

# Red Cliff Band of Lake Superior Chippewa Indians

## Regular Council Meeting

November 5, 2018

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

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

### ROLL CALL:

Richard Peterson, Present

Nathan Gordon, Absent (Excused)

Laura J. Gordon, Present

Johanna Wilson, Present (Absent at 6:15 p.m.)

Carolyn Gouge, Present @ 2:08 p.m.

Dan Duffy, Present

Nicholas DePerry, Present

Bryan Bainbridge, Present

Chris Boyd, Present

### QUORUM

Others present: Dave Ujke – Tribal Attorney, Wade Williams – Assistant Attorney, Don Rosin – TAL, Ken Nemec, CFO, Diane Cooley – Interim HR Director and Community Members.

### OPENING CEREMONY

Opening Ceremony was performed by Frank Morris.

### AGENDA

Johann Wilson moved approve agenda with changes. Seconded by Bryan Bainbridge. Motion carried.

### EXECUTIVE SESSION

Laura J. Gordon moved to go into Executive Session at 2:06 p.m. Seconded by Chris Boyd. Motion carried.

### REGULAR SESSION

Bryan Bainbridge moved to return to Regular Session. Seconded by Nick DePerry. Motion carried.

### ACTION FROM EXECUTIVE SESSION

A hearing was held to remove a member from the Utilities Commission. Laura J. Gordon moved to remove The Utilities Commission Member as discussion in Executive Session. Seconded by Carolyn Gouge. 1-Abstention (Johanna Wilson). Motion carried

### OLD BUSINESS

### **APPROVAL OF EMPLOYEE HANDBOOK CHANGES (TABLED ON 10/23/18)**

Chris Boyd moved to approval the recommendation to remove the Chief of Police from Page 8 of the Employee Handbook of the positions that will be interviewed and approved by formal action of the Tribal Council. Seconded by Johanna Wilson. Motion carried.

### **NEW BUSINESS**

#### **RECOGNITION OF HEALTH CENTER STAFF**

The Tribal presented a plaque to the Health Center Staff for their hours of planning, dedication, caring and patience that went into providing the collaboration with Walking Shield for the eye exams and glasses that so many individuals received. A cake and refreshments were served.

#### **APPROVAL OF CHAPTER 41 DOMESTIC AND FAMILY VIOLENCE CODE**

Howard Bichler, Matt Austin and Justine Rufus gave an overview of the new Chapter 41, Domestic and Family Violence Code. Council asked if any public comments were received and they have not received any. Council members commended them all on the great job they did putting it together.

Chris Boyd moved to approve Chapter 41 Domestic and Family Violence Code. Seconded by Johanna Wilson. Discussion: this is also to approve a conforming Resolution **11/5/18A**. Legal will draft up the Resolution for signature. Motion carried.

Howard Bichler also informed the Council that they are looking to come to Red Cliff in March 2019 for the Wills Caravan to assist Elders with wills etc. They will be bringing Law Students to assist and will be asking just the hotel rooms and space. They serviced 22 Elders last year.

#### **COMMUNITY COMMENTS/CONCERNS**

Travis Barningham was asking if any updates on the MOU. Chairman and Councilman Bainbridge replies that a meeting has taken place with GLIFWC. Travis thanked the Council for the update.

Loretta Gokee had a concern regarding the tanks that are placed in her yard and that they are plugged into her property. Would like to know who is going to pay for this and why she was not informed of this before they did it. Chairman told Loretta that he will look into this and give her a call tomorrow. Her number is 715-779-5364.

Linda Lamoreaux had a concern and felt that the Chair and Vice Chair should be all meeting. Chairman explained that there is time when both the Chair and Vice Chair need to attend meeting that are very important and may put both of them out of the office. Chairman thanked Linda for her concern.

Mark Duffy informed the Council and Community that the Registration Station will have shorter hours due to the illness of an employee. They will accommodate the best they can until they return.

The Tribe will be giving free Tribal Id's for voting purposes only Nov. 2, 5<sup>th</sup>, 6<sup>th</sup> from 9-4.

Red Cliff Library will be closed November 6, 8, 10, 13, and 15, 2018. Sorry for any inconvenience to the community.

Elderly Hunt Day is scheduled Wednesday, November 7, 2018. All deer donated must be registered in person at the Red Cliff Registration Station and be issues a registration tag prior to drop off. Processing will start on Thursday November 8<sup>th</sup> at the Hatchery and will continue until complete.

Veterans Appreciation Day Celebration, Sunday, November 11, 2018 at Legendary Waters beginning at 11: a.m. with a feast at 1:30 and the VFW Raffle to follow.

On November 10<sup>th</sup>, 2018 the National Federation of Wrestling Legends Live will be at the Legendary Waters Casino beginning at 7:00 p.m.

#### **APPROVAL OF MINUTES**

Bryan Bainbridge moved to approve the October 1, 2018 minutes. Seconded by Carolyn Gouge. Motion carried.

Bryan Bainbridge moved to approve the October 23, 2018 minutes. Seconded by Nick DePerry. Discussion: Chris Boyd thanked Laura J. Gordon, the Tribal Secretary for Chairing this meeting, she did a wonderful job. Motion carried.

#### **TREASURERS REPORT- BALANCE SHEET FOR SEPTEMBER 2018**

Johanna explained the new format that she will be presented and if the Council wants more information she will make it available.

Bryan Bridge moved to approve the September Balance Sheet. Seconded by Laura J. Gordon. 1-Abstention (Johanna Wilson) Motion carried.

#### **CONSTITUTION COMMITTEE UPDATE**

Jeanne Gordon and Laura J. Gordon gave the Council and Community an update on what they have been doing to get information ready for the Community Forum that is being held on November 17<sup>th</sup>, at 11:30 a. m till 3:00 p.m. at the Legendary Waters Casino. Daycare will also be provided for the event. Working on getting individuals to get their addresses updated as this

plays and important part for wanting to change our Constitution. More information will be presented and the Community Forum.

#### **EXECUTIVE SESSION WITH TRIBAL MEMBERS**

Bryan Bainbridge moved to go into Executive Session at 6:08 p.m. Seconded by Chris Boyd. Motion carried.

Bryan Bainbridge moved to return to Regular Session. Seconded by Dan Duffy. Motion carried.

#### **LEASES**

Bryan Bainbridge moved to approve Resolution **11/5/18B** pertaining to a New Residential Lease for Kenneth J. Belanger located on Ridge Road. Seconded by Carolyn Gouge. Motion carried.

On January 23, 2018, the Tribal Council approved Resolution No. **012318E**, which authorized a lease renewal for Francis P. Cadotte, Jr. The expired lease was originally 2.5 acres, and the new lease site will be 1.25 acres in accordance with Section 18.14.1, RCCL. Resolution No. **012318E** approved the legal description of the new lease to be the north half of the expired lease. Francis has requested to revise the legal description to be the west half of the expired lease (instead of the north half) before the new lease is issued by the BIA. A diagram is provided for reference.

Francis P. Cadotte, Jr., a tribal member, has requested that the Red Cliff Tribal Council authorize a short-term Residential Lease renewal of his expired long-term Residential Lease No. B-389(67). The lease site is located at 88190 Tot's Road. The lease expired January 25, 2017 and the new short-term Residential Lease will be effective retroactively to that date.

Chris Boyd moved to rescind Resolution **012318E** pertaining to Francis P. Cadotte Jr. Residential Lease. Seconded by Carolyn Gouge. Motion carried.

Carolyn Gouge moved to approved Resolution **11/5/18C** pertaining to a New Lease Renewal for Francis P. Cadotte Jr. located at 88190 Tots Road. Seconded by Chris Boyd. Motion carried.

#### **DELINQUENT ANNUAL LEASE RENT PAYMENTS AND LEASE TRANSACTIONS**

There was discussion on letters that individuals received regarding their delinquent lease fees. Individuals are not agreeing with this notice and the land office needs to check into this further.

Chris Boyd moved to Table the Delinquent Annual Lease Rent Payments and Lease Transactions, until the Council Retreat on Friday November 9, 2018. Seconded by Bryan Bainbridge. Motion carried.

**APPROVAL TO SUBMIT A CLEO GRANT PROPOSAL**

Bryan Bainbridge moved to approve the CLEO (Conservation Law Enforcement Officer) grant proposal for submission. Seconded by Dan Duffy. Motion carried.

**APPROVAL OF SUBMISSION OF THE FEMA PRE-DISASTER MITIGATION GRANT**

Carolyn Gouge moved to submit the FEMA Pre Disaster Mitigation Grant in the amount of \$84, 524.43. Seconded by Chris Boyd. Motion carried.

**APPROVAL OF SUBMISSION OF THE FEMA HAZARDOUS MITIGATION GRANT**

Laura J. Gordon moved to submit the FEMA Hazardous Mitigation Grant in the amount of \$\$\$\$. Seconded by Carolyn Gouge. Motion carried.

**APPOINT (1) MEMBER TO THE JOM COMMITTEE**

Dan Duffy moved to appoint Maxine Babineau, Clarissa Bresette and Jennifer Defoe to the JOM Committee. Seconded by Laura J. Gordon. 1-Abstention (Bryan Bainbridge). Motion carried.

**APPROVAL OF 2019 TRIBAL HOLIDAYS**

Nick DePerry moved to approve to keep the same Holiday as 2018. Seconded by Carolyn Gouge. Motion carried.

Carolyn moved to change the title of Treaty Day to Indigenous Day, which will occur on September 30<sup>th</sup> of each year. Seconded by Dan Duffy. Motion carried.

**RATIFY COUNCIL POLL**

Bryan Bainbridge moved to ratify Council Poll pertaining to utilizing the settlement funds to pay Godfrey & Kahn to represent the Tribe. Not exceed \$100,000.00. Nick DePerry. Motion carried.

**OTHER**

**APPROVAL OF CHANGE ORDER #3 WITH JAKES EXCAVATING**

Laura J. Gordon moved to approve Change Order #3 with Jake’s Excavating in the amount of 105,988.07. seconded by Dan Duffy. Motion carried.

**ADJOURN**

Bryan Bainbridge moved to adjourn at 10:37 a.m. Seconded by Chris Boyd. Motion carried.

Respectfully Submitted:



Jeanne Gordon, Recording Secretary

ATTEST:



Laura J. Gordon, Secretary  
Red Cliff Tribal Council