

# Red Cliff Band of Lake Superior Chippewas

## REGULAR COUNCIL MEETING

March 5th, 2018

2:00 p.m. Legendary Waters, Buffalo Bay Grand Ballroom

### ROLL CALL

Richard Peterson, Present  
Nathan Gordon, Present  
Mercie Gordon, Present  
Johanna Wilson, Present  
Daniel Duffy, Present  
Carolyn Gouge, Present

Nicholas DePerry, Present  
Jeanne Gordon, Present  
Antone Basina, Present

Quorum

Chairman Peterson called the meeting to order at 2:00 p.m.

Others present: Wade Williams – Assistant Tribal Attorney, Amorin Mello – Land Specialist, Chad Abel – TNR Division Administrator, Lavonne Goslin – Red Cliff ECC, Nicole Boyd – Red Cliff ECC, Bill Mertig – Chief of Police and community members.

### AGENDA

Changes and corrections:

1. Added Red Pine Thinning Project

Mercie Gordon moved to approve the amended agenda. Seconded by Johanna Wilson. Motion carried.

### OPENING CEREMONY

Opening ceremony performed by Clarissa Bresette.

Jeanne Gordon moved to go into Executive Session. Seconded by Carolyn Gouge. Motion carried.

### EXECUTIVE SESSION

Mercie Gordon moved to go return Regular Session at 4:50 p.m. Seconded by Jeanne Gordon. Motion carried.

### ACTION FROM EXECUTIVE SESSION

Mercie Gordon moved to hire Kenneth Nemecek as Tribal CFO and authorize Administration to negotiate the terms. Seconded by Antone Basina. 1-Absention (Nicholas DePerry). Motion carried.

Mercie Gordon moved to hire Kurt Schmitt as the General Manager of Legendary Waters Resort & Casino and authorize Administration to negotiate the terms. Seconded by Johanna Wilson. 2-Absentions (Nicholas DePerry & Jeanne Gordon). Motion carried.

### REGULAR SESSION

#### BALANCE SHEETS FOR NOVEMBER 2017, DECEMBER 2017 AND JANUARY 2018

These balance sheets were tabled at the previous meeting. No action taken.

### NEW BUSINESS

## **BALANCE SHEET FOR FEBRUARY 2018**

Antone Basina moved to table the Balance Sheet for February 2018. Seconded by Jeanne Gordon. 1-Abstention (Johanna Wilson) Motion carried.

## **COMMUNITY COMMENTS/CONCERNS AND ANNOUNCEMENTS**

Bob Bear expressed his concerns on the Tribal Council hiring process, tribal staff GSA vehicle use, casino operations and Blueberry Rd. speed limit. Mr. Bear and some Council members will meet to hear his suggestions to improve LW operations.

## **MINUTES**

Nathan Gordon moved to approve February 5, 2018 minutes with corrections. Seconded by Jeanne Gordon. Motion carried.

Nathan Gordon moved to approve (Council Retreat) February 8th, 2018 minutes with corrections. Seconded by Johanna Wilson. Motion carried.

Jeanne Gordon moved to approve (Council Retreat) February 9th, 2018 minutes with corrections. Seconded by Johanna Wilson. Motion carried.

Jeanne Gordon moved to approve February 27, 2018 minutes with corrections. Seconded by Carolyn Gouge. Motion carried.

## **RED PINE THINNING PROJECT**

Chad Abel requested approval from the Tribal Council to move forward with the PAC review process and other work in order to conduct a forest thinning project to improve growth and health red pine trees in two locations zoned as "Preserved".

Antone Basina moved to grant permission to the TNR department to move forward with the project. Seconded by Jeanne Gordon. Motion carried.

## **ALLOTTEE TIMBER HARVEST REQUEST**

The BIA-GLA Forestry office received a letter from allottee James Cadotte requesting a timber sale on an 80 acre parcel (8A16) of trust land. The Tribe is the majority owner at 67.1% and Mr. Cadotte has less than 1% ownership. The 1992 inventory suggests the harvest would exceed \$25,000. BIA Forestry is recommending a gap and single-tree selection cut by species, density and thinning of oak/northern hardwoods patches as part of an aggregated variable retention harvest system. Concerns by the Tribal Council were raised as the BIA did not consult with the Tribe until recently. It was believed a number of steps were missed in the application process.

Mercie Gordon moved to deny the request. Seconded by Dan Duffy. Motion carried.

## **APPROVAL OF RESOLUTION PERTAINING TO THE T02018 THROUGH 2021 TRIBAL TRANSPORTATION IMPROVEMENT PLAN (TTIP)**

The Retained Services Addendum (RSA) for FY2018 lists the total estimated costs at \$32,000 bases on ongoing projects.

Jeanne Gordon moved to approve Resolution 3/5/18A. Seconded by Antone Basina. Motion carried.

## **APPROVAL OF RESOLUTION PERTAINING TO THE FY2018 CTAS PROPOSAL**

The Red Cliff Planning Department requested authorization to submit the FY18 CTAS proposal for grant funds to the U.S. Department of Justice, Coordinated Tribal Justice Systems Strategic Planning Grant for the Red Cliff Tribal Court. Deadline for submission is March 20, 2018. The grant will allow the Tribal Court to conduct a study and create a plan for renovation and overall improvements. The total funding requested is \$150,000.

Carolyn Gouge moved to **approve Resolution 3/5/18B**. Seconded by Johanna Wilson. Motion carried.

**APPROVAL OF LEGENDARY WATERS DEBIT CARD POLICY**

It was noted the Controller will only have access to the card.

Nicholas DePerry moved to **approve the debit card policy**. Seconded by Carolyn Gouge. Motion carried.

**APPROVAL OF THE TRIBAL VIDEO SURVEILLANCE POLICY**

This policy will also be discussed at the Division meeting.

Jeanne Gordon moved to **approve the policy**. Seconded by Johanna Wilson. Motion carried.

**APPROVAL OF THE ECC 2018-2019 EHS AND HS BUDGET**

Nathan Gordon moved to **table this item until the March 15th Special Council meeting**. Seconded by Carolyn Gouge. Motion carried.

**APPROVAL OF THE ECC POLICIES AND PROCEDURES**

Updates to the document were approved by the Policy Council.

Mercie Gordon moved to **approve the policies as presented**. Seconded by Carolyn Gouge. 1-Abstension (Johanna Wilson). Motion carried.

**LEASES**

The Red Cliff Chippewa Housing Authority requested a long-term residential lease. The lease site is located in the Bradum Subdivision, Lot 59.

Mercie Gordon moved to **approve Resolution 3/5/18C**. Seconded by Jeanne Gordon. Motion carried.

The Red Cliff Chippewa Housing Authority requested a long-term residential lease. The lease site is located in the Bradum Subdivision, Lot 60.

Nathan Gordon moved to **approve Resolution 3/5/18D**. Seconded by Carolyn Gouge. Motion carried.

The Red Cliff Chippewa Housing Authority requested a long-term residential lease. The lease site is located in the Bradum Subdivision, Lot 61.

Jeanne Gordon moved to **approve Resolution 3/5/18E**. Seconded by Mercie Gordon. Motion carried.

The Red Cliff Chippewa Housing Authority requested a long-term residential lease. The lease site is located in the Bradum Subdivision, Lot 86.

Mercie Gordon moved to **approve Resolution 3/5/18F**. Seconded by Jeanne Gordon. Motion carried.

The Red Cliff Chippewa Housing Authority requested a long-term residential lease. The lease site is located in the Bradum Subdivision, Lot 87.

Nathan Gordon moved to **approve Resolution 3/5/18G**. Seconded by Jeanne Gordon. Motion carried.

The Red Cliff Chippewa Housing Authority requested a long-term residential lease. The lease site is located in the Bradum Subdivision, Lot 89.

Jeanne Gordon moved to approve **Resolution 3/5/18H**. Seconded by Mercie Gordon. Motion carried.

The Red Cliff Chippewa Housing Authority requested a long-term residential lease. The lease site is located in the Bradum Subdivision, Lot 90.

Mercie Gordon moved to approve **Resolution 3/5/18I**. Seconded by Jeanne Gordon. Motion carried.

The Red Cliff Chippewa Housing Authority requested a long-term residential lease. The lease site is located in the Bradum Subdivision, Lot 91.

Mercie Gordon moved to approve **Resolution 3/5/18J**. Seconded by Johanna Wilson. Motion carried.

Stormey Charette, tribal member, requested a short-term residential lease at what was formerly identified as Recreational Lease No. RS-4013(04). The site is located along Allen Rd.

Mercie Gordon moved to approve **Resolution 3/5/18K**. Seconded by Johanna Wilson. 2-Abstentions (Carolyn Gouge & Dan Duffy) Motion carried.

**MEMO REGARDING COURTESY NOTIFICATION OF LEASE EXPIRATION/RENEWAL**

Amorin Mello, Land Specialist provided a memo to the Tribal Council in response to the motion made on February 5<sup>th</sup>, 2018. At that time, the Tribal Council directed the Lands Department to develop a notification procedure to those with expiring leases. The procedure will involve a notification along with an application form. The Lands Department will make a list semi-annually send notices at that time. If a lessee does not respond within one month of this notice, Mr. Mello will make a site visit to the lease to determine whether it is still occupied or abandoned by the lessee. The Tribal Council asked that Amorin finalize the presented procedure in a structured or official format.

**RATIFY COUNCIL POLL PERTAINING TO THE SAMHSA SBIRT GRANT SUBMISSION**

The poll was conducted on February 20, 2018 concerning the SAMHSA Screening, Brief Intervention and Referral to Treatment (SBIRT) grant submission.

Mercie Gordon moved to **ratify the Council poll**. Seconded by Johanna Wilson. Motion carried.

**ADJOURN**

Mercie Gordon moved to **adjourn at 6:55 p.m.** Seconded by Johanna Wilson. Motion carried.

Respectfully Submitted:



Alana Babineau  
Recording Secretary

ATTEST:



Mercie Gordon, Secretary  
Red Cliff Tribal Council