed	29



**HOOURS OF OPERATION**  
*\*As of December 3, 2018\**

MONDAY	8AM to 4PM
TUESDAY	8AM to 6PM
WEDNESDAY	8AM to 6PM
THURSDAY	8AM to 6PM
FRIDAY	8AM to 6PM

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**Van Route**

<b>Mon&amp;Wed</b>	<b>Tues&amp;Thurs</b>
School House Bacon Strip Water Tower K-Town Tall Pines Hwy E	Northwoods Beach Gurno Lake 6 Mile Skunawong Reserve New Post
Gilwediin Bacon Square Drytown Poppletown Round Lake Behind LCO IGA	

**Club Hours**  
Monday- Friday

6-12 Years Old 3:30-7:00pm
13-18 Years Old 3:30-9:00pm

**Find us on facebook.com/LacCourteOreillesNews**



# LCO joins tribes in fight against tax on reservation land

By Joe Kelly  
Courthouse News

MADISON, Wis. (CN) – Four Chippewa tribes in northern Wisconsin filed a federal lawsuit against Governor Scott Walker and other officials over the state’s attempts to collect property taxes on reservation lands acquired through an 1854 treaty.

The complaint, filed Friday in Madison federal court, says it is in response to state officials’ efforts “to assess, collect and enforce taxes under Chapter 70 of the Wisconsin Statutes upon properties owned in fee simple by the tribes and their members” within the boundaries of their respective reservations.

The plaintiff tribes are the Lac Courtes Oreilles, Lac du Flambeau, Red Cliff and Bad River bands of Lake Superior Chippewa. They are represented by Colette Routel, director of the Indian Law Litigation Clinic at the Mitchell Hamline School of Law at Hamline University in St. Paul, Minn., and by attorneys with the St. Paul firm Hogen Adams.

In addition to Governor Walker, the complaint names as defendants Wisconsin Secretary of Revenue Richard Chandler and 11 towns and their assessors.

The tribes seek “a declaration that the defendants do not possess the authority to tax the reservation fee lands and an injunction preventing the assessment, imposition or collection of those taxes.”

The complaint claims the state’s plan to impose property taxes on the tribes’ reservation lands violates the Supremacy Clause of the U.S. Constitution and an 1854 treaty known as the Treaty with the Chippewa.

The 1854 treaty is of particular focus in the lawsuit. The four tribes say they are signed on as successors to the bands of Wisconsin Ojibwe that acted as signatories for the treaty.

“During the first two decades of the nineteenth century the United States had little influence over the Wisconsin Ojibwe. Few white settlers ventured into northern Wisconsin during this time period,” according to the complaint.

After decades of negotiations – often with tribal members that did not read, write or speak English, and who relied on white interpreters who were not well versed in Indian languages – the U.S. moved in the 1850s toward the creation of Indian reservations within the territories tribes had held for hundreds of years before Europeans arrived.

By 1854, keen on the rich iron deposits west of Lake Superior, the federal government tasked agents with negotiating a treaty with the Wisconsin Ojibwe “for a cession of lands in Minnesota and Wisconsin, including the vast mineral lands west of Lake Superior,” according to the complaint.

On Sept. 30, 1854, the U.S. and the Lake Superior bands in Minnesota, Wisconsin and Michigan executed the treaty, under which the Ojibwe ceded more than 7 million acres.

In return, the government promised permanent, tax-exempt reservations.

“The 1854 treaty does not authorize the imposition of state taxes of any kind on the property of the tribes located within the reservations created therein,” the lawsuit states. “None of

the historical documents relating to the negotiation of the 1854 treaty indicate that Indians were told that the lands reserved for them by the 1854 treaty would be subject to property taxes.”

The complaint asserts that the tribes never would have agreed to any part of the treaty allowing taxation of the reservation lands, as tribal members did not have the kinds of resources needed to pay taxes.

According to the lawsuit, the treatment of these reservation lands and the promises of their permanency and protections have been, at best, inconsistent.

By the 20th century, gaps of understanding of the treaty’s provisions, multiple delays in negotiations, and allotment efforts that were unclear and poorly handled left some confusion as to the status of the reservations as taxable lands.

The tribes say the confusion stems mainly from the General Allotment Act of 1887, which states that tribal members would be given a patent in fee simple to their land after a period of time during which allot-

ments of property were held in U.S. trusts.

According to the complaint, a 1992 U.S. Supreme Court decision held that the General Allotment Act’s language “provided unmistakably clear authorization for states to tax land that had passed into fee simple absolute status as a result of this statutory scheme.”

However, the tribes in Friday’s lawsuit say their reservation lands “were not allotted under the General Allotment Act or its amendments,” but rather by the 1854 treaty.

They accuse state officials of being “inconsistent in their treatment of the tax status of the reservation fee lands.”

According to the complaint, over

the last three years the Wisconsin Department of Revenue “has directed local governments to assess, collect, and enforce real property taxes” against the tribes’ reservation lands, even though the 11 defendant towns had long considered the reservations exempt.

“Certain defendants have begun assessing the reservation fee lands under the presumption that such lands are subject to state taxation and erroneously placing the burden of proof on the tribes or their members to demonstrate otherwise,” the lawsuit states.

Neither the tribes’ attorneys nor Governor Walker’s office immediately responded Monday to requests for comment.

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## LAC COURTE OREILLES RECYCLING CENTER

ITEM	COST
CRT Monitors	\$10
LCD Monitors	\$4
Desk Top Printers, Scanners, Fax Machines	\$3
Copy Machine, Floor Models	\$40
Copy Machine, Desk Top Model	\$18
Plastic Television	\$15: up to 13"
	\$20: up to 19"
	\$25: up to 27"
	\$30: up to 32"
	\$35: 33" & Up
LCD Televisions	\$15: up to 20"
	\$20: 21" – 30"
	\$25: 31" – 42"
	\$30: 43" – 54"
	\$35: 55" & Up
Projection or Wood Televisions	\$50
VCRs, DVDs, Radio, Typewriter, Stereos, Satellite Receivers	\$4
Office Phones	\$1
Microwaves, Humidifiers, Battery Backups	\$5
Freon Appliances: Dehumidifiers, Air Conditioners, Freezers, Refrigerators	\$15
All Other Major Appliances	\$10
Tires	\$3 for Passenger under 16"
	\$5 for Light Truck 16" to 20"
	\$10 for Tractor/Large Truck Tire
	Double above prices for tires with rims
Stuffed Goods (carpet, furniture, stuffed chairs, large plastic toys, mattresses, box springs, etc.)	\$10
Building Materials (wood, window, doors, sheetrock, etc.)	\$20 minimum for ½ ton pickup box, equivalent or less
*NO SHINGLES	
LCO Recycling Center Bags	\$3 per 30 gallon bag
	\$25 per bundle of 10
Non LCO Bags	\$2 per kitchen bag
	\$4 per 30-35 gallon contractor
	\$6 per +36 gallon contractor bag

Recycle FREE OF CHARGE
Aluminum Cans
Antifreeze
Cables, Ink Cartridges & Software
Calculators
Cell Phones
CFLs & Fluorescent Tubes
Clear, Brown, Green Glass Containers
Corrugated Cardboard
CPUs: Hard Drives will be shredded
Keyboards & Mouse
Laptops: Hard Drives will be shredded
Laundry Detergent Containers
Magazines
Office Paper
Oil Filters
Paint
Plastic Containers #1 & #2 (remove ring & lid)
Sharps & Medical Waste (in safe containers)
Used Oil (Do not mix)

Can NOT Receive
Ammunition
Asbestos
Mercury
Explosive Material
Radioactive Material
Household Hazardous
Wastes Pesticides & Herbicides
Shingles
Ashes
Stained Glass (contains lead)
Yard Waste (grass clippings, leaves, weeds)
Woody Debris (brush, root balls, stumps, trees, etc.)



Everyone Welcome!



# Family Christmas Party.



Thursday

DECEMBER 20TH 5PM-8PM

Bonfire, Crafts, Ice Skating, Hot Cocoa,  
Sleigh Rides, Family Photos, and Santa!

Family Event. No Dropoffs

GREAT FUTURES START [HERE.](#)



BOYS & GIRLS CLUB  
OF LAC COURTE OREILLES



# LCO Elder & Disabled Services monthly news for December

Boozhoo to all,

November has come and gone and we are looking at some colder days within the next few weeks if not days, as stated previously, the LCO Tribal Governing Board has approved recent changes to the Home Repair and Auto Repair policies, there has been an increase to annual individual amounts for Home from \$750 to \$1000 for Tribal Elder and/or disabled Home owners residing on the Lac Courte Oreilles reservation boundaries, one major change implemented was the working Vs. non-working elder, which was a monumental movement in a positive direction for the Elder and Disabled LCO community. Auto repairs were increased as well from \$250 to \$350 annually, most repairs that need to be completed are well over \$250 and it is a good thing that the Tribal Governing Board recognizes the issues and are completely 100% committed to providing valuable tribal services. I would like to take this opportunity to commend the LCO Elders Advisory Council and the LCO Tribal Governing Board with taking the initiative and making our tribal community a priority for the future.

The LCO Snowplowers are contracted for the upcoming winter season, we are currently operating at 5 plowers and over 230 driveways in various tribal communities, I would very much appreciate your patience and understanding regarding the time it takes to get to your driveway, I have asked each snow plow driver to either beep their horn or contact the clients phone number they provided when they signed up for snowplowing, and give them time to come out and move their vehicle, if it is not moved they cannot perform their tasks and will need to move onto the next driveway, it is not an exact science and I have been involved with this service since 2012 and there is always something more that can or could be done better, I very much appreciate your feedback.

Medicare Part D Open Enrollment period ends on December 7th, 2019

If you're still thinking about your Medicare coverage choices for 2019, make sure to compare options and select a plan before Open Enrollment ends next week. We're here to help with your decisions.

Still trying to decide between Original Medicare vs. Medicare Advantage? Visit Medicare.gov to review Medicare coverage options and compare estimated out-of-pocket costs to help you decide.

**Veterans News:**

The 2018 LCO Veterans powwow was in my opinion very well received with a lot of community members involved and I am still grateful and thankful of being part of the LCO Veterans Color Guard by leading the group with the LCO Honor The Earth Eagle Staff, I have the honor of carrying it forward until next 2019 Honor the Earth and I am very proud to carry this prestigious honor. I was able to attend both grand entry's and also welcome some visitors from the Department of VA, Regional Office, Mr. Stanley Walton and Drew Prestebak, they have been coming to LCO for a

few years now and always look forward to providing outreach and assistance to our Veterans and families.

The LCO Headstart program held a Honoring our Veterans event at the LCO Sevenwinds Casino on Friday November 9th, There were several speakers in attendance along with myself, I know that there a lot of events going on that same day but I hope if they do plan on putting Veterans Events for future consideration we as a tribal community could help better to advertise and have more tribal entity's involved and to participate.

I attend meetings with the other Tribal Veteran Service Officers within the State of WI, these meetings are scheduled quarterly by our WDVA Tribal Liaison Shaun Stoeger, and we try to meet several times a year in other tribal locations. I think it's a great group of Tribal veterans representing each tribe and collaborating and networking together to better help each other and serve our communities.

I am also a part of the County/Tribal Veteran Service Officer Association CVSO/TVSO Association, which consists of all 72 counties and 11 tribes within the State of WI, we tentatively meet twice a year for Spring and Fall events which vary in location depending on the current

CVSO President because they are tasked with hosting the fall event in their county/tribe. Something to add on to this, which I am very proud to announce that, I am going to be taking part in the Executive committee meeting annually which could lead to Lac Courte Oreilles being a host to the CVSO/TVSO Fall Event a few years from now, please stay tuned.

We have recently partnered with the Sawyer County Senior Resource Center and they have generously donated over 60 non-perishable food boxes which our staff will be trying to deliver to our homebound meal delivery recipients. We are in the process of identifying the neediest of our list and will be attempting to deliver on Friday November 30th. It is my hope that the broadening relationship between both the tribal aging department and the county senior resource center will continue to be strengthened to work together and make more strides in areas we have yet to discover.

Some Key dates for the LCO Elder Center:

I will be on Travel to Racine, WI on Thursday afternoon, November 29th, and returning Friday, November 30th.

I will be attending the NWCVSO Meeting next Friday in Neillsville, WI on December 7th.

I will be attending on behalf of the LCO Housing Board, the NAIHC – National American Indian Housing Council – Legal Symposium from December 9th through December 13th.

LCO Elder Center Fundraiser event for Staff Dinner – LCO Tribal Office 10-12 or when food is gone, Carol Hamblin will be coordinating

LCO Elder Center – Christmas Dinner is scheduled for Thursday, December 20th, 2018.

LCO Elder Center will be closed on the following dates for the Christmas and New Year's Holidays

Christmas – Monday, December 24th through Wednesday December 26th.

New Years – December 31st through Tuesday January 1st.

Thank you for taking the time to read and I look forward to hearing from you.

Respectfully,  
Terrance Manuelito  
Tribal Aging Director  
Tribal Veteran Services Officer  
13878W North Agency Road  
Stone Lake, WI 54876  
(715) 957-0077  
Terrance.Manuelito@lco-nsn.gov

## Heating Assistance- Wisconsin Home Energy Plus Program *There is still time to apply for Energy Assistance*

WHEAP assistance is a one-time payment during the heating season (October 1-May 15). The funding pays a portion of the heating costs, however the payment is not intended to cover the entire cost of heating a residence.

The amount of the energy assistance benefit varies depending on a variety of factors, including the household's size, income, and energy costs. In most cases the energy assistance benefit is paid directly to the household energy supplier.

The energy assistance office said If you miss your scheduled appointment and do not call them to cancel your appointment. It might cause you to be set back a couple of months for the next available appointment. If you can not come in during regular office hours, energy assistance is willing to accommodate by taking your application after-hours.

And just a reminder, please get into a habit of checking your propane tank during the heating season. This is very important due to the fact that vendors do charge extra for emergency deliveries and energy assistance cannot help with this. The extra charges will need to be paid upon delivery.

**60 PERCENT OF STATE MEDIAN INCOME GUIDELINES**

HOUSEHOLD SIZE	3 MONTH INCOME	ANNUAL INCOME
1	\$ 6,870.00	\$27,480
2	\$ 8,983.75	\$35,935
3	\$11,097.75	\$44,391
4	\$13,211.50	\$52,846
5	\$15,325.25	\$61,301
6	\$17,439.25	\$69,757
7	\$17,835.50	\$71,342
8	\$18,231.75	\$72,927

**INCOME GUIDELINES FOR THE 2018-2019 HOME ENERGY PLUS PROGRAM YEAR**

Energy Assistance hours: Monday-Friday 8am to 4:30pm, call 715-634-8934 for Patsy Crone ext. 7434 or Cindy Miller ext. 7474.

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## Obituary LAWRENCE MOOSE

Lawrence Moose, age 82, of Hinckley, MN died Sunday, November 11, 2018 at his home.

Lawrence Moose was born May 27, 1936 in Isle, MN the son Jack and Helen (Matrious) Moose.

Tribal Funeral Rites were held 10:00 a.m., Wednesday, November 14, 2018 at Big Drum Ceremonial Center in LCO. Tony Troyer will officiate. Burial was in Midewiwin Cemetery in Whitefish. Visitation began at 5:00 p.m. Tuesday, November 13th at Big Drum.

Casket bearers were Ogimaawab, Mishiikenh, Waaba-ma'iingan, Memegwesi, Anangoo-inini and Ne-yaandawe



## Obituary MARGARET ANN THYSSEN

Miigwech Ikwe  
"Thankful Woman"

Margaret A. Thyssen, age 72, of New Post, WI died Monday, December 3, 2018 at her home.

Margaret Ann Thayer was born May 15, 1946 in Hayward, WI the daughter of George and Margaret (Tainter) Thayer. She grew up and graduated high school in Hayward. Marge moved to Appleton where she met Leland Thyssen, and they were united in marriage on November 16, 1968. They moved around to many different areas with Leland's military service, then returned back to New Post in the early 1980's. After returning, Marge drove school bus for the Hayward School system for over 30 years. She loved to do beadwork, collect ladybugs and take care of her flower beds.

She is survived by her daughters Rebecca (Dan Cross) Thyssen, Deborah Valentin, & Katherine



Thyssen; nine grandchildren; 12 great grandchildren; sister Kathy (Larry) Poppe; several nieces & nephews.

Marge was preceded in death by her parents George & Margaret; husband Leland; brothers Rodger & Thomas Thayer; and step-daughter Terri Thyssen.

A Memorial Service will be held at a later date.

## Obituary ANTHONY W. WOLLER

Waha Nuup "Two Crow"

Anthony W. Woller, age 30, of Hayward, WI died Monday, December 10, 2018 at his home.

Anthony William Woller was born May 19, 1988 in Hayward, WI the son of Robert Blackdeer and Shelley (Woller) Gerich.

He is survived by mother Shelley (Duane) Gerich; father Robert Blackdeer Sr.; grandparents Joseph & Janice Goldman, and Letha Ellis; brothers Robert Blackdeer Jr., Johnathan Blackdeer, Cody Gerich, Ryan Gerich; sisters Heather Peterson, Angelina Blackdeer, Cara Jean Isham; uncles, aunts and numerous nephews, nieces and cousins.

Anthony was preceded in death by grandfather Dudley LaRonge.

Tribal Funeral Rites will be held 12:00 Noon, Wednesday, December 12, 2018 at Pineview Funeral Service in Hayward. Levi "Moraje" Winneshiek will officiate. Burial will be in



Round Lake Cemetery.

Honorary casket bearers will be Robert "Hayna" Blackdeer Jr., Angelo Perry, Jeff Woller, Michael Woller Sr., and Michael Woller Jr.

Casket bearers will be Comanche Fairbanks, Jon Fleming, Sean Fleming, Cody Greendeer, Joe Montano, Damian "Ogima Bines" Perry, Jason Pettibone and Randy Redcloud.

## LCO Tribal Court Public Notices

### Notice by Publication

LAC COURTE OREILLES TRIBAL COURT  
Case No. 2018-FA-0005

NOTICE BY PUBLICATION  
TO: ROBERT W. BLACKDEER JR.

TAKE NOTICE that you are a named party for an action filed in the Court listed above. You must appear in the Lac Courte Oreilles Tribal Court on the 15THday of January, 2019 at 9:00 A.M. Failure to appear may result in a Warrant for your Arrest. A copy of the Order and Affidavit may be obtained from the Lac Courte Oreilles Tribal Court located at 13394W Trepania Road Hayward, WI 54843.

NOTICE OF THIS HEARING shall be given for three (3) consecutive weeks prior to the hearing date pursuant to 2 LCOTCOL, § 1.902 (7).

Lac Courte Oreilles Tribal Court  
Dated this 30th day of November, 2018.

### Notice by Publication

LAC COURTE OREILLES TRIBAL COURT  
Case No. 2014-FA-079

NOTICE BY PUBLICATION  
TO: SARAH J. TAINTER

TAKE NOTICE that you are a named party for an action filed in the Court listed above. You must appear in the Lac Courte Oreilles Tribal Court on the 20THday of DECEMBER, 2018 at 9:00 A.M. Failure to appear may result in a Warrant for your Arrest. A copy of the Order and Affidavit may be obtained from the Lac Courte Oreilles Tribal Court located at 13394W Trepania Road Hayward, WI 54843.

NOTICE OF THIS HEARING shall be given for three (3) consecutive weeks prior to the hearing date pursuant to 2 LCOTCOL, § 1.902 (7).

Lac Courte Oreilles Tribal Court  
Dated this 23rd day of November, 2018

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### A monthly publication of Lac Courte Oreilles Tribal Government

Published on the 1st of each month. Articles and submissions can be made to Nicole Smith at [Nicole.smith@lco-nsn.gov](mailto:Nicole.smith@lco-nsn.gov) or [communications@lco-nsn.gov](mailto:communications@lco-nsn.gov).

Views and opinions expressed here do not reflect those of the Tribal Governing Board or its members

#### Staff & Contributors:

Joe Morey, News Editor  
Nicole Smith, Communications Officer

# Small town's lawsuit puts Oneida Reservation's status in question

*The Oneida Big Apple Fest is the issue behind a lawsuit that could determine whether or not the tribes reservation still legally exists in its current capacity.*

By Ben Rodgers  
Editor, The Press

GREEN BAY – A federal judge may decide whether the Oneida Reservation still legally exists in determining a lawsuit dating back to September 2016.

Chief U.S. District Judge William Griesbach heard oral arguments from attorneys representing Hobart, the Oneida Tribe and the federal government.

The hearing was held Thursday, Nov. 29, in U.S. District Court for the Eastern District of Wisconsin.

"I've gone through the extensive briefing, it's an awful lot to read," Griesbach said. "I'm sure I've absorbed what I'm capable of absorbing with a couple of readings, but I'm certainly interested in hearing more."

The Oneida Nation sued Hobart claiming the village was not authorized to require a special events permit for the tribe's annual Big Apple Fest.

Furthermore, Hobart contends the court could rule the Oneida Reservation was actually terminated in the early 1900s by a process of allotments.

These authorized the Department of the Interior to grant fee simple land patents to tribe members, because Congress "intended that allotments for which fee patents were issued would no longer be considered part of a reservation under federal protection," according to the village's request for summary judgment.

Both Hobart and the Oneidas requested summary judgment in July.

Representing the Oneidas on Nov. 29 was Arlinda Locklear, an expert in Native American law and tribal recognition litigation, as well as the first Native American woman to argue before the U.S. Supreme Court.

Locklear explained how since 2009 the cultural Big Apple Fest is held on land that falls in the confines of 64,400 acres of a reservation that was established in 1838.

The festival is held on 14 parcels of land, with the majority in Green Bay and others in Hobart.

The ordinance over which the

tribe is suing the village was created in 2016.

"The target here is the Nation itself, on its own event, on its own land in the boundaries of its own reservation," Locklear said.

Frank Kowalkowski, Hobart attorney, countered that the festival doubled the population of Hobart during its duration and is more than a cultural event.

"It was a means to gain sales for their apple orchard and get rid of their apple harvest and sell that," Kowalkowski said. "They invited hundreds and hundreds of non-members onto their property to pick apples and sell their apples."

He went further to say the issue of disestablishment of the Oneida Reservation was litigated and decided in *Stevens v. County of Brown* in district court on Nov. 3, 1933.

"There is no escape from the proposition that the government, in passing and applying the Dawes Act, conceived itself in duty bound to carry out its provisions in the interest of the tribe and its members," Kowalkowski said.

"Plainly this resulted in a discontinuance of the reservation, and recognition of the power of the state to incorporate the lands in towns in question."

Locklear countered the fact that the Oneidas weren't even party in the *Stevens* case.

"It would be grossly unfair to the Nation as a nonparty to that case, to be bound to its result, which we believe was wrong at the time," she said.

Locklear also said only one group can disestablish or discontinue a reservation, the United States Congress.

She went on to say when Congress does disestablish a reservation, it requires clear, direct and explicit language to do so.

"The village lifts language from a decision that is clearly limited to a cession agreement, and once again there is no cession agreement tied to the Oneida," Locklear said.

Kowalkowski argued the boundaries of the Oneida Reservation, as

defined by the treaty of 1838, no longer exist.

Kowalkowski said the Dawes Act of 1887 was intended to terminate reservations.

He provided quotes from Sens. Richard Coke and Henry Dawes who were involved in the creation of the Dawes Act.

Kowalkowski cited Congressional intent to terminate reservations and quoted from the *Yankton v. Gaffey* decision, an 8th Circuit Court case from 1999.

"Congress in the late 19th century was operating on the assumption that reservations would soon cease to exist... and on the belief that allocating lands, and purchasing those left unallotted, were steps in the process of eventually dismantling the reservation system," a document Kowalkowski presented read.

He said Hobart views any land

having passed through non-tribal members and going back to the tribe, or land held in fee, is not part of the reservation. He said the village feels only land held in trust is part of the reservation.

Moreover, Kowalkowski contended a recent Supreme Court ruling in *Nebraska v. Parker* that gave the Omaha Tribe the ability to tax beyond federal and state levels is of concern when deciding this case.

He said it could have an impact because all of Hobart and 14 percent of the city of Green Bay is on the Oneida Reservation.

"The Oneida Nation themselves I believe did do some research related to their ability to tax within the confines of their nation," Kowalkowski said. "That isn't that far-fetched from the situation."

Griesbach will likely issue his decision in the coming months.

## Stay informed

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Lac Courte Oreilles Weekly Newsletter

Sign up to get interesting news and updates delivered to your inbox. This electronic newsletter comes out every Friday. It is a great way to see what is happening in the community and to make sure you have up-to-date information on activities and events as well.

\* Email Address

\* First Name

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## Lac Courte Oreilles Ojibwe Basketball Boys Schedule

Level	Date	Time	Opponent	Where	Level	Date	Time	Opponent	Where
Varsity	Nov. 20	7:15	Bayfield	Away	JV	Jan. 15	7:15	Siren	Away
<b>Varsity</b>	<b>Nov. 27</b>	<b>7:15</b>	<b>Winter</b>	<b>Home</b>	<b>Varsity</b>	<b>Jan. 17</b>	<b>7:15</b>	<b>Lake Holcombe</b>	<b>Home</b>
<b>Varsity</b>	<b>Dec. 4</b>	<b>5:45</b>	<b>Chequamegon</b>	<b>Home</b>	<b>Varsity</b>	<b>Jan. 24</b>	<b>7:15</b>	<b>Fond du Lac Ojibwe</b>	<b>Home</b>
JV	Dec. 7	7:30	South Shore	Away	<b>Varsity</b>	<b>Feb. 1</b>	<b>7:30</b>	<b>Victory Christian</b>	<b>Home</b>
Varsity	Dec. 11	5:45	Cornell	Away	Varsity	Feb. 7	7:15	New Auburn	Away
<b>JV</b>	<b>Dec. 13</b>	<b>6:00</b>	<b>South Shore</b>	<b>Home</b>	Varsity	Feb. 12	7:15	Fond du Lac Ojibwe	Away
Varsity	Dec. 18	7:15	Victory Christian	Away	<b>Varsity</b>	<b>Feb. 14</b>	<b>7:15</b>	<b>Butternut</b>	<b>Home</b>
<b>Varsity</b>	<b>Jan. 10</b>	<b>7:15</b>	<b>Mercer</b>	<b>Home</b>	Varsity	Feb. 21	6:00	Winter	Away



## Lac Courte Oreilles Ojibwe Basketball Girls Schedule

Level	Date	Time	Opponent	Where	Level	Date	Time	Opponent	Where
<b>Varsity</b>	<b>Nov. 13</b>	<b>7:15</b>	<b>Mellen</b>	<b>Home</b>	JV	Jan. 15	5:45	Siren	Away
Varsity	Nov. 20	5:45	Bayfield	Away	<b>Varsity</b>	<b>Jan. 17</b>	<b>5:45</b>	<b>Lake Holcombe</b>	<b>Home</b>
<b>Varsity</b>	<b>Nov. 27</b>	<b>5:45</b>	<b>Winter</b>	<b>Home</b>	<b>Varsity</b>	<b>Jan. 24</b>	<b>5:45</b>	<b>Fond du Lac Ojibwe</b>	<b>Home</b>
JV	Dec. 7	6:00	South Shore	Away	<b>Varsity</b>	<b>Jan. 29</b>	<b>5:45</b>	<b>Chequamegon</b>	<b>Home</b>
Varsity	Dec. 11	7:15	Cornell	Away	<b>Varsity</b>	<b>Feb. 1</b>	<b>6:15</b>	<b>Victory Christian</b>	<b>Home</b>
Varsity	Dec. 13	5:30	Birchwood	Away	Varsity	Feb. 7	5:45	New Auburn	Away
Varsity	Dec. 14	7:00	Drummond	Away	Varsity	Feb. 12	5:45	Fond du Lac Ojibwe	Away
Varsity	Dec. 18	5:45	Victory Christian	Away	<b>Varsity</b>	<b>Feb. 14</b>	<b>5:45</b>	<b>Butternut</b>	<b>Home</b>
<b>Varsity</b>	<b>Jan. 10</b>	<b>5:45</b>	<b>Mercer</b>	<b>Home</b>	Varsity	Feb. 15	5:45	Mellen	Away



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