

# **Red Cliff Band of Lake Superior Chippewa Indians**

## **SPECIAL COUNCIL MEETING**

September 22, 2015

12:00 p.m. at Tribal Admin Bldg. Conference Room

4:30 p.m. at Legendary Waters Grand Ballroom

Meeting called to order by Chairman Bryan Bainbridge at 12:00 p.m.

### **ROLL CALL**

Bryan Bainbridge, Present

Nathan Gordon, Present

Laura J. Gordon, Present

Krystle Topping, Present

Quorum

Marvin Defoe, Absent

Jeanne Gordon, Present

Steven Boyd, Present

Chris Boyd, Absent

Daniel Duffy, Present

Also in attendance: Dave Ujke, Red Cliff Attorney, Jim Rider, Legendary Waters GM, Wade Williams, Red Cliff Assistant Attorney, Rick Wygonik, Human Resources, and Community members.

### **AGENDA**

Nathan Gordon moved to approve the agenda with changes. Seconded by Steven Boyd. Motion carried.

Krystle Topping moved to go into Executive Session. Seconded by Jeanne Gordon. Motion carried.

Nathan Gordon moved to return to Regular Session. Seconded by Krystle Topping. Motion carried.

### **OPENING CEREMONY**

Opening ceremony performed by Dan Duffy.

Honor Song by Buffalo Bay Singers.

Jeanne Gordon moved to hire Steven E. Boulley for the Chief Judge/Court Administrator Red Cliff Court. Seconded by Steven Boyd. Motion carried.

Laura J. Gordon moved to accept the Legendary Waters General Manager report. Seconded by Jeanne Gordon. Motion carried.

## **COMMUNITY COMMENTS/ANNOUNCEMENTS**

Erika Barker was here with concerns in regards to the Red Cliff Housing Authority. She has not been getting any answers to the problems that she has been having. Chairman Bainbridge mentioned that he will take her information and try contacting the Housing to see what they can come up with. He also stated that the Council likes to try and keep things separate from the Housing.

Chris Hicks is wondering where the Cannabis issue is at. Chairman Bainbridge explained that he has received the information that Chris sent to him and is in the process of going through the items. The Council is also looking at restructuring the committee.

Steven Boyd mentioned that he recently went to a meeting in St. Croix in regards to this issue. They are moving forward with this. Chairman Bainbridge went on to explain that they are looking at ways so this will not be harmful to the community. The Council needs to look at the risks of opening new businesses and how this will affect the membership.

Sam Morris said that since the vote was done this should become the law. Jeanne Gordon explained to Sam that since the vote was an addendum not a referendum this could not happen. In order for the Tribe to be obligated to make it a rule or a law, this needs to be done as a referendum.

Chair and Vice-Chair After Hour Session will be held on Tuesday, September 29, from 4:30 to 6:30 pm at the Administration Building.

The Tribal Council is seeking individuals for the following committees: Housing Board (1), Utilities Commission (2), and Board of Education (1). If interested, please get an application at the Administration Building.

There will be a Community Walk starting October 1, 2015 and will be every Thursday after that. This will be a 1.5 mile walk and the participants should meet at the Youth Center at 5:00 pm.

## **GAMING COMMISSION REPORT**

Becky Benton said they had no quorum to hold the meeting. They are still looking for 1 more individual.

Nathan Gordon moved to accept the Gaming Commission report. Seconded by Laura J. Gordon. Motion carried.

## **COMPLIANCE REPORT**

Charlie Bresette went over his report with the Council. Nathan asked about the Evacuation Plan. Charlie mentioned that he will meet with Security Manager, Ronda Lane, and go over this topic,

Laura J. Gordon moved to accept the Compliance report for August 2015. Seconded by Dan Duffy. Motion carried.

## **OLD BUSINESS**

### **APPROVAL OF THE NEW COMMISSION ON AGING COMMITTEE**

Jeanne Gordon moved to appoint the new committee. Seconded by Krystal Topping.

Discussion: The committee is as follows: Carl Butterfield, Audrey Gordon, Anna Hanson, Betty Wagman, Brian Boyd, and Virginia Zoldos. (1 Abstention: Laura J. Gordon). Motion carried.

## **NEW BUSINESS**

### **APPROVAL OF CASH FLOW BUDGET FOR OCTOBER 2015**

Jeanne Gordon moved to approve the Cash Flow Budget for October 2015. Seconded by Krystle Topping. Motion carried.

### **APPROVAL OF LW FY16 BUDGET**

Jeanne Gordon moved to approve the FY16 Budget for LW to include the Gaming Commission Budget with adjustments. Seconded by Steven Boyd. Motion carried.

### **HUMAN/FAMILY SERVICES INFORMAL REPORT ON BUDGET PLAN**

Becky Benton and Lorna Gamble were here to discuss the budget. Becky explained that they have carryover money because the service area was changed in 2011. Becky explained that TANF is looking at trying to start a drug testing program.

Becky also stated that there needs to be an Advisory Board for the TANF program. This is a requirement. Programs report to this board and give them updates. The board can also hear appeals. Jeanne stated that she will have this posted right away.

Dan Duffy asked Becky if the amount they receive is equivalent to an hourly wage. Becky stated that it is.

Laura J. Gordon asked if there is a way that maybe some moms could be placed at the Bayfield School for their hours. This could be for helping on the bus. Becky said she will look into this area.

Krystle Topping moved to amend the agenda to add this to Executive Session to discuss the FS/HS Budgets. Seconded by Nathan Gordon. Motion carried.

### **APPROVAL OF BID WAIVER FOR ARCHITECT FOR GINANDA GIKENDAASOMIN**

Jeanne Gordon moved to waive the Bid Policy for the Architect for Ginanda Gikendaasomin. Seconded by Nathan Gordon. (1 abstention: Krystle Topping). Motion carried.

**APPROVAL OF EXTENSION ON THE W&S J-29 CONTRACT**

Nathan Gordon moved to approve the time extension of December 31, 2015 for Tribovich Construction Contract in the amount of \$165,000.00. Seconded by Krystle Topping. Motion Carried.

Jeanne Gordon moved to approve the time extension of December 31, 2015 for Nehls & Webster Well Drilling Contract in the amount of 77,892.16. Seconded by Nathan Gordon. Motion carried.

**APPROVAL OF W&S NEW APPLICANTS**

Laura J. Gordon moved to put the W&S Applicants into Executive Session. Seconded by Krystle Topping. Motion carried.

**APPROVAL OF RESOLUTION/CONTRACT PERTAINING TO 2016 COOPERATIVE LAW ENFORCEMENT AGREEMENT**

Jeanne Gordon moved to approve Resolution 9/22/15A/Contract pertaining to the 2016 Cooperative Law Enforcement Agreement between Bayfield County Sheriff's Department and the Red Cliff Police Department in the amount of \$49,335.00. Seconded by Nathan Gordon. Motion carried.

**APPROVAL OF ROWLEY ROAD BRIDGE CONTRACT**

Nathan Gordon moved to approve the Contract of Larson Construction for the Rowley Road project in the amount of \$574,494.25 and Change Order #1 to incorporate the required language. Seconded by Dan Duffy. Motion carried.

**APPROVAL OF RESOLUTION/CONTRACT PERTAINING TO THE WI SUPPLEMENTAL TRANSPORTATION SAFETY FUNDS/ WAIVE THE THREE QUOTE REQUIREMENT**

Steven Boyd moved to approve waiving the Procurement requirement of three (3) quotes. Also to approve the Resolution 9/22/15B pertaining to the Wisconsin Supplement Transportation Safety Funds and to include the Contract with Golder Associates Inc. in the amount of \$21,952.00. Seconded by Jeanne Gordon. Motion carried.

**ACCEPT RESIGNATION FROM BILL MERTIG FROM THE CANNABIS RESEARCH COMMITTEE**

Nathan Gordon moved to table the request to see who Bill will appoint to represent him. Seconded by Dan Duffy. (1 Abstention: Steven L. Boyd). Motion carried.

**APPROVAL TO WAIVE THE POSTING AND HIRING PROCESS FOR ENROLLMENT CLERK POSITION**

Nathan Gordon moved to approved to waive the posting and hiring procedure process for the Enrollment Clerk position that Janice Cadotte is currently in as a LTE. The change would be for this position to be a permanent part time position. Seconded by Dan Duffy. Motion carried.

**APPOINT NATHAN GORDON AND JEFF BENTON TO THE TRIBAL LABOR ADVISORY COMMITTEE (TLAC)**

Laura J. Gordon moved to appoint Nathan Gordon and Jeff Benton to the Tribal Labor Advisory Committee. Seconded by Steven Boyd. (1 abstention: Nathan Gordon). Motion carried.

**APPOINT ELEVEN (11) TO THE TENANT ASSOCIATION COMMITTEE**

Krystle Topping moved to table the appointments of the Tenant Association Committee until we get further clarification. Seconded by Jeanne Gordon. Motion carried.

**COUNCIL APPOINTMENTS**

Jeanne Gordon moved to approve the Commissions/Boards/Committee's – 2015 Council Appointments

**Great Lakes Inter-Tribal Council (GLITC)**

Rep: Bryan J. Bainbridge with All Council as the Alternate

**Great Lakes Indian Fish and Wildlife Commission (GLIFWC)**

Rep: Bryan J. Bainbridge with All Council as the Alternate

**Lakes Committee**

Rep: Cecil Peterson with Bryan J. Bainbridge as the Alternate

**State of Wisconsin, Joint Legislative Council**

Rep: Bryan J. Bainbridge with Marvin Defoe Jr. as the Alternate

**Voight Task Force**

Rep: Marvin Defoe Jr. with Bryan J. Bainbridge and Mark Duffy as the Alternate

**County/Tribal Relations Committee**

Reps: Bryan J. Bainbridge and Nathan Gordon with All Council as the Alternate

**MAST (Midwest Alliance of Sovereign Tribes)**

Rep: Nathan Gordon with All Council as the Alternate

Health Board – Marvin Defoe

Housing Board – Laura J. Gordon and Chris Boyd

ECC Policy Committee – Steven Boyd

Membership Committee – Jeanne Gordon

Conservation Committee – Bryan J. Bainbridge

Seconded by Krystle Topping. Motion carried.

**APPROVAL OF AUTOMATIC ENROLLMENT APPLICATIONS**

Steven Boyd moved to approve the Automatic Enrollment Applications:

**CHILD**

Avalynn Elizabeth Smith  
 Novalee Marie Hopkins  
 Juliana Aro Engler  
 Beckham Ray Fischer  
 Lincoln Shae Soulier  
 Caleb William Shedd  
 Dominick Joseph Larkin  
 Dallas Jordan King  
 Everett Steven Kovach  
 Jaxon Miles Stenberg  
 Nina Michelle Lucia  
 Collin Edward Hagen  
 Creedance Simone Goslin

Maea Virginia Rose Smith  
 Chance Eskel Williams  
 Aubrey Mae Effertz  
 Blake Thomas Pennington  
 Grant Terrell Melville  
 Ryan Ricky Schutten  
 Arianna Rose Ramirez  
 Alexander Goku Eugene Defoe

Kashtin Robert Bresette

Abigail Grace Chastain  
 Declan James McCarthy  
 Samuel Martin Crozier

Owen Bear Wagman  
 Olivia Jay Perkins  
 Logan David Vizcarrondo  
 Carson Anthony Duffy-Gordon  
 Nathan Joseph Halfaday  
 Jace Alexander Velez  
 Cody Thomas Ptak  
 Decklyn Dash Peacock-Rzepinski  
 Cody James Ojibway

**PARENT**

Ellie M. Smith  
 Duane E. Hopkins  
 Travis L. Engler  
 Tasia L. Stenson  
 Leslie N. Soulier  
 Carly J. Shedd  
 Samantha J. Ellis  
 Melissa L. Topping  
 Tabitha A. Gordon  
 Jamie R. Hale  
 Wendy M. Lucia (Lamoreaux)  
 Anna a. Hagen (Rabideaux)  
 Tina E. Goslin (Gordon)  
 David W. Goslin  
 Daniel R. Smith  
 Lisa M. Newago  
 Brittany N. Bayliss  
 Haley L. Albright  
 Christopher T. Melville  
 Richard J. Schutten  
 Andrew M. Beeksma  
 Angela C. Charette  
 Devon C. Defoe  
 Jessie M. Bresette (Gurnoe)  
 Lance K. Bresette  
 Bailie H. Chastain  
 Monica L. McCarthy (Franchi)  
 Brittany A. Hanson  
 Derrick M. Crozier  
 Robert C. Wagman  
 Nicole E. Perkins  
 Amanda N. Andrews  
 Eric J. Gordon  
 Andrew M. Halfaday  
 Karla A. Duffy  
 Katie M. Ziebarth  
 Leigha M. Peacock-LaFerner  
 Adam R. Ojibway

Seconded by Jeanne Gordon. Motion carried.



**RATIFY COUNCIL POLL PERTAINING TO EMPLOYEE HANDBOOK CHANGE**

Laura J. Gordon moved to approve Council Poll subject to Legal review. Seconded by Krystle Topping. Discussion: Steven asked about probationary employees using GL for medical appointment. Dave will draft something. Motion carried.

**APPROVAL TO DESTROY 2015 GENERAL ELECTION BALLOTS**

Steven Boyd moved to destroy the 2015 General Election Ballots. Seconded by Laura J. Gordon. Motion carried.

**OTHER**

Nathan Gordon moved to go into Executive Session. Seconded by Krystle Topping. Motion carried.

Nathan Gordon moved to return to Regular Session. Seconded by Krystle Topping. Motion carried.

Steven Boyd moved to approve the Resolution of Rehabilitation 9/22/15C for Jacklyn E. Gordon. Seconded by Jeanne Gordon. Motion carried.

Laura J. Gordon moved to approve the new applicants of Bryan Bainbridge, Tina Nelis, Doug Anderson, Beverly Benton and John Quam, (Mike Balber and Elizabeth Bodin PENDING eligibility). Also the new approved applicants will need to be solicited out for bids. Discussion: Council had made a motion in the past for all new applicants to be put out on bids. Seconded by Dan Duffy. Motion carried.

**ADJOURN**

Laura J. Gordon moved to adjourn. Seconded by Krystle Topping. Motion carried.

Adjourned 9:31 p.m.

Respectfully Submitted:



Cheri Defoe  
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary  
Red Cliff Tribal Council