

Red Cliff Band of Lake Superior Chippewa Indians

Regular Council Meeting

October 7, 2019

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
Dennis Soulier, Present

Bryan Bainbridge, Excused
Chris Boyd, Excused @ 3:45 p.m.
Nicholas DePerry, Present
Steven Boyd, Present
Marvin Defoe, Present

QUORUM

Others present: Dave Ujke – Tribal Attorney, Pam Calhoun – Planning Department, Amarin Mello – Lands Office, Diane Erickson – Health Division Administrator, Midge Montano – Behavioral Health Department, Gretchen Morris – ICW Director, Gwen Topping – Associate Tribal Judge, Wade Williams – Assistant Tribal Attorney, Nicole Boyd – Tribal Planner, Jamie Goodlet King – ECC, Angie Emrich – ICW Department, Ashley Poch – HR Director, Kurt Schmitt – GM Legendary Waters, Steven Bouley – Chief Tribal Judge, Theron Rutyna – IT Director, Rebecca Benton – FHS Division Administrator and community members.

OPENING CEREMONY

There was no opening ceremony performed.

AGENDA

Nathan Gordon moved approve agenda. Seconded by Nicholas DePerry. Motion carried.

EXECUTIVE SESSION

Nicholas DePerry moved to go into Executive Session at 2:05 p.m. Seconded by Dennis Soulier. Motion carried.

REGULAR SESSION

Nicholas DePerry moved to return to Regular Session at 4:22 p.m. Seconded by Steven Boyd. Motion carried.

OLD BUSINESS

NEW BUSINESS

ENERGY INNOVATION & CARBON DIVIDEND ACT PRESENTATION / RESOLUTION

Asking the Tribe to pass resolution in support of act and recognizes climate change. Proposed bipartisan. On GLIFWC. Stood with Bressette and George Newago, Joe Rose. About future and children. Bill Bussey, part of lobby. UN report that came out last fall, need to cut emissions 45%. Put fee on fossil fuels, take proceeds and each adult gets monthly check, will improve the economy. Supported by 66 house reps. Lots have endorsed the proposal. Thinks Tribal Governments support may get congress to pass. Local towns passed resolutions. Marvin comment: Looking for the House and Senate to support this Bill? Any contact with legislators re: this? What is your timeline. Don't think it will pass with this senate. Go energyinnovationact.org to see all those supports. Has all of them listed on the front page. Was in the Daily Press, recent protest in Ashland re: climate change. 400 marchers but didn't make the front page. Nick: Thanks to their work. HR763. Nathan: edits needed to back page, add "Chippewa federation tribes" as copy to, remove Sean Duffy. A copy will be provided to these ppl. billbussey44@gmail.com. He will also send the link once RC is on website.

Nicholas DePerry moved to approve Resolution **10/7/19A** pertaining to Support the Energy Innovation and Carbon Dividend Act – H.R. 763. Seconded by Marvin Defoe. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO INDIGENOUS PINK DAY

Pink shawls and bringing awareness to breast cancer will be on October 17, 2019

Dennis Soulier moved to approve Resolution **10/7/19B** pertaining to Indigenous Pink Day. Seconded by Steven Boyd. Motion carried.

COMMUNITY COMMENTS AND CONCERNS

Michael Soulier had concerns. Treaty Day celebration. Some People approached him that needed recognition, from Mole Lake. How does one establish historical acknowledgement. Wants to reenactment of Buffalo's journey to DC.

Travis Barningham: The permit process. NPS press release, changed rules/regs. He is now eligible to reapply. One-month app process. He submitted materials, supposed to be on agenda. Was on 1st ES.

Chris Hicks: Chapter 18 Land Lease. Doesn't agree with it. Suggests courtesy letters. Rick: Office is implementing procedures to notify leaseholders of renewals, etc.... work in progress. Working on it.

Basic Budgeting today 5-7 at Elderly Nutrition Site. UW-Extension.

Monster Mash on Saturday October 26, 2019 from 2 to 9 p.m. at Red Cliff Boys and Girls Club. Costumes are required. Any questions please contact Chris Boyd or Paige Moilanen.

Women's Group Tuesdays October 8, 2019, any questions please contact Nora Cadotte.

Meet, Greet and Eat with Dr. Swagger on October 17, 2019 from 12 to 1:00 p.m. at the Red Cliff Outreach site.

Gretchen: trailers/campers added, permit needed. And reason why. NO fee just permits or special permission. Asked for clarification, if trailer/camper on property. Intended to situations where someone camper living while developing land.

APPROVAL OF MINUTES

Marvin Defoe moved to approve the September 2, 2019 minutes with corrections if needed. Seconded by Nathan Gordon. Motion carried.

Steven Boyd moved to approve the September 6, 2019 minutes with corrections if needed. Seconded by Dennis Soulier. Motion carried.

Laura J. Gordon moved to approve the September 17, 2019 with corrections. Seconded by Marvin Defoe. Motion carried.

Seven Boyd moved to approve the September 30, 2019 minutes. Seconded by Nicholas DePerry. Motion carried.

TREASURERS BALANCE SHEET FOR AUGUST 2019

A few points were discussed.

Laura J. Gordon moved to table the August 2019 Balance Sheet until the next meeting. Seconded by Nathan Gordon. Motion carried.

LEASES

Dennis Soulier moved to approve Resolution **10/7/19C** pertaining to Residential Lease Renewal for Elizabeth Gokee located 90560 Blueberry Road will be effective retroactively to March 31, 2019. Seconded by Marvin Defoe. Motion carried.

Nicholas DePerry moved to approve Resolution **10/7/19D** pertaining to New short-term Residential Lease for Charles Babineau located in the Bradum Subdivision Lot 24. Seconded by Nathan Gordon. Motion carried.

Dennis Soulier moved to approve Resolution **10/7/19E** pertaining to New short-term Residential Lease for Guy C. Defoe located in the Bradum Subdivision Lot 43. Seconded by Nicholas DePerry. Motion carried.

APPROVAL TO SUBMIT THE TRIBAL ACCESS PROGRAM APPLICATION/RESOLUTION

Pam C., Judge Boulley, Gwen, Gretchen, TAP to allow background checks. Centralize. Tech assist and machine to do fingerprinting. Links directly with FBI database. New background person would use this, need 2 locked doors. Asking for resolution that accompany app.

Marvin Defoe moved to approve Resolution **10/7/19F** pertaining to the Submission of a grant application to the U.S. DOJ FY 20 Tribal Access Program for National Crime Information. Seconded by Steven Boyd. Motion carried.

APPROVAL OF LAUNCH EVALUATOR - BRAZELTON

Total cost \$120,000. Launch requires eval component. Posted RFP for 3 weeks. Over 100k, needs council approval. One got one proposal. Brazelton \$120k for year one.

Dennis Soulier moved to approve the LAUNCH Evaluator-Brazelton in the amount of 120,000, for one (1) year. Seconded by Marvin Defoe. Discussion: This is a one-year proposal. Motion carried.

APPROVAL OF PRIORITIES FOR THE PURCHASED REFERRED CARE PROGRAM FOR FY20

Carolyn Gouge: October 1st. The managed care team, recommendation made to bring to HB. Open up priorities 1-3. Poll vote from Health Board in favor.

Nicholas DePerry moved to approve the Purchased and Referred Care Medical Dental Priorities for FY20. Seconded by Marvin Defoe. Motion carried.

APPROVAL TO PURCHASE MODULAR HOME FROM RCHA FOR ICW PROGRAM

Gretchen Morris, Angie Emrich and Rebecca Benton. Requesting approval of purchase that exceeds 100k, from RCHA. Dennis: Need to do sealed bid. Maybe waive. Need to start PAC application.

Nathan Gordon moved to Waive the Property and Procurement Bidding Process on the sealed bids and to accept Bid #3 with Red Cliff Housing Authority in the amount of 125,185 for the Modular Home Purchase. Seconded by Nicholas DePerry. 1-Abstention (Steven Boyd). Motion carried.

APPROVAL OF NO CALL/ NO SHOW POLICIES FOR LW

Seth Morris, HR. Attendance & Punctuality Policy. Under violation. Remove NC/NS 5 points, strike 5points. 1st violation (suspension), 2nd (3 day) 3rd (voluntary termination), should just say termination. Doesn't make any sense. Maybe change the term of voluntary termination. Eliminate points all together? Looking to revamp. Blackout dates: 7 listed now, would like to add paydays. Nathan add RC Cultural Days. People call in on Fridays a lot. Nicholas does not agree to have paydays included, believes it mgt issues. Bring back with recommended changes.

APPROVAL OF EMPLOYEE HANDBOOK REVISIONS

Ashley Poch. Audit recommendation. FY18 finding, in re: comp. Needs prior approval. Change, to add note in Microix. Merit/Salary revision: supervision, hr. revision for supervisors. Separation: no policy on this, revision addresses it. Grievance: Personnel selection

Dennis Soulier moved to approve the Employee Handbook Revisions as presented. Seconded by Laura J. Gordon. Motion carried.

CHILD CARE FACILITY UPDATE AND REQUEST

Jamie Goodlet-King, Amarin Mello and Nicole Boyd. Task force members have been meeting since JULY. Applying for construction grant to build facility. Have a long-term plan of having child care with ECC. W&S cannot support new facility. Modular building purchase and will be using. Looking at Marlene Bolderoff site. No room at ECC site. Nathan: acknowledge other members. List them. Lease mortarium was placed on site in past. To move forward to CCDF. Need to secure a site asap. Need resolution to designation site for child care center. Marvin: life station not by ECC. Marvin would prefer it being at ECC. Long term goal. Laura: if the building can be moved down. Nooji needs parking. Not be in the middle of the lot.

Steven Boyd moved to lift the Moratorium on lease site located at 37495 (Marlene Bolderoff Site) on Watertower Road. Seconded by Marvin Defoe. Motion carried.

Steven Boyd moved to approve Resolution **10/7/19G** designating 37495 lease site SW corner of Watertower Road/Blueberry Road for the Child Care Facility.

APPROVAL OF TRIBAL ID CARD DESIGN

Two designs presented.

Nicholas DePerry moved to approve the Tribal ID with the Frog Bay Park on the background. Seconded by Steven Boyd. Motion carried.

APPOINT A TRIBAL LIAISON TO THE 2019-2020 ECC POLICY COUNCIL

Dennis Soulier moved to appoint Nicholas DePerry as the Tribal Liaison to the 2019-2020 ECC Policy Council. 1-Abstension (Nicholas DePerry). Seconded by Laura J. Gordon. Motion carried.

APPROVAL OF CHAPTER 18 LAND LEASE REGULATIONS

Dave: posted and comments received. One comment: Sandy Gokee in support of changes.

Nathan Gordon moved to approve Chapter 18 Land Lease, Section 3 Restrictions. Seconded by Nicholas DePerry. Motion carried.

COUNCIL POLL PERTAINING TO APPROVAL OF CONTRACT TO SOLE SOURCE WITH BIZY DOES IT – GRANT ENDS ON 9/30/19

Nathan Gordon moved to ratify Council Poll. Seconded by Laura J. Gordon. Motion carried.

COUNCIL POLL PERTAINING TO APPROVAL TO SOLE SOURCE WITH SKC TO ORDER SUPPLIES AND MATERIALS BEFORE THE END OF FISCAL YEAR 19

Nicholas DePerry moved to ratify Council Poll. Seconded by Laura J. Gordon. Motion carried.

COUNCIL POLL PERTAINING TO APPROVAL TO SUBMIT THE 2020 DNR RECYCLING GRANT APPLICATION

Dennis Soulier moved to ratify Council Poll. Seconded by Laura J. Gordon. Motion carried.

COUNCIL POLL PERTAINING TO APPROVAL TO SUBMIT THE NAAF GRANT APPLICATION

Steven Boyd moved to ratify Council Poll. Seconded by Dennis Soulier. Motion carried.

COUNCIL POLL PERTAINING TO APPROVAL OF ARMY CORE OF ENGINEERS FUNDING REQUEST AND RELOCATION OF LIFT STATION

Steven Boyd moved to ratify Council Poll. Seconded by Laura J. Gordon. Motion carried.

OTHER

ADJOURN

Nathan Gordon moved to adjourn at 6:20 p.m. Seconded by Laura J. Gordon. Motion carried.

Respectfully Submitted:



Alana Babineau, Recording Secretary

ATTEST:



Laura J. Gordon, Secretary
Red Cliff Tribal Council