

# Red Cliff Band of Lake Superior Chippewa Indians

## Regular Meeting Minutes

January 02, 2017

9:00 a.m. at Legendary Waters Buffalo Bay Grand Ballroom

Meeting was called to order by Vice-Chairman Nathan Gordon at 9:00 a.m.

### ROLL CALL

Bryan Bainbridge, Absent (Excused)

Antone Basina, Present

Nathan Gordon, Present

Jeanne Gordon, Present

Mercie Gordon, Present

Steven Boyd, Present

Krystle Topping, Present

Chris Boyd, Present

Quorum

Daniel Duffy, Present

Also in attendance: Dennis Soulier-Interim CFO, Desiree Livingston-Assistant CFO, Charlie Bresette-Compliance, Linda Nguyen-Environmental Director, Shelly Gordon-Public Works, Chad Abel-Treaty Natural Resource Division Administrator, Robert Powless-Public Works Administrator, Ron DePerry and communities members.

### AGENDA

Mercie Gordon moved to approve the agenda with additions and corrections. Seconded by Jeanne Gordon. Motion carried.

\*MOU item on first Executive Session should be MOA

\*Add Ron DePerry to second Executive Session (Amended in Community Comments/Concerns)

### OPENING CEREMONY

Opening Ceremony was performed by Antone Basina.

### COMMUNITY COMMENTS/CONCERNS

January 13, 2017-LCO College Open House at the Red Cliff Fire Hall from 10:00 a.m. to 2 p.m. For more information please call 715-812-1040

January 28, 2017-Legendary Waters Pow-Wow, vendors and artists can call 715-779-9463 for more information.

The Red Cliff Transfer Station will have new hours, Tuesdays and Saturday's from 8:00 a.m. to 6:00 p.m. Also the transfer station will only be accepting bags (clear or white) with tags and remaining green bags,

effectively January 15, 2017. Vendors selling tags are Buffalo Bay Gas Station, Peterson's Food and the Red Cliff Chippewa Housing Authority. For more information please call 715-779-3650.

TrANS Training Program will be offered at LCO Community College starting early spring of 2017. For more information please call Andi Rusk at 715-634-4790.

Legendary Waters Cribbage will be held January 15, 2017

#### **EXECUTIVE SESSION**

Krystle Topping moved to go into Executive Session at 9:06 a.m. Seconded by Chris Boyd. Motion carried.

#### **REGULAR SESSION**

Jeanne Gordon moved to return to Regular Session @ 9:11 a.m. Seconded by Steven Boyd. Motion carried.

Steven Boyd moved to approve the Memorandum of Agreement between the State of Wisconsin Department of Safety and Professional Services and the Red Cliff Band of Lake Superior Chippewa Indians. This Agreement serves to implement health and safety standards, licensing requirements and requirements for the conduct of professional boxing and martial events within the Reservation. Seconded by Jeanne Gordon. Motion carried.

#### **OLD BUSINESS**

Chris Boyd moved to table the Drug Testing Policy and the Employee Assistance Program. Seconded Mercie Gordon. Jeanne Gordon in discussion noted to table the Drug Testing Policy until it is ready to be presented. The EAP program at this time is ready, however Tribal Council would like these two items presented together.

Chris Boyd and Mercie Gordon both concur. Motion carried.

#### **MINUTES**

Steven Boyd moved to approve the December 05, 2016 minutes with correction. Seconded by Jeanne Gordon. Motion carried.

Delete Dennis Soulier and Desiree Livingston as they were not present.

Krystle Topping moved to approve the December 20, 2016 minutes with corrections. Seconded by Jeanne Gordon. Motion carried.

Additional details are needed to explain the potential purchase of a Fire Truck; Jeff Hood with inspect the Fire Truck for purchase.

Additional details are needed to explain the reallocated funds used to purchase a generator will come from Forest County Potawatomi.

## **TREASURERS REPORT**

Krystle Topping thanked the Accounting Department and staffs who help contribute to this report.

Antone Basina asked if Allowances for Doubtful Advances (#1631)

Dan Duffy asked if letters are being sent out, per the Tribes Debt Collection Policy. This will be discussed at the Tribal Council retreat which is scheduled for January 19<sup>th</sup> to the 20<sup>th</sup>, 2017.

Steven Boyd moved to approve the Balance sheet as presented by Krystle Topping. Seconded by Jeanne Gordon. Abstention-(Krystle Topping) Motion carried.

## **FISH HATCHERY MAINTENANCE GRANT PROPOSAL**

Chad Abel explained this proposal as a three part Project.

Part 1- In 2014 the Red Cliff Fish Hatchery requested funds for a pond liner to upgrade rearing ponds. These funds were awarded and after consulting with the Natural Resources Conservation Service (NRCS) and the Wisconsin Tribal Conservation Advisory Council (WTCAC) it was determined the ponds needed major maintenance. Therefore the Tribe did not utilize the funds in hope of utilizing them for a bigger project that would encompass all the needs for the walleye ponds at a later time. Such as now.

The total estimated project cost for walleye pond maintenance is \$410,275. NRCS through EQIP with contribute \$277,640(60%). The 2014 funds of \$42,958 will also contribute to the project. Therefore Red Cliff is requesting \$89,677 for 2017 to complete this project.

Part 2-Repair Fisheries Boat, project cost \$100,000

Part 3-Fiber Optic Connection/Cyber Security, project cost \$60,000

Krystle Topping moved to approve the Fish Hatchery Maintenance Grant Proposal as presented. Seconded by Jeanne Gordon. Motion carried.

## **CIRCLES OF FLIGHT PROPOSAL FY17**

Chad Abel explained the purpose of this proposal is to seed with Wild Rice two new areas on the Red Cliff Reservation. One place is the hatchery outflow of approximately 3-4 acres. The second new site is a wetland. This project will also fund a community wild rice seeding event.

Total Request is \$14,700

Krystle Topping moved to approve the Circle of Flight Proposal as presented. Seconded by Dan Duffy. Motion carried.

## **EPA COOPERATIVE AGREEMENT FY17**

Linda Nguyen explained the EPA funding request will record Class V wells within the exterior reservation boundaries. This inventory will generate a map and spreadsheet style database of this and will then the data can be utilized to ensure safe drinking water quality and water resources.

Total projected Budget is \$18,261.

Steven Boyd moved to approve the EPA Cooperative Agreement FY17. Seconded by Dan Duffy. Motion carried.

#### **CHANGE ORDER #4 LAND I9 STUDY (DATE CHANGE)**

Robert Powless requested a 90 day extension on the closing date of a contract for Analysis and Inspection of the North System Sanitary Sewer System. The current date is December 31, 2016 and the new date is March 31, 2017. This extension will allow the Red Cliff Public Works and IHS to review the draft, report and process the final payment.

Krystle Topping moved to approve the Change Order #4 Date Change. Seconded by Antone Basina. Jeanne Gordon asked the closing date be noted in the minutes. Motion carried.

#### **BUDGET MODIFICATION FOR FACILITIES MAINTANCE DEPARTMENT**

Robert Powless requests a modification to move monies within the budget to install a generator that the Tribe owns at the Fire Hall.

Jeanne Gordon would like all to be aware that modifications are allowable providing the Budget total remains the same. Discussion moved towards allowing Facilities Management to move monies without Council Approval, within 10 percent. Anything over 10 percent would need approval from Council.

Jeanne Gordon moved approve the Budget Modification Request as presented and to allow FM to move 10 percent of the Budget without council approval. Seconded by Chris Boyd. Motion carried.

#### **RESOLUTION TO TRANSFER BANK ACCOUNTS**

The Red Cliff Tribal Council passed The Deposits with Financial Institution Deposits and Investments Policy on October 18, 2016. To ensure that one hundred percent (100 %) of the Tribe's Federal, State and discretionary funds be fully insured the CFO recommends opening Accounts at Bremer Bank and Closing Accounts at Chippewa Valley Bank.

Krystle Topping moved to approve the Resolution pertaining to the Transfer of Bank Accounts. Seconded by Antone Basina. Abstention (Jeanne Gordon). Motion carried.

#### **RATIFICATION OF POLL VOTE**

Jeanne Gordon moved to ratify a poll vote to approve a 20/80 percentage split of the Cigarette Tax Rebate for the months of August 2016 to December 2016, with the Red Cliff Band of Lake Superior Chippewa receiving 20 percent and the Red Cliff Business Development Corporation receiving 80 percent. Seconded by Steve Boyd. Motion carried.

#### **REQUEST FOR MEMBERSHIP RELINQUISHMENT**

Suzette Christensen an enrolled member of the Red Cliff Band of Lake Superior Chippewa (435A003784) and Peter Christensen also an enrolled member of the Red Cliff Band of Lake Superior Chippewa (435A003783) would like to relinquish their membership to Red Cliff, provided that Lac du Flambeau Tribe adopts them.

A conditional relinquishment gives Native Americans who are eligible for dual enrollment with more than one Federally Recognized Tribe some protection as to not have them be without membership.

Jeanne Gordon also mentioned the Membership Committee is looking for Community Members to serve on the board. Krystal Topping would like to see this item on the Tribal Council Retreat Agenda.

Chris Boyd moved to approve Suzette Christensen and Peter Christensen's request for a Conditional Relinquishment. Seconded by Mercie Gordon. **RESOLUTION 010217A**

Jeanne Gordon would like the names reflected in the minutes. Both Concur. Motion carried.

Antone Basina moved to go into Executive Session at 9:58 a.m. Seconded by Jeanne Gordon. Motion carried.

Krystle Topping moved to return to Regular Session at 12:09 a.m. Seconded by Jeanne Gordon. Motion carried.

#### **RESOLUTION OF REHABILITATION-CHANEL WACHSMUTH**

Krystle Topping moved to deny the resolution of rehabilitation for Chanel Wachsmuth and explained this doesn't interfere with her gaining employment in a non-cash handling position at the Legendary Waters Resort and Casino. Seconded by Dan Duffy. Motion carried.

#### **GAMING COMMISSION APPOINTMENT**

Anne Sullivan's seat on the Gaming Commission is open and Annie Sullivan was the only applicant to submit her application.

Krystle Topping moved to appoint Anne Sullivan to the Gaming Commission. Seconded by Jeanne Gordon. Motion carried.

#### **ADJOURN**

Chris Boyd moved to adjourn at 12:14 p.m. Seconded by Dan Duffy. Motion carried.

Adjourned at 12:14 p.m.

Respectfully Submitted:



Mercie A. Gordon  
Red Cliff Tribal Secretary