

Red Cliff Band of Lake Superior Chippewas

SPECIAL COUNCIL MEETING

MARCH 20, 2018

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

ROLL CALL

Richard Peterson, Absent (Excused)
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

Vice-Chairman Gordon called the meeting to order at 2:00 p.m.

Others present: Wade Williams – Assistant Tribal Attorney, Amarin Mello – Land Specialist, Diane Erickson – Health Division Administrator, Rebecca Benton – FS/HS Division Administrator, Jeff Benton – Planning Department, Robert Powless – Public Works Division Administrator, Shelly Gordon – Public Works and community members.

AGENDA

Changes and corrections:

1. ADD "APPROVAL OF FM BID RECEIVED BY JAKES EXCAVATING"
2. ADD "APPOINT ONE (1)MEMBER TO THE HOUSING BOARD"
3. ADD "APPOINT ONE (1)MEMBER TO THE GAMING COMMISSION"

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

OPENING CEREMONY

Opening ceremony performed by Jim Pete.

Antone Basina moved to go into Executive Session. Seconded by Danny Duffy. Motion carried.

EXECUTIVE SESSION

Johanna Wilson moved to return Regular Session at xx Seconded by Nick DePerry. Motion carried.

ACTION FROM EXECUTIVE SESSION

Mercie Gordon moved to approve and move forward with the AT&T cellular tower proposal as presented in Executive Session. Seconded by Antone Basina. Motion carried.

REGULAR SESSION

NORTHWEST WISCONSIN WORKFORCE INVESTMENT BOARD/CEP PRESENTATION

Tom Kovach and Sue Stevens from NW CEP gave an overview of all programs the organization offers to youth and adults. Many of the programs offer financial assistance for certification testing fees, day care, tools and other needs. Jeanne Gordon asked if any tribal programs utilize CEP programs. Tom stated he regularly meets with clients at the Child Support office. Nathan Gordon asked that they email information of their programs to the Tribal Council so that it may be distributed in the community and include in the tribal newsletter.

NORTHWIND (WISCONSIN INDIGENOUS NETWORK ON DISABILITY) PRESENTATION

Maxine Babineau gave an overview of services provided by North Country Independent Living Center. The organization is located in Superior but have representatives covering tribal communities in the area. Maxine serves the communities of Red Cliff and Bad River. She provided informational materials to the Council and stated she will doing outreach activities in the area. Those interested in learning more may visit the website at www.northcountryil.org.

COMMUNITY COMMENTS/CONCERNS AND ANNOUNCEMENTS

Katherine Morrissou and a representative from the LaPointe Center gave an overview of a collaborative project to create a Large-scale Jingle Dress dancer and offer educational events in the area. The idea came after the tragic death of Jason Pero. They requested a letter of support from the Tribal Council.

Carolyn Gouge moved to **approve a letter of support for the project**. Seconded by Dan Duffy. Motion carried.

Dave Wagman spoke of his concerns on the Polymet permit and the comments submitted by the Tribe to the MN DNR.

Joseph Montano stated he, as well as his vehicle, was banned from Buffalo Bay store. Recently, he had used a gift certificate he received from the Tribal census to purchase gas. The clerk charged tribal tax to the purchase which then exceeded the gift certificate value. He was unable to pay the balance and believed the tax should have been waived. He stated the clerk explained that this is standard practice with tribal gift certificates and was given no other explanation. The Tribal Council will look into this.

Joanne Peterson asked that the Tribal Council meeting agendas be posted in a timely manner or on the website. She stated, per the Constitution, the agenda needs to be posted 72 hours prior to any official meeting taking place. Mercie Gordon will make sure this is done and the community is aware of the posting locations.

TREASURER'S REPORT

Treasurer Wilson and Interim CFO Desiree Livingston presented the Treasurer's report for February 2018. Questions were asked regarding the business/tribal tax from Legendary Waters. Desiree will add these figures to the next report.

Mercie Gordon moved to **approve the Treasurer's report for February 2018**. Seconded by Jeanne Gordon. 1-Abstention (Johanna Wilson) Motion carried.

APPROVAL OF LEGENDARY WATERS CASH FLOW BUDGET FOR APRIL 2018

Total cash needs for April 2018 is \$460,050.00

Johanna Wilson moved to **approve the cash flow budget for April 2018**. Seconded by Jeanne Gordon. Motion carried.

APPROVAL OF SAMHSA GRANT APPLICATION SUBMISSION

The purpose of the proposed program titled "Youth and Family TREE" is to enhance and expand comprehensive treatment, early intervention and early recovery support services for adolescents (ages 12-18), transitional youth (ages 16-25) and their families/primary caregivers with substance use disorders (SUD) and/or co-occurring substance use and mental disorders. The total amount requested is \$541,350 for five years. A resolution of support is needed to include in the application.

Antone Basina moved to **approve RESOLUTION 3/20/18A and authorize the Chairman or designee to execute any and all grant documents**. Seconded by Dan Duffy. Motion carried.

APPROVAL OF FACILITIES MANAGEMENT FY18 BUDGET MODIFICATION #1

Modification includes movement of \$70,530.00 between line items with the majority being moved to Communications expense. The auditors had recommended FM cover CenturyLink costs for all tribal buildings.

Johanna Wilson moved to **approve the budget modification**. Seconded by Mercie Gordon. Motion carried.

APPROVAL OF FM BID RECEIVED BY JAKES EXCAVATING

Carolyn Gouge moved to **accept and move forward with a contract with Jakes Excavating in the amount of \$812,621.86**. Seconded by Nicholas DePerry. Motion carried.

LEASES

Christie Branagan and Lance Andrews, both tribal members, requested to add Sean Branagan, a non-member as co-lessee to their short-term residential lease No.4352005561525. The lease is located along Buffalo Drive at Lot 32 in the Bradum Subdivision.

Jeanne Gordon asked that is item be discussed in Executive Session.

The Red Cliff Chippewa Housing Authority requested a long-term public housing lease modification to relinquish a developed lot so that the same lot can be conveyed to Kathleen Barri. The lease site is located at 37405 Watertower Rd. Public notice of the proposed lease transaction was posted on March 2, 2018 with no comments received.

Carolyn Gouge moved to **approve Resolution 3/20/18B**. Seconded by Dan Duffy. Motion carried.

Kathleen Barri, tribal member, requested a short-term residential lease at what was formerly within the Red Cliff Chippewa Housing Authority's lease No.2430(94). The home has been purchased by Kathleen Barri and the location now needs to be conveyed to her. The lease site is located at 37405 Watertower Rd.

Carolyn Gouge moved to **approve Resolution 3/20/18C**. Seconded by Mercie Gordon. Motion carried.

Darrell E. Gordon, tribal member, requested a short-term residential lease modification located at 37495 Pike Rd. He requested an adjacent lease site be added to his lease, and included a letter explaining the request. The adjacent lease was abandoned and expired in 2014. Public notice of the proposed lease transaction was posted on March 1, 2018 with no comments received. Questions were asked by the Council as to who owned the trailer located on the lot and whether or not the past lease holder was aware the lease has expired.

Jeanne Gordon moved to **approve table this item until additional information is received**. Seconded by Nicholas DePerry. Motion carried.

APPROVAL OF AD HOC COMMITTEE FOR ISHPIMING AKIIN CEMETARY

The THPO Department requested approval to establish an Ad Hoc Committee for the Ishpiming Akiin Cemetary. This proposed committee will be short term and will disband after a number of objectives are achieved which include: Oversight of the cemetery expansion, development of policies and procedures, develop budget/equipment needs and other goals as determined by the Tribal Council. THPO recommends a five member committee and offered names of possible members. The recommended members are Carolyn Gouge, Dennis Spinner, Jessie Bresette, Ed DePerry and Richard LaFernerier.

Mercie Gordon moved to **approve the proposed Ad Hoc Committee and appoint the suggested members**. Seconded by Johanna Wilson. Motion carried.

APPROVAL OF BUDGET/TIMELINE FOR ISHPIMING AKIIN CEMETARY EXPANSION

The estimated budget to expand the cemetery to 10 acres is a total of \$20,000. Marvin Defoe noted project will be covered by THPO funds.

Carolyn Gouge moved to **approve the proposed budget and timeline**. Seconded by Dan Duffy. Motion carried.

APPROVAL OF TRIBAL EQUIPMENT REQUEST FOR ISHPIMING AKIIN CEMETARY

The THPO Department is looking to reduce the costs of the cemetery expansion by utilizing community volunteers and use of available tribal equipment. Marvin Defoe will also requesting assistance from the Town of Russell.

Mercie Gordon moved to **approve the request to use tribal equipment for the cemetery project**. Seconded by Carolyn Gouge. Discussion: Johanna Wilson noted that any use of equipment should not interrupt any ongoing projects or services. Motion carried.

ST. FRANCIS MAP DISCUSSION

Kathy Barri and Sam LaGrew presented to the Council and community a map of the St. Francis cemetery that they had developed. The project took many years to create and some areas they were unable to identify due to brush or unmarked lots. They asked the community to assist in gathering information on unidentified sites.

GAMING COMMISSION REPORT

The minutes for the March 12, 2018 were provided to the Council.

Jeanne Gordon moved to **accept the Gaming Commission report**. Seconded by Johanna Wilson. Motion carried.

COMPLIANCE REPORT

Charles Bresette stated current management is now moving the SOPs along more quickly and setting deadlines for department managers.

Johanna Wilson moved to **accept the Compliance report**. Seconded by Mercie Gordon. Motion carried.

APPOINT ONE (1) MEMBER TO THE HOUSING BOARD

Selection was done by secret ballot for the three applicants: Lawrence Deragon, Mike Babineau and Paula Bonney.

Mercie Gordon moved to **appoint Lawrence Deragon to the Housing Board**. Seconded by Dan Duffy. 1-Absention (Nicholas DePerry) Motion carried.

APPOINT ONE (1) MEMBER TO THE GAMING COMMISSION

One application received from Jessie Bresette.

Carolyn Gouge moved to **appoint Jessie Bresette to the Gaming Commission**. Seconded by Nicholas DePerry. Motion carried.

EXECUTIVE SESSION

Mercie Gordon moved to **go into Executive Session**. Seconded by Johanna Wilson. Motion carried.

Nick DePerry moved to **return to Regular Session**. Seconded by Carolyn Gouge. Motion carried.

ACTION FROM EXECUTIVE SESSION

Mercie Gordon moved to deny the lease modification for Lance Andrew and Christy Branagan. (Discussion to bring back after more information is presented). Seconded by Nick DePerry. Motion carried.

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ADJOURN

Johanne Wilson moved to **adjourn at 7:45 p.m.** Seconded by Danny Duffy. Motion carried.

Respectfully Submitted:



Alana Babineau
Recording Secretary

ATTEST:



Mercie Gordon, Secretary
Red Cliff Tribal Council