Red Cliff Band of Lake Superior Chippewas

REGULAR MONTHLY COUNCIL MEETING
March 1, 2010
6:00 p.m. Bingo Hall

Meeting called to order at 6:00 p.m. by Rose Soulier, Tribal Chairperson.

ROLL CALL:
Rose Soulier, Present  Charles Bresette, Absent
Marvin Defoe, Present  Laura Gordon, Present
Jeannie Gordon, Present  Larry Deragon, Present
Dennis Soulier, Present  Ray DePerry, Present
Mike Gurnoe, Present  Quorum

In attendance: Mark Montano, Director of Tribal Operations, David Ujke, Tribal Attorney and community members.

AGENDA
Delete #4) Citizen of the month; this will be done at the 23rd meetings. Delete #14) Leases there are none. Add under Community Comments, letter from Jamie Goodlet King, under Other Destroy Ballots and under Executive hire ECC Home Based Teacher position. Jeanne Gordon moved to approve amended agenda. Seconded by Dennis Soulier. Motion carried.

Vice Chairman Marvin Defoe asked for a Moment of Silence for Margaret “Tuffy” Montgomery, condolences go out to the family.

OPENING CEREMONY
Opening ceremony performed by Frank Montano.

CENSUS UPDATE/MARLENE WISEROCK
Rick Wygonik stated how important the census is and that people need to fill out the short forms. With all the budget cuts we need our numbers for our share of the funding. In early April Anna Hanson is setting up a kick off for the census at the bingo hall from 10:00 a.m. to 2:00 p.m. The message going out is “Be Counted”.

MINUTES
Dennis Soulier moved to approve the minutes of February 1, 2010 with corrections. Seconded by Jeanne Gordon. Motion carried.

Marvin Defoe moved to approve the minutes of February 17, 2010 with corrections. Seconded by Ray DePerry. Motion carried.
COMMUNITY CONCERNS/ANNOUNCEMENTS
Council members received an email from Chairperson Rose Soulier stating there is a Special Council meeting with Housing at the Fire Hall at 3:00 p.m. on Wednesday, March 5, 2010.

The Tribe received a letter from Citgo regarding the heating program and gave the Tribe $40,000 to assist individuals with heating bills. They are committed to continuing to partner with citizen programs for this assistance to the Tribe.

There will be a chili and fry bread fund raiser for the Food Shelf at the Food Distribution building on Friday, March 5th, 11:00 to 1:00 for $5.00. The Food Shelf is open from 1:00 p.m. to 3:00 p.m. Contact Paula Bonney for Food Shelf services.

Jim Pete Requests
Jim’s requests were in written form and copies were provided to the Council. Request #1) He is asking the Council to have an open meeting for the membership by March 31st on (1) the terms of the $300,000 Calleo contract; (2) any recommendations made by Calleo and status of those recommendations and (3) a financial status report by Jeff Gordon, Isle Vista Casino General Manager on his analysis of the financial condition of the casino before the arrival of Calleo and upon their exit. Request #2) a special investigation to be conducted to review Isle Vista Casino operations from January 2006 to present. This may include interviewing current and former staff in the activities of the day to day operations, Calleo staff, the rumor of kick backs to individuals, the manner in which Calleo was given this contract; sole source, without bidding, and taking into consideration Indian preference. He is requesting this be completed by April 15th with an open meeting to share the results of the investigation by April 30, 2010. Ray DePerry moved that Request #1 be implemented immediately. Seconded by Marvin Defoe. Motion carried. Larry Deragon moved to approve request #2. Seconded by Ray DePerry. 1 abstention (Marvin Defoe). Motion carried.

Jamie Goodlet King Letter
Tribal Chairperson Rose Soulier stated that Jamie feels she was denied due process. Rose would like Dave Ujke to review the occupancy policies, Code of Laws and other policies/documents to see if due process was followed. Access to Jamie’s file and housing records will be kept confidential. A report should be brought back to the Council.

Vice Chairman Marvin Defoe received a phone call from Senator Kohl’s office regarding this issue and wanted the Council to deal with it; if not, he intends to contact HUD.
Jamie stated there are a number of families facing evictions. 1) They want a moratorium on evictions until this issue gets resolved. She feels her civil rights were violated; there has been harassment, entering homes without consent, fraud and people living in mold. 2) Re-organize the Tenant Association; monies are available for this group, need to protect their rights as tenants. They want a closed hearing with the Tribal Council, Housing and tenants with issues. Ray DePerry and Larry Deragon are involved in housing and they hope for ethical reason that they abstain from this matter. This is our Tribe, our people; it’s time politics takes a back seat to humanity.

Marvin Defoe stated he had a mother come in to the office; she was being evicted because her daughter and grandchildren were staying with her. Two weeks later she received a Certified Letter that she would be evicted from housing. A week later another one received an eviction letter; she has disabled children and was evicted for having two bags of garbage in her garage. Another week later here comes Jamie with an eviction notice. A question was asked why build more homes if they are kicking people out.

Joe Gordon and Mary Ann Basina both felt that Ray DePerry and Larry Deragon should abstain from this issue. It is a conflict of interest, eight people received evictions, something is wrong and they want to be heard.

Marvin Defoe moved to go with all requests presented here. Seconded by Laura Gordon
Amend motion to include the moratorium is for 30 days. Legal is to investigate the legalities of the eviction and to provide a written response to that. Second concurs. Ray DePerry stated that he will not shirk his duties as an elected official and will not run from these duties 1 opposed (Ray DePerry), 1 abstention (Larry Deragon). Motion carried

OLD BUSINESS

TREASURER’S REPORT DECEMBER 2009
Page three was corrected and given to the Council. Council member Larry Deragon asked for a breakdown on third party funds. Question was asked what is safe on percentages to spend. July is 13%, October 25%. Marvin Defoe moved to approve Treasurer’s Report for December. Seconded by Mike Gurnoe. Motion carried.

OLD HOUSING TAX CREDIT/TIM FUNK
Bobbi Rose Basina presented a petition to the Council asking them not to demolish Old Housing and tear it down and rebuild in Bradum Subdivision. People know the issues and do not want to move.
Tim explained that Tom Langraf did provide the information on costs of rehabilitation versus reconstruction. Four units are to be demolished and six will be converted to individual homes, 14 families will be moved to Bradum development. NASHDA funds have been diminishing. If the tax credit application is to be changed it has to be soon to revamp and resubmit it. Discussed this issue, the petition and the workshop held on the issue Saturday

Marvin Defoe moved to not go forward with new application. Seconded by Dennis Soulier. 2 opposed (Ray DePerry, Larry Deragon). Motion carried.

Ray DePerry moved the petition be denied. Seconded by Larry Deragon. 3 for (Ray DePerry, Larry Deragon, Mike Gurnoe), 3 opposed (Laura Gordon, Dennis Soulier and Marvin Defoe) 1 abstention (Jeanne Gordon). Chair voted against the motion. Motion defeated. Marvin Defoe moved to review the petition, come back to the next Council meeting on the 23rd. Seconded by Dennis Soulier. Four (4) in favor of motion and 2 opposed (Ray DePerry and Larry Deragon), 1 abstention (Mike Gurnoe). Motion carried. Vice Chair would like to talk to those tenants who signed and did not sign the petition and check the signatures; kids signed it, people signed who do not live in housing.

NEW BUSINESS

TREASURER’S REPORT
Correct general account numbers provided to Council. The Tribe received a check from the Buffet Foundation and the $142,000 loan will be reduced by a payment of $70,673. Correct numbers on amounts owed on the loans will be given in the next report. Marvin Defoe moved to approve the Treasurer’s Report. Seconded by Mike Gurnoe. Motion carried.

JUNIOR COUNCIL REPORT
Tribal Chairperson Rose Soulier stated they were missed at the State Address due to previous commitment. It would have been a good experience for them.

Vice Chairman Kasie Gokee introduced herself on the Junior Council and had those with her introduce themselves. They would like to bring some issues to the Councils attention. 1) Isle Vista Restaurant, the youth used this place for socialization and for eating. With the new policy they cannot go in there unless accompanied by an adult 21 years and older. This also pertains to the 18 year olds. It was suggested this be given to the General Manager Jeff Gordon. It was suggested the wall be higher as other people feel the same about the bar being there. 2) The Junior Council would like to know the status on the petition presented to the School Board regarding an 11 person School Board with most of the representatives coming from Red Cliff. They were to act on it within 30 days. Junior Council would like this looked into. 3) The Junior Council is looking at ideas for the youth to participate in such as an Annual
Basketball Tournament, Leader’s Camp, movie night, etc. If anyone has ideas let them know. 4) When is the meeting date for the Junior Chair and Vice Chair to sit with Marvin and Rose at their listening sessions? Tribal Chair will work with Jenny and Alana on the date. Thanked the Junior Council for being here at the meeting.

**AODA SOBER GRADUATION/ALANA BABINEAU**
Presented a list of what they did last year. They had information, dissemination and promotion, presentations with speakers, Law Enforcement visibility, Sober Pledge by Senior’s, and yellow balloon theme with support cards for the parties. This year they will do the same but want to involve more kids, the Junior Council and parents to help plan. The Red Code of Laws will be posted, yard signs will be out in support of this and a meeting will be held with the kids. The Council will be kept updated on this issue.
Larry Deragon moved to support. Seconded by Ray DePerry. Motion carried.

**DSGW CONTRACT/DON CORBINE**
The contract is with DSGW, A & E services in the amount of $30,000, funding has been received. Marvin Defoe moved to approve the A & E contract with DSGW for $30,000. Seconded by Jeanne Gordon. Motion carried.

**NATURAL RESOURES DEPT. REQUEST/DESIREE LIVINGSTON**
Proposal from Brown Plumbing and HVAC, as sole source, for installation of a heated water boiler system in the walleye rearing building, in the amount of $14,000. Dennis Soulier moved to approve. Seconded by Larry Deragon. Motion carried.

Dennis Soulier moved to waive procurement policies for sealed bid process. Seconded by Ray DePerry. Motion carried.

**LAUNCH CONTINUATION GRANT APPLICATION**
Laura Gordon moved to approve Resolution 3/1/2010A for Tribal Launch Continuation Grant for 2010-2011 Program year. Seconded by Larry Deragon. Motion carried.

**AUTOMATIC ENROLLMENT**

**RELINQUISHMENTS**
Relinquishment by Amy L. Hakala and Tim Boberg from Red Cliff enrollment. Ray DePerry moved to approve. Seconded by Larry Deragon. Motion carried.

**JOHNSON PROPERTY**
Larry Deragon moved to approve Resolution 3/1/2010B pertaining to Johnson property grant. Seconded by Ray DePerry. Motion carried.

**FULL CIRCLE REQUEST**
Letter from Kate Crowley and Mike Link regarding their walk around Lake Superior. They are asking permission to cross Reservation land in early May. They welcome any members who would like to walk with them as they pass through and will be collecting data as they do on the shorelines. Ray DePerry moved to approve. Seconded by Jeanne Gordon. Motion carried.

**OTHER**
Destroy Old Ballots

Dennis Soulier moved to destroy the old ballots. Seconded by Ray DePerry. Motion carried.

Marvin Defoe moved to go into Executive Session. Seconded by Mike Gurnoe. Motion carried.

Mike Gurnoe moved to return to Regular Session. Seconded by Laura Gordon. Motion carried.

Marvin Defoe moved to go with Personnel Board recommendation for Shawna LaPointe as Head Cook. Seconded by Laura Gordon. Motion carried.

Mike Gurnoe moved to go with Personnel Board recommendation for Bruce Topping as Elderly Service Program Assistant. Seconded by Jeanne Gordon. Motion carried.

Larry Deragon moved to go with Steve Boyd as Vehicle Maintenance Repair Worker as recommended. Seconded by Ray DePerry. Motion carried.

Larry Deragon moved to approve the CFO Employment Agreement with Jean Behr. Seconded by Marvin Defoe. 1 abstention (Dennis Soulier). Motion carried.

Dennis Soulier moved to go with recommendation for Amber Jeffords as ECC Home Based Teacher. Seconded by Laura Gordon. Motion carried.

Marvin Defoe moved to adjourn. Seconded by Ray DePerry. Motion carried. Adjourned: 9:35 p.m.
Respectfully Submitted:  

Kathy Hanson  
Recording Secretary

ATTEST:

Jeanne Gordon, Secretary  
Red Cliff Tribal Council