

Red Cliff Band of Lake Superior Chippewas

REGULAR COUNCIL MEETING

March 6, 2017

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

ROLL CALL

Bryan Bainbridge, Present

Nathan Gordon, Present

Mercie Gordon, Present

Krystle Topping, Present @ 4:45

Daniel Duffy, Present

Jeanne Gordon, Present

Antone Basina, Absent (Excused)

Chris Boyd, Present

Steven Boyd, Present

Quorum

Chairman Bainbridge called the meeting to order at 4:30 p.m.

Others present: Wade Williams – Assistant Tribal Attorney, Desiree Livingston – Assistant CFO, Laura Belanger – Tribal Prosecutor, Rebecca Benton – Interim FS/HS Administrator, Chad Abel – TNR Administrator, Dee Gokee-Rindal – Education Division Administrator, Susie Gurnoe – HR and community members.

AGENDA

Nathan Gordon moved to approve the agenda. Seconded by Chris Boyd. Motion carried.

OPENING CEREMONY

Opening prayer by James Pete.

MINUTES

Nathan Gordon moved to approve the February 6, 2017 minutes with corrections. Seconded by Jeanne Gordon. Motion carried.

Corrections: Change Katy "Gordon" to "Gorman". Edit motion to accept resignation of Melonee Montano from the Police Commission. No other changes noted.

Chris Boyd moved to approve the February 21, 2017 minutes with any necessary corrections. Seconded by Nathan Gordon. Motion carried.

Corrections: None identified.

COMMUNITY COMMENTS/ANNOUNCEMENTS

Bob Buffalo and Betsy Hudson spoke on behalf a number of elders regarding concerns expressed of the Aging Program recent staff changes. A petition was circulated and submitted which contained 43 elder signatures that proposed options/remedies in order to return Crystal Newago to her position as ADRS Coordinator. They stated Crystal is greatly missed and is irreplaceable. Issues concerning the Aging Director were expressed and many elders feel there is a lack of communication. Letters were sent to the Tribal Council as well as the Family/Human Services Division Administrator. The petition nor the letters have been responded to. Chairman Bainbridge apologized for the delay in response and stated a letter has been developed and will be sent soon.

The community is encouraged to visit the Red Cliff website for job opportunities and helpful links. There are many open positions within the Tribe.

Elder Voice event to be held on March 22nd, 11:00 a.m. at Legendary Waters

This Friday, March 10, the Bayfield School hosts the 9th Annual Bayfield School Pow-wow.

Tribal Board of Education & Johnson O'Malley (JOM) Committee Meeting is scheduled for March 8th at 3:00 pm. and 4:00 p.m. at the Bayfield School Conference Room.

The Bayfield School Band fundraiser held on March 4th earned over \$1,000 and the Annual Fire Department Pancake feed earned over \$3,000.

APPROVAL OF RESOLUTION PERTAINING TO CHAPTER 25 REPEAL AND ADOPTION OF CHAPTER 34

Krystle Topping moved to approve **RESOLUTION 03/06/17A**. Seconded by Nathan Gordon. Motion carried. Discussion: Chapter 25 – Utilities is hereby repealed and Chapter 34 – Water & Sewer Utilities is adopted. These amendments replace and repeal any previous versions. Mercie Gordon to email signed copy to Laura Belanger.

APPROVAL OF CHAPTER 11 REVISIONS

Chapter 11 – Logging, Burning and Woodcutting is hereby amended and shall become effective immediately.

Jeanne Gordon moved to approve **RESOLUTION 3/6/17B**. Seconded by Dan Duffy. Motion carried.

TREASURERS REPORT

Krystle Topping and Desiree Livingston presented the balance sheet for January 2017. Acknowledged the hard work of the Accounting. No questions or concerns raised.

Nathan Gordon moved to accept the Treasurer's Report for January 2017. Seconded by Chris Boyd. 1-Abstention (Krystle Topping) Motion carried.

APPROVAL OF TRIBAL EMPLOYEE HANDBOOK REVISIONS

Revisions made to five areas:

- 1.) Inserted language under LEAVE OF ABSENCE: "When leave of absence is due to illness and the employee is out for three (3) or more consecutive days, the employee is required to provide a doctor's note to their supervisor and the HR Department upon returning back to work."
- 2.) Inclusion of Information Technology Policy
- 3.) Holidays: Reduced 13 paid holidays to 12, excluding President's Day. Christmas and Christmas Eve will be spent on actual date, will not be observed on weekday if either holiday falls on a weekend. If a Holiday occurs during vacation period, the employee will receive Holiday pay.
- 4.) Short Term Disability: The employee will be responsible to cover premiums during the employee's leave.
- 5.) Probationary Period: Included "key employees" to 90 day probationary period.

Nathan asked to change Division Administrator Manager to Tribal Administration Liaison throughout the document.

Steven Boyd moved to approve revisions to five areas Seconded by Mercie Gordon. Motion carried.

APPROVAL OF LEGENDARY WATERS EMPLOYEE HANDBOOK REVISIONS

Seth Morris presented revisions to 307 Bereavement Leave, 503 – Breaks and Meal Periods, 701 – Employee Conduct and Work Rules, 702 – Drug and Alcohol Use, 704 – Personal Appearance and 904 – Employee Incentive Programs.

Jeanne Gordon asked that Seth reword the Bereavement Leave change for better understanding.

Krystle topping moved to approve. Seconded by Dan Duffy. Motion carried.

APPROVAL OF MOA WITH WASHBURN FOREST SERVICE

Krystle Topping moved to approve the MOA with the Washburn Forest Service. Seconded by Jeanne Gordon. Motion carried.

APPROVAL OF CONTRACT WITH FRASER SHIPYARDS

Mercie Gordon moved to approve the contract with Fraser Shipyards for the repowering of the "Hope" fish tug. Seconded by Steven Boyd. Motion carried.

APPROVAL OF HUMAN/FAMILY SERVICES COMMITTEE BYLAWS

Changes include: The Committee shall operate in an advisory capacity to the Council in regards to all Human/Family Services Division programs, not solely the TANF program. Legal has reviewed and made corrections to the document on 2/17/17. Wade Williams noted that the Bylaws apply to the committee not the division as a whole. The membership was also reduced from 7 to 5 members. Rebecca Benton stated the TANF policies are also being revised.

Jeanne Gordon moved to approve the revised Bylaws. Seconded by Krystle Topping. 1-abstension. (Mercie Gordon) Motion carried.

APPROVAL OF FY17OJJDP SPECIAL CONDITIONS RESOLUTION

Nathan Gordon moved to approve **RESOLUTION 3/6/17C** to authorize the application from ICW on behalf of the Tribal which allows the Department to begin obligating, expending and drawing down CTAS Purpose Area 9 funds. Seconded by Chris Boyd. 1-absention (Krystle Topping). Discussion: Correction to be made to certification date. Motion carried.

APPROVAL OF HS/EHS 2016 SELF-ASSESSMENT AND COMMUNITY ASSESSMENT

Self-Assessment: Title of ECC Administrator title will need to be changed to Education Division Administrator. Title of Finance Specialist title will need to be corrected throughout the document. Jeanne would like corrections made soon, the application is due April 1.

Krystle topping moved to table the ECC Self-Assessment until corrections are made. . Seconded by Jeanne Gordon. This will be revisited at the March 28th meeting. 1-abstentions (Steven Boyd) Motion carried.

Mercie Gordon moved to approve the ECC Community Assessment. Seconded by Chris Boyd. 1-abstentions (Steven Boyd) Motion carried.

APPROVAL OF HS/EHS 2017-2018 GOALS AND OBJECTIVES TRAINING PLAN

Jeanne Gordon moved to approve goals and objectives. Seconded by Dan Duffy. 1-abstension (Steven Boyd) Motion carried.

Krystle topping moved to approve training plan. Seconded by Nathan Gordon. 1-abstension (Steven Boyd) Motion carried.

APPROVAL OF HS/EHS 2017-2018 BUDGET AND GRANT NARRATIVE

Krystle Topping raising various questions regarding the Administrative costs for the ECC program. There is a cap of 15% on Administrative costs for the grant. The tribe should be collecting the full 15% Indirect Cost. Krystle references CFR 75 and stated she contacted the Grants Officer who confirmed the Tribe should be able to collect the full 15%. Dee Gokee-Rindal was asked to recalculate the budget to reflect this.

Additional discussion was had on ECC new positions and hires. Tribal policy requires all new positions be posted. Discussion continued in Executive Session.

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

Steven Boyd moved to return to Regular Session. Seconded by Nathan Gordon. Motion carried.

Krystle Topping moved to table to the approval of the budget to allow time for recalculation and direction from the Grants Officer. Seconded by Chris Boyd. Motion carried.

APPROVAL OF HS/EHS 2016 IN-KIND WAIVER REQUEST

The program is requesting a waiver of \$299,713 total. Collection of in-kind has been a challenge this year.

Jeanne Gordon moved to approve the waiver request. Seconded by Mercie Gordon. 1-Absention (Steven Boyd). Motion carried.

APPROVAL OF HS/EHS 2016 PHONE SYSTEM FUNDING REQUEST

This is a one-time funding request.

Nathan Gordon moved to approve. Seconded by Dan Duffy. Motion carried.

APPOINT ONE (1) MEMBER TO THE TIMBER WOLF ALLIANCE COUNCIL

Steven Boyd moved to appoint Jeremy St. Arnold to the Timber Wolf Alliance Council. Seconded by Jeanne Gordon. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO FY2017 GWAAR TITLE III BUDGET AMENDMENT

Jeanne Gordon moved to ratify the poll. Seconded by Nathan Gordon. Motion carried.

APPROVAL OF ELECTION TIMEFRAMES

Jeanne Gordon moved to approve the timelines and post for the community. Seconded by Krystle Topping. Motion carried.

2017 Election Timeframes

Monday April 3, 2017	Regular Council Meeting, appoint Election Board (No later than 30 days prior to election, RCCL 32.2.3)
Wednesday April 5, 2017	Deadline for candidates for Tribal Chair and Treasurer (30 days prior to Primary Election, Art. IV, Sec 2)
Tuesday April 18, 2017	Certification of candidates for Primary Election at regularly scheduled Special Council Meeting. (See note 1.)
Tuesday April 25, 2017	Posting for Primary Election Officer Candidates. (10 days prior to Primary Election, Art. IV, Sec 2)
Friday May 5, 2017	Primary Election. (60 days prior to General Election, Art. III, Sec 3)
Monday June 19, 2017	Deadline for At-Large candidates to announce candidacy. (3 seats open) (15 days prior to General Election, Art. IV, Sec 2)

Tuesday June 20, 2017

Certification of candidates for General Election at Special Council Meeting. (See note 1)

Friday June 23, 2017

Posting of candidates for General Election.
(10 days prior to General Election, Art. IV, Sec 2)

Tuesday July 4, 2017

General Election
(1st Tuesday after the 1st Monday in July, Art. IV, Sec 1)

Election Board application deadline is April 3rd, the Board will be appointed at the April 18th Special Council meeting.

OTHER

Dan Duffy moved to go into Executive Session. Seconded by Krystle Topping. Motion carried.

Jeanne Gordon moved to return to Regular session. Seconded by Chris Boyd. Motion carried.

Chris Boyd moved to approve a one (1) year Contract with Torchlight with the same terms. Seconded by Nathan Gordon. Motion carried.

Nathan Gordon moved to Adjourn. Seconded by Mercie Gordon. Motion carried.
Adjourned: 12:15 a.m.

Respectfully Submitted:



Alana Babineau
Recording Secretary

ATTEST:



Mercie Gordon, Secretary
Red Cliff Tribal Council