

# Red Cliff Band of Lake Superior Chippewas

## REGULAR COUNCIL MEETING

May 1, 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  
Daniel Duffy, Present  
Jeanne Gordon, Present

Antone Basina, Present  
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, Rebecca Benton – FS/HS Division Administrator, Dennis Soulier – Interim CFO and community members.

### AGENDA

Additions: Approval of FY18 Indirect Cost Budget and Approval of Indirect Cost recovery recommendations.

Deletions: Approval of April 18, 2017 and April 24, 2017 minutes

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

### OPENING CEREMONY

Opening prayer by Carolyn Gouge.

### COMMUNITY COMMENTS/ANNOUNCEMENTS

Kurt Basina read a statement notifying the community that Buffalo Bay store is closing its doors in mid-May. He claimed the Tribal Council's decision to renege on the current tribal cigarette tax rebate agreement; the store is no longer able to remain in business. He stated the current contract was signed in September of 2014 expires in 2019. He asked that Council honor the contract or negotiate an amendment to the agreement.

Cecil Peterson also spoke of the tax rebate agreement which affects his business Peterson's Foods. He asked that the 2014 – five year agreement be honored. He stated the businesses pay the full price of tobacco upfront and now will not be reimbursed these costs. If he had known, this agreement would be terminated he would have adjusted his prices.

Chairman Bainbridge responded to the business owners and explained there was an oversight made on the terms of the agreement. The agreement was intended to be two year agreement. A letter and Tribal Council meeting minutes indicate the action taken by Council was to authorize a two-year agreement, there has been no documentation found that allowed for a five years. He further explained the Tribal Council had reached out to both Kurt and Cecil regarding this error. He further explained that the cigarette tax rebate has been in discussion for many years.

Antone Basina added that the Tribe is the sole reason there is a rebate and that those funds should go back to the membership.

A number of community members stated they believed the Tribal Council should have asked for community input and that the current contract should be honored.

Sandra Nevala asked of the denial of Chris Hick's candidacy for Tribal Chairman due to his residency. Jeanne Gordon stated that there were two challenges submitted regarding his eligibility and he was given 48 hours to respond. There was not sufficient evidence provided to prove he had been a resident on Red Cliff for at least one year. A total of three addresses were known, one being in California. Chris Hicks stated he provided documentation, specifically a letter from his mother. Mr. Hicks became angry and was asked to leave.

#### **MINUTES**

Nathan Gordon moved to approve the March 31, 2017 minutes with corrections. Seconded by Antone Basina. Motion carried.

Krystle Topping moved to approve the April 3, 2017 minutes with corrections. Correction: Typo on spelling of "Treasurer's Report". Seconded by Dan Duffy. Motion carried.

#### **TREASURER'S REPORT – BALANCE SHEET FOR APRIL 2017**

Balance sheet presented, no questions raised.

Antone moved to accept the Treasurer's Report (Balance Sheet) for April 2017. Seconded by Dan Duffy. 1-Abstension (Krystle Topping) Motion carried.

#### **FY2018 INDIRECT COST BUDGET**

Chris Boyd moved to approve the Indirect Cost Budget for Fiscal Year 2018 as presented by Dennis Soulier, Interim CFO. Seconded by Mercie Gordon. Motion carried.

#### **FY2017 INDIRECT COST RECOVERY RECOMMENDATIONS**

Chris Boyd moved to approve the Indirect Cost recovery recommendation and allocate the discussed monies to IT. Seconded by Dan Duffy.. Motion carried.

#### **PRESENTATION ON VAPG – RED CLIFF FISH PROCESSING FACILITY**

Presentation by Jim Thannum on the Fish Processing Facility.

#### **APPROVAL OF WWTP FUNDING**

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

#### **APPROVAL 2017-2019 FARM PLAN**

Krystle Topping moved to approve. Seconded by Jeanne Gordon. Motion carried.

#### **APPROVAL OF RESOLUTION PERTAINING TO "NOURISHING NATIVE CHILDREN: FEEDING OUR FUTURE" GRANT PROPOSAL**

Requesting \$15,000 for afterlunch snacks.

Krystle Topping moved to approve Resolution 05/01/17A. Seconded by Dan Duffy. Motion carried.

#### **APPROVAL OF CONTRACT FOR THE FISHERIES RESEARCH VESSEL**

Krystle Topping moved to approve the contract as presented. Seconded by Steven Boyd. Motion carried.

#### **APPROVAL OF VOLUNTARY CANCELLATION OF MICHAEL GOKEE LEASE IN BUFFALO SUBDIVISION**

Nathan Gordon moved to approve Resolution 05/01/17B. Seconded by Chris Boyd. Motion carried.

#### **APPROVAL OF NEW LEASE FOR MICHAEL GOKEE ON FROG BAY ROAD**

Krystle Topping moved to approve Resolution 05/01/17C. Seconded by Jeanne Gordon. Motion carried.

**RATIFY COUNCIL POLL PERTAINING TO THE CERTIFICATION FOR 2017 PRIMARY FOR CHRISTOPHER P. HICKS**  
Krystle Topping moved to approve Resolution 05/01/17C. Seconded by Jeanne Gordon. Motion carried.

**RATIFY COUNCIL POLL PERTAINING TO THE CERTIFICATION FOR 2017 PRIMARY FOR MICHAEL D. SOULIER**  
Krystle Topping moved to approve Resolution 05/01/17C. Seconded by Jeanne Gordon. Motion carried.

**RATIFY COUNCIL POLL PERTAINING TO THE HIRING OF ATTORNEY DEBELE THROUGH THE TRIBAL COURT 638 CONTRACT & AUTHORIZE CHAIRMAN BAINBRIDGE TO EXECUTE THE LIMITED SCOPE AGREEMENT**  
Nathan Gordon moved to approve the contract funded through the 638 contract and authorize Chairman Bainbridge to sign. Seconded by Antone Basina. Motion carried.

**APPROVE 2017 PRIMARY ELECTION BALLOT**

Nathan Gordon moved to approve the ballot. Seconded by Jeanne Gordon. Discussion: Rose Soulier voluntarily withdrew, via email. 2- Abstentions (Krystle Topping and Antone Basina) Motion carried.

**ADJOURN**

Steven Boyd moved to adjourn at 7:50 p.m. Seconded by Krystle Topping. Motion carried.

Respectfully Submitted:



Alana Babineau  
Recording Secretary

ATTEST:



Mercie Gordon, Secretary  
Red Cliff Tribal Council