

Red Cliff Band of Lake Superior Chippewa Indians

Regular Council Meeting

December 3, 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, Present
Laura J. Gordon, Present
Johanna Wilson, Present

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 Nemeec, CFO, Diane Cooley – Interim HR Director and Community Members.

OPENING CEREMONY

Opening Ceremony was performed by Marvin Defoe.

AGENDA

Johana Wilson moved approve agenda with changes. Seconded by Nathan Gordon. Motion carried.

EXECUTIVE SESSION

Nick DePerry moved to go into Executive Session. Seconded by Johanna Wilson. Motion carried.

REGULAR SESSION

Nathan Gordon moved to return to Regular Session. Seconded by Johanna Wilson. Motion carried.

SIGNING OF MOU WITH DEPARTMENT OF PUBLIC INSTRUCTION

A Memorandum of Understanding and Mutual Support was entered into by the Red Cliff Band and the Wisconsin Department of Public Instruction for the purpose of addressing issues of mutual interest regarding the education of school age tribal members. DPI Superintendent and

Governor-elect Dr. Tony Evers and Chairman Peterson signed the MOU in the presence of community members, Bayfield School District staff and representatives from the state of Wisconsin. Cake and refreshments were provided to those in attendance.

OLD BUSINESS

NEW BUSINESS

COMMUNITY COMMENTS/CONCERNS

Lynne and Chuck Basina spoke of their concerns on several topics, mainly the recent evictions occurring. They believe tenants should be receiving services for issues, especially tenants at New Hope.

Reeve, from the marina, presented funds to the Council that were raised by the sailors that provided boat rides during Red Cliff Cultural Days. This donation will help fund the Kids Xmas party.

Laura J. Gordon announced upcoming community events.

APPROVAL OF MINUTES

Carolyn Gouge moved to approve the October 29, 2018 minutes with corrections. Seconded by Nathan Gordon. Motion carried.

Johanna Wilson moved to approve the November 5, 2018 minutes with corrections. Seconded by Nick DePerry. Motion carried.

Nathan Gordon moved to approve the November 9, 2018 minutes with corrections. Seconded by Johanna Wilson. Motion carried.

Carolyn Gouge moved to approve the November 16, 2018 minutes with corrections. Seconded by Johanna Wilson. Motion carried.

Johanna Wilson moved to approve the November 20, 2018 minutes with corrections. Seconded by Nathan Gordon. Motion carried.

TREASURERS REPORT- BALANCE SHEET FOR OCTOBER 2018

Treasurer Wilson and CFO Ken Nemec presented the preliminary balance sheet for the time period ending October 31, 2018. Mr. Nemec noted these figures may change as further reconciliation is being completed. He will also be meeting with the Finance Department tomorrow to go over the status of the accounts payables. The Council will be updated at the

next regular meeting. Laura Gordon suggested this item be “accepted” as opposed to “approved” as these are not the final figures.

Carolyn Gouge moved to accept the Treasurer’s Balance Sheet for the time period ending October 31, 2018. Seconded by Nicholas DePerry. 1-Abstention (Johanna Wilson) Motion carried.

APPROVAL TO REAPPOINT JESSE BRESSETTE AND PEGGI BAZANT TO THE GAMING COMMISSION

Action was taken by the Gaming Commission at the October 8, 2018 meeting to re-appoint these two individuals; both of their terms expire December 2018.

Nathan Gordon moved to re-appoint Jessie Bressette and Peggi Bazant to the Gaming Commission. Seconded by Nicholas DePerry. Motion carried.

APPROVAL OF CHAPTER 34 WATER AND SEWER UTILITIES

The revision to sections 34.2.35, 34.10.3, 34.10.4 and 34.10.5. this was posted out to community and no comments were received.

Laura J. Gordon moved to approve and enact the changes to Chapter 34 Water & Sewer Utilities. Seconded by Dan Duffy. Motion carried.

APPROVAL OF CHANGE ORDER #4 WITH JAKE’S EXCAVATING

Additional costs were necessary and a time extension on the completion of the project was requested. The change order will allow a\$51,176.26 increase in the total cost and the final payment date is extended from June 21, 2019 to July 1, 2019.

Laura J. Gordon moved to approve change order #4. Seconded by Dan Duffy. Motion carried

LEASES

Laura J. Gordon moved to approve Resolution 12/03/18A to authorize the transfer of a long-term residential lease No. RL-4092(05) from the Red Cliff Housing Authority to Lorna and James Gamble. The lease site is located at 37240 Water Tower Rd. Seconded by Nathan Gordon. Motion carried.

APPROVAL OF RED PINE THINNING AND PRESCRIBED BURN-BLUEBEERY/ROWLET ROADS

Jeremy St. Arnold requested approval to release a request to solicit bids for the timber harvest of the red pine thinning & prescribed burn project of Blueberry/Rowley Roads.

Laura J. Gordon moved to approve the request. Seconded by Nathan Gordon. Motion carried.

APPROVAL OF PROPERTY AND PROCUREMENT MANUAL REVISION DATED 11-21-18

Two revisions to the manual include the deletion of the local vendor language and 25% allowable overage amount for purchase orders. All purchases cannot exceed the purchase order amount.

Nathan Gordon moved to approve the revisions. Seconded by Johanna Wilson. Motion carried.

UPDATES FROM BETTY KERR, TRIBAL PLANNER

Betty Kerr, Tribal Planner provided an update on the USDA Revolving Loan Fund, Circles of Care project end products. All projects are complete or near completion.

No action taken.

APPROVAL OF GATE ANISHINAABE IZICHIGEWIN GRANT APPLICATION

Nicholas DePerry moved to approve the grant submission and authorize the Chairman to sign the letter of support. Seconded by Carolyn Gouge. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO RESCINDING RESOLUTION 3/14/13C

Resolution 3/14/13C requested the Secretary of Interior to conduct a Secretarial Election proposed amendments to the Tribe’s Constitution. The Tribe has decided that it wishes to revisit this subject and formally rescinds the former resolution in its entirety.

Carolyn Gouge moved to rescind Resolution 3/14/13C. Seconded by Laura J. Gordon. Motion carried.

APPROVAL OF CHAPTER 18 LAND LEASE REGULATIONS

Proposed change to Section 18.4.2: will remove language “unless the applicant received special accommodation from the Tribal Council waiving this requirement” as it pertains to applicants with felony convictions. Multiple comments were received that opposed this change.

Nicholas DePerry moved to deny this revision. Seconded by Carolyn Gouge. Discussion: Dave Ujke was asked to develop guidelines for applicants with these types of convictions. Motion carried.

APPROVAL OF 2018 BONUS HOLIDAY

Request to allow one bonus holiday day for tribal employees. All employees must receive approval from supervisor and services may not be interrupted.

Dates employees may choose from:

- December 24, 2018
- December 26, 2018

- December 31, 2018
- January 2, 2019

Laura J. Gordon moved to approve the Bonus Holiday dates and to allow employees to split the 8 hours into two dates. Seconded by Johanna Wilson. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO DOJ 2019 TRIBAL LAW ENFORCEMENT ASSISTANT GRANT APPLICATION

Laura j. Gordon moved to ratify the poll vote. Seconded by Nicholas DePerry. Motion carried.

OTHER

Two business permits were submitted by Gretchen Morris. Housing has given Ms. Morris approval to operate these businesses from her home. Chairman Peterson asked that the permit application be amended to add a line indicating Red Cliff Housing approval for those living in Housing units.

Nathan Gordon moved to approve the business permit for Native Expressions Custom Regalia. Seconded by Carolyn Gouge. Motion carried.

Nathan Gordon moved to approve the business permit for Native Expressions Drum & Dance Troupe. Seconded by Carolyn Gouge. Motion carried.

Nicholas DePerry moved to go into Executive Session at 6:50 p.m. Seconded by Laura Gordon. Motion carried.

EXECUTIVES SESSION

Nick DePerry moved to go into Executive Session. Seconded by Laura J. Gordon. Motion carried.

REGULAR SESSION

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

ADJOURN

Nathan Gordon moved to adjourn at 9:36 p.m. Seconded by Carolyn Gouge. Motion carried.

Respectfully Submitted:


Alana Babineau, Recording Secretary

ATTEST:


Laura J. Gordon, Secretary
Red Cliff Tribal Council