

Red Cliff Band of Lake Superior Chippewas

SPECIAL COUNCIL MEETING

April 23, 2013

4:30 p.m. at Legendary Waters, Buffalo Bay Grand Ballroom

ROLL CALL

Rose Soulier, Present

Nathan Gordon, Present

Laura J. Gordon, Present

Dennis Soulier, Present

Mike Gurnoe, Present

Joanne Peterson, Present

Bryan Bainbridge, Present

Jeanne Gordon, Present

Marvin Defoe, Present

Quorum

Meeting called to order by Chairperson Rose Soulier at 4:30 p.m.

In attendance: David Ujke, Tribal Attorney and community members.

APPROVAL OF AGENDA

Added "Amended cash flow report for April"

Added "Cash flow report for May"

Added "Audit fee increase" to Other

Added "Discussion on PAC fees and Environmental change fees"

Added 1 additional lease site to "Leases"

Added "Indirect cost issue" to Executive Session

Nathan Gordon moved to approve the agenda with changes. Seconded by Bryan Bainbridge. Motion carried.

OPENING CEREMONY

A moment of silence observed for Alice Deragon, Gladys DePerry, Louis Belanger and Leonard LaPointe.

COMMUNITY COMMENTS/ANNOUNCEMENTS

A community member asked when the rest of Blueberry Road was going to get paved. Ed Sindelar stated that Blueberry Road is not on the priority list at this time.

Linda Lamoreaux thanked the ECC for the maple syrup and gifts that were given to the elders.

Introduction of the newly hired General Manager Kevin Lien. He spoke of his Indian Gaming experience. He worked in Michigan and South Dakota. Some questions were asked on different marketing possibilities.

New CFO will be starting on Monday at Legendary Waters Resort and Casino.

Dennis Soulier moved to go into Executive Session. Seconded by Mike Gurnoe. Motion carried.

Jeanne Gordon moved to return to Regular Session. Seconded by Bryan Bainbridge. Motion carried.

Jeanne Gordon moved to approve the Cash Flow report for April. Seconded by Joanne Peterson. Motion carried.

Marvin Defoe moved to approve the Cash Flow report for May. Seconded by Mike Gurnoe. Motion carried.

EXECUTIVE DIRECTOR OF GAMING COMMISSION – TOM JEFFORDS

Tom Jeffords was not here to present the report. There were some questions on the budget. Laura J. Gordon will follow up with Tom.

Dennis Soulier moved to approve the report. Seconded by Laura J. Gordon. Motion carried.

COMPLIANCE REPORT – JIM HURLEY

Laura J. Gordon asked if Jim could be more detailed on his reports.

Laura J. Gordon moved to approve the report. Seconded by Jeanne Gordon. Motion carried.

GAMING COMMISSION REPORT – CHRIS BOYD

Customer service staff training completed this month. Laura J. Gordon asked that Gaming Commission letterhead be used on future reports.

Marvin Defoe moved to approve the report. Seconded by Jeanne Gordon. Motion carried.

APPROVAL OF LEASE SITE REQUEST ON NE CORNER OF BISHOP LOOP – STEVE BOULLEY

PAC review determined that the requested lease site is unsuitable for placement of a home.

Dennis Soulier moved to remove Jeremy Defoe's requested on the Bishop Loop lease site as a leasable site. Seconded by Joanne Peterson. Motion carried.

Chanell Livingston new lease request.

Mike Gurnoe moved to approve request. Seconded by Nathan Gordon. Discussion: If she already has an active lease she will need to cancel her prior lease.

Mike Gurnoe moved to rescind. Seconded by Nathan Gordon. Motion carried.

Marvin Defoe moved to approve **Resolution 4/23/13A** Cancellation of Chanell Livingston's current lease. Seconded by Bryan Bainbridge. Motion carried.

Dennis Soulier moved to approve **Resolution 4/23/13B** Chanell Livingston New lease request. Seconded by Jeanne Gordon. Motion carried.

APPROVAL OF RESOLUTION FOR CONTINUAL FUNDING FOR FAMILY VIOLENCE PREVENTION PROGRAM (FVPSA) – LINDA GOKEE-RINDAL

Dennis Soulier moved to approve **Resolution 4/23/13C** Continual Funding for the FAMILY VIOLENCE PREVENTION PROGRAM (FVPSA). Seconded by Bryan Bainbridge. Motion carried.

APPROVAL OF RESOLUTION FOR FAMILY VIOLENCE PREVENTION PROGRAM (DOMESTIC ABUSE CHILDREN’S SERVICES GRANT) – LINDA GOKEE-RINDAL

Marvin Defoe moved to Approve **Resolution 4/23/13D** Domestic Violence Children’s Services Grant. Seconded by Jeanne Gordon. Motion carried.

APPROVAL OF MOU/RESOLUTION WITH (APHIS) ANIMAL AND PLANT HEALTH INSPECTION SERVICES WILDLIFE SERVICES – CHAD ABEL

Mike Gurnoe moved to approve **Resolution 4/23/13E** MOU with Animal and Plant Health Inspection Services. Seconded by Bryan Bainbridge. Discussion: MOU should include language stating that Tribal Council approval is needed when using and releasing any information on wildlife on tribal lands. Dave Ujke will work on the language to be included. Motion carried.

EMERALD ASH BORER – CHAD ABEL

The emerald ash borer is an invasive beetle that is highly destructive to ash trees. These beetles are known to occupy forests located 150 miles from Red Cliff and they migrate 3 miles per year. Prohibiting campers from bring firewood originating from further than 25 miles away will help to delay the beetle’s migration to our area. Signs are being posted to notify campers.

APPROVAL OF EAB RESPONSE PLAN RESOLUTION/APPROVAL OF CHAPER 11-LOGGING, BURNING AND WOODCUTTING FOR POSTING/APPROVAL OF EAB FIREWOOD FLYER

The Council will revisit these items at the next monthly meeting after the Environmental Division holds a community listening session regarding the Emerald Ash Borer.

APPROVAL TO PROCEED WITH PLANNING ON POTENTIAL TIMBER SALE – CHAD ABEL

The Tribal Council had concerns on clear cutting and issues that may arise with having to cross County property.

Bryan Bainbridge moved to move forward with a timber sale plan. Seconded by Marvin Defoe.

Discussion: Joanne Peterson asked that Chad come back with alternative locations. Motion carried.

APPROVAL OF CHAPTER 54 FLOOD DAMAGE REDUCTION ORDINANCES

Changes made to Chapter 54, including changing Chapter 54 to Chapter 55. No comments have been received from the community.

Dennis Soulier moved to approve changes to Chapter 54. Seconded by Bryan Bainbridge. Motion carried.

LEASES

Jeanne Gordon moved to approve **Resolution 4/23/13F** conforming resolution. Seconded by Bryan Bainbridge. Motion carried.

APPOINT (1) MEMBER TO THE GAMING COMMISSION

Jeanne Gordon moved to appoint Ashley Peterson to the Gaming Commission. Seconded by Laura J. Gordon. Motion carried.

APPOINT (1) MEMBER TO THE UTILITY COMMISSION

Mike Gurnoe moved to appoint Mark Duffy to the Utilities Commission. Seconded by Nathan Gordon. Motion carried.

APPROVAL OF CANDIDATES FOR THE 2013 PRIMARY ELECTION

Marvin Defoe moved to approve the 2013 Candidates. Seconded by Bryan Bainbridge. Motion carried.

Tribal Chair candidates are: Ruby Ann Basina, Carol "Bruzer" Gordon, Patricia R. DePerry and Rose Gurnoe-Soulier.

Treasurer candidates are: Dennis Soulier, Jeffrey Benton and Lisa Bissell-Farrell.

APPROVAL OF PRIMARY BALLOT

Joanne Peterson moved to approve the primary ballot with corrections. Seconded by Mike Gurnoe. Motion carried.

ACCEPT RESIGNATIONS

Dennis Soulier moved to accept the resignation of Marvin Defoe from the Project Committee. Seconded by Bryan Bainbridge. Discussion: Mike Gurnoe stated that Marvin is needed on this committee. Motion carried. 1-contrary (Mike Gurnoe)

The Council will recruit to fill this vacancy on the Project Committee.

Nathan Gordon moved to accept the resignation of Mark Montano. Seconded by Bryan Bainbridge. Motion carried.

OTHER

Midwest Professionals has increased its audit fee in the amount of \$2,500 to the tribe for last year's audit. There was additional audit work done. This additional work was approved by the CFO.

Marvin Defoe moved to approve the cost increase. Seconded by Laura J. Gordon. Motion carried.

Discussion on recent lessee's being charged PAC and environmental change fees. These fees are a hindrance to these new homeowners.

Dennis Soulier moved to waive the Environmental fee on all sites until Chapter 12 can be revised. Seconded by Joanne Peterson. Motion carried.

Jeanne Gordon moved to go into Executive Session. Seconded by Laura J. Gordon. Motion carried.

Dennis Soulier moved to return back to Regular Session. Seconded by Nathan Gordon. Motion carried.

Nathan Gordon moved to adjourn. Seconded by Joanne Peterson. Motion carried.

Adjourned: 8:38 p.m.

Respectfully Submitted:

A handwritten signature in blue ink, appearing to read 'Alana Babineau'.

Alana Babineau
Recording Secretary

ATTEST:

A handwritten signature in blue ink, appearing to read 'Laura J. Gordon'.

Laura J. Gordon, Secretary
Red Cliff Tribal Council