Red Cliff Band of Lake Superior Chippewa Indians

Special Council Meeting

March 19, 2019
1:00 p.m. Legendary Waters, Buffalo Bay Grand Ballroom

Secretary Laura J. Gordon called the meeting to order at 1:02 p.m.

ROLL CALL:
Richard Peterson, Present @ 2:50 p.m. Carolyn Gouge, Excused
Nathan Gordon, Excused Dan Duffy, Present
Laura J. Gordon, Present Nicholas DePerry, Present
Johanna Wilson, Present Bryan Bainbridge, Present @ 1:22 p.m.

QUORUM


OPENING CEREMONY
Opening Ceremony was performed by Jim Pete.

AGENDA
Dan Duffy moved approve agenda with addition. Seconded by Johanna Wilson. Motion carried.

EXECUTIVE SESSION
Chris Boyd moved to go into Executive Session at 1:10 p.m. Seconded by Nicholas DePerry. Motion carried.

REGULAR SESSION
Bryan Bainbridge moved to return to Regular Session at 4:45 p.m. Seconded by Laura J. Gordon. Motion carried.

ACTION FROM EXECUTIVE SESSION
Laura J. Gordon moved to approve Resolution 3/19/19A pertaining to Resolution Rehabilitation for Chris Boyd. Seconded by Bryan Bainbridge. 1-abstention (Chris Boyd). Motion carried.

Bryan Bainbridge moved to approve Resolution 3/19/19B pertaining to Resolution of Rehabilitation for Leigha Peacock. Seconded by Chris Boyd. Motion carried.
OLD BUSINESS

APPROVAL OF TREASURERS BALANCE SHEET FOR FEBRUARY 2019 (TABLED ON 3/4/19)
Johanna Wilson presented the preliminary figures for the month of February. She stated reconciliation is ongoing.


NEW BUSINESS

WISCONSIN HISTORICAL SOCIETY
Rebecca Comfort, American Indian Liaison from the Wisconsin Historical Society requested approval to host an in event in Red Cliff to share information regarding the new museum that is currently in the planning phase. In addition to hosting a community event, she will be working closely with the Tribes in the state to gain input on what they would like to see in the museum. It was the consensus of the Council to support an event for the community and authorize Marvin Defoe, THPO to be the point of contact for Ms. Comfort.

COMMUNITY COMMENTS AND CONCERNS
Travis Barningham asked to discuss pages 6 & 7 of the Red Cliff/Park Service MOU which covers tribal consultation. The Superintendent for the Park Service may be in the area soon and Travis asked that the entire Council meet with them. Chairman Peterson stated the Council will discuss this further.

Laura J. Gordon announced current and upcoming community events.

TREASURERS REPORT FOR FEBRUARY 2019
Johanna Wilson presented the report. Laura J. Gordon called on Rebecca Benton, FS/HS Administrator to ask if programs will have funds spent by the end of the fiscal year. Ms. Benton stated a few programs are currently underspent due to vacant positions. She has increased hours and wages on open positions but have not received applicants.

Laura J. Gordon moved to approve the Treasurers Report for February 2019. Seconded by Bryan Bainbridge. Motion carried

APPROVAL OF APRIL 2019 LEGENDARY WATERS CASH FLOW BUDGET
Total cash needed is $460,050.00

Bryan Bainbridge moved to approve the budget. Seconded by Nicholas DePerry. Motion carried.

APPROVAL OF LEGENDARY WATERS 704 PERSONAL APPEARANCE POLICY
Revisions to pages 7-2 & 7-3 of the Employee Handbook were presented. Discussion on visible tattoos, current policy prohibits all tattoos, revision prohibits inappropriate or tattoos that are
of an offensive nature. Bryan Bainbridge suggested adding “gang-affiliated” tattoos. Johanna Wilson suggested edits to page 7-3 regarding Dress Code Violations, that will refer employees to sections that cover progressive discipline.

Laura J. Gordon moved to approve the revisions with the additional edits. Seconded by Johanna Wilson. Motion carried.

APPROVAL OF GAMING COMMISSION REPORT
Minutes from the March 11, 2019 meeting were provided. The Commission moved to appoint Chris Livingston as the Chairman and now needs official approval by Tribal Council.

Bryan Bainbridge moved to approve the Gaming Commission report and to appoint Christopher Livingston as the Gaming Commission Chair. Seconded by Nicholas DePerry. Motion carried.

APPROVAL OF COMPLIANCE REPORT
Charles Bresette stated several new employees were hired in the past month and a few two-year updates were completed. Bryan Bainbridge suggested Mr. Bresette meet with the new Food & Beverage Manager regarding the SOPs.

Laura J. Gordon moved to approve the Compliance report for February 2019. Seconded by Bryan Bainbridge. Discussion: have Charlie meet with Lenny Newago in the kitchen to go over the findings. Motion carried.

APPROVAL OF LEASES
Edward C. and Cindy T. Butterfield requested a renewal of their short-term residential lease No. H-2832(96) located at 88170 Bresette Road. This resolution will rescind Resolution No 06/01/06H and authorize a new lease renewal retroactively from March 27, 2014.

Bryan Bainbridge moved to approve Resolution 3/19/19C a New Lease Renewal for Edward C. and Cindy T. Butterfield. Seconded by Dan Duffy. Motion carried.

Susan L. and Norman Crazy Thunder request a modification of their short-term lease No. 4352004781121 to add Lee Balber. The lease is located at 37909 Bishop Loop. If approved, the lease modification will be effective March 19, 2019.

Chris Boyd moved to Table this item. Seconded by Bryan Bainbridge. Motion carried.

Maurice J. Topping and Bruce F. Topping request a short-term residential lease of their expired long-term lease No. B387(67) located at 88015 Bresette Road. If approved, the new lease will be retroactively effective January 25, 2017.

Bryan Bainbridge moved to approve 3/19/19D pertaining to a New Lease Renewal for Maurice J. Topping and Bruce F. Topping. Seconded by Nicholas DePerry. Motion carried.
APPROVAL OF BAYFIELD CO. MOU CRISIS LINE
This MOU is an agreement between the Bayfield County Department of Human Services and the Red Cliff Behavior Health Department to Red Cliff client access to the Bayfield County crisis line 24 hours a day.

Johanna Wilson moved to approve the Bayfield County MOU Crisis Line. Seconded by Laura J. Gordon. 1-abstention (Bryan Bainbridge). Motion carried.

APPROVAL OF EHS/HS GRANT APPLICATION FOR 2019-2020
Cindy Garrity, Jamie Goodlet-King, Joanne Peterson and Ashley Peterson were present for questions, Linda Johnston was out on travel. Laura Gordon noted a few corrections to the documents, including dates in the budget section. The ECC continues to struggle at filling vacant positions. GED classes are no longer offered at the Center due to lack of participation, but the program will assist parents with transportation and fees. Ashley Peterson noted that the match waiver is submitted with the application when necessary and added that the match requirement is difficult to meet.

Laura J. Gordon moved to approve the EHS/HS grant application for 2019-2020 with corrections. Seconded by Bryan Bainbridge. Motion carried.

APPROVAL OF ICDBG GRANT PROPOSAL
Chad Abel requested approval of an Indian Community Development Block Grant (ICDBG) application and Resolution. This funding would support economic development in Red Cliff.

Chris Boyd Moved to approve Resolution 3/19/19E pertaining to the ICDBG Grant Proposal. Seconded by Bryan Bainbridge. Motion carried.

APPROVAL OF FACILITIES MANAGEMENT COST ALLOCATION PLAN FY2019
Presented by Diane Erickson, Health Administrator, this is a necessary document and will accompany the IDC and FM proposal to the BIA. The FM rate for 2019 is proposed at 11.28%.


APPROVAL OF GODFREY KAHN CONFLICT WAIVER
Godfrey Kahn law firm requested a conflict of interest waiver from Red Cliff as they will be representing Xcel Energies in an antitrust case unrelated to the case where they are representing the Tribe. Rules of ethics require them to inform the Tribe of this and seek approval.

Bryan Bainbridge moved to approve to Godfrey Kahn Conflict Waiver. Seconded by Dan Duffy. Motion carried.
APPROVAL OF AUTOMATIC MEMBERSHIP APPLICANTS
Chris Boyd moved to approve the following applicants for automatic enrollment:

**CHILD**
- Kye Jut Randall Newago
- Daphne Rose Berquam
- Waabezih Biidwewidam Altiman
- Lily Mae Gartley
- Juana Quetzalli Montano
- Hayley Elizabeth Bennet

**PARENT**
- Susan R. Newago
- Andrew D. Berquam
- Sarah A. Gordon
- Dakota S. Gartley
- Jasmine H. Montano
- Michael J. Bennet

Seconded by Johanna Wilson. Motion carried.

APPROVAL OF 2019 ELECTION TIMELINES
The timeframes for the 2019 Election were presented as follows:

- **Monday April 1, 2019**: Regular Council Meeting appoint Election Board
- **Wednesday April 3, 2019**: Deadline for candidates for Chairman and Treasurer
- **Monday April 8, 2019**: Certification of candidates for Primary Election will be completed by Tribal Council Poll.
- **Tuesday April 23, 2019**: Posting for Primary Election Officer Candidates.
- **Friday May 3, 2019**: Primary Election.
- **Monday June 17, 2019**: Deadline for At-Large candidates to announce candidacy. (3 seats open)
- **Tuesday June 18, 2019**: Certification of candidates for General Election at Special Council Meeting.
- **Friday June 21, 2019**: Posting of candidates for General Election.
- **Tuesday July 2, 2019**: General Election

Bryan Bainbridge moved to approve the 2019 Election Timeframes. Seconded by Chris Boyd. Motion carried.

APPROVAL OF COUNCIL POLL PERTAINING TO SUBMISSION OF AMERISOURCE BERGEN FOUNDATION GRANT
Laura J. Gordon moved to ratify the Council Poll. Seconded by Johanna Wilson. Motion carried.

OTHER
Nothing in other.

ADJOURN
Laura J. Gordon moved to adjourn at 6:40 p.m. Seconded by Johanna Wilson. Motion carried.
Respectfully Submitted:

Alana Babineau, Recording Secretary

ATTEST:

Laura J. Gordon, Secretary
Red Cliff Tribal Council