

Red Cliff Band of Lake Superior Chippewa Indians

Special Council Meeting

April 21, 2020
2:00 p.m. Red Cliff Community Health Center

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, Present
Chris Boyd, Present
Nicholas DePerry, Present
Steven Boyd, Present
Marvin Defoe, Present

QUORUM

Others present: Dave Ujke – Tribal Attorney, Wade Williams – Assistant Tribal Attorney, Amorin Mello – Lands Office, Charles Bresette – Compliance and community members.

OPENING CEREMONY

Opening Ceremony was performed by Nicholas DePerry, and he asked for a moment of silence for all the Tribal members that had passed recently.

AGENDA

Dennis Soulier moved approve agenda with additions. Seconded by Nicholas DePerry. Motion carried.

EXECUTIVE SESSION

Nicholas DePerry moved to go into Executive Session at 2:10 p.m. Seconded by Bryan Bainbridge. Motion carried.

REGULAR SESSION

Bryan Bainbridge moved to return to Regular Session at 4:35 p.m. Seconded by Nathan Gordon. Motion carried.

ACTION FROM EXECUTIVE SESSION

Laura J. Gordon moved to approve the Legendary Waters Resort & Casino Cash Flow Budget for May 2020 in the amount of 502,800. Seconded by Steven Boyd. Motion carried.

Laura J. Gordon moved to accept the proposed settlement in the Fee Lands Tax Litigation Support appeal over BIA denial of Litigation Support/Attorney Fees funding and authorizing the

Chairman and Tribal Attorney to sign any necessary documents and for Legal will provide a conforming resolution. Seconded by Dennis Soulier. Motion carried.

Laura J. Gordon moved to approve the Storage Project for the Buffalo Bay Store, not to exceed the amount of \$15,000.00. Seconded by Bryan Bainbridge. Discussion: Chris Boyd noted this was a request made by the Red Cliff Business Corporation. Motion carried.

OLD BUSINESS

ACCEPT THE TREASURERS BALANCE SHEET FOR MONTH OF DECEMBER 2019

Nathan Gordon moved to accept the Treasurers balance sheet for the month of December 2019. Seconded by Nicholas DePerry. 1-Abstention (Dennis Soulier). Motion carried.

ACCEPT THE TREASURERS BALANCE SHEET FOR MONTH OF JANUARY 2020

Nathan Gordon moved to accept the Treasurers balance sheet for the month of January 2020. Seconded Chris Boyd. 1-Abstention (Dennis Soulier). Motion carried.

NEW BUSINESS

COMMUNITY COMMENTS AND CONCERNS

Primary Election will be held on May 8th. A notice will be out soon regarding location and processes to be implemented regarding COVID-19.

Chairman Peterson acknowledged Bryan Bainbridge and Donnie Livingston for their generous donation of fish to the community.

APPROVAL OF TREASURERS REPORT FOR MARCH 2020

Treasurer Soulier requested this item be tabled.

Bryan Bainbridge moved to table the Treasurer's Report for March 2020 until the May 4th Regular Council meeting. Seconded by Nicholas DePerry. 1-Abstention (Dennis Soulier) Motion carried.

APPROVAL OF GAMING COMMISSION REPORT

Email received by Chris Livingston. He stated no meeting was held in the past month and there is no report or update at this time.

No action taken.

APPROVAL OF COMPLIANCE REPORT

Charles Bresette stated he has been in contact with Sevenwinds Casino regarding their camera changeover. They may donate their old cameras to Legendary Waters. He has also working on acquiring proposals for the SOPs as well as with WGRA on compliance issues.

Bryan Bainbridge moved to accept the Compliance Report. Seconded by Nicholas DePerry. Motion carried.

LEASES

Bryan Bainbridge moved to approve Resolution **4/21/20A** pertaining to short-term residential lease renewal for Mary J. Babineau, Toni J. Polfus, Brett J. Defoe and Kellie E. Grosel, located at 88815 Blueberry Road. This will be effective July 9, 2020. Seconded by Dennis Soulier. Motion carried.

Steven Boyd moved to approve Resolution **4/21/20B** pertaining to a new short-term residential lease for Shyenne Gordon and Jaykob Newago, located at 33670 Blueberry Road. Seconded by Chris Boyd. 2-Abstentions (Nathan Gordon and Dennis Soulier). Motion carried.

Laura J. Gordon moved to approve Resolution **4/21/20C** pertaining to authorizing the transfer of long-term residential lease from Lisa Bissell to Ashly A. Gurnoe, located 94200 Little Sand Bay Road. The lease transfer will take effect on April 21, 2020. Seconded by Nicholas DePerry. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO SUBMISSION OF GRANT APPLICATION TO DOJ

Dennis Soulier moved to approve Resolution **4/21/20D** pertaining to submission of a grant application to the U.S. DOJ OVC FY20 Enhancing Community Responses to America's Addiction Crisis: Serving our Youngest Victims of Crime. Seconded by Steven Boyd. Discussion: Accounting Department needs to sign off on the Grant Application Approval Form. Motion carried.

Rebecca Benton will send a complete application and coversheet to Council, as some questions were raised regarding the budget.

APPROVAL OF DHS FEMA TRIBAL HOMELAND SECURITY GRANT PROGRAM (THSGP)

Bryan Bainbridge moved to approve to submit the grant application for DHS FEMA Tribal Homeland Security Grant Program (THSGP). Seconded by Nicholas DePerry. Discussion: Accounting Department needs to sign off on the Grant Application Approval Form. Motion carried.

APPROVAL OF FY20 THPO NPS GRANT SUBMISSION

The application is for the annual funding for the THPO Department in the amount of \$68,062.

Dennis Soulier moved to approve and authorize the submission of the grant application. Seconded by Nathan Gordon. 1-Abstention (Marvin Defoe) Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO LCO/VOIGHT STIPULATION AMENDMENTS

Bryan Bainbridge moved to approve Resolution 4/21/20E pertaining to Ratify, Implement, and Enact Off-Reservation Conservation code amendments for the Lac Courte Oreilles V. Wisconsin Case. Seconded by Chris Boyd. Motion carried.

APPROVAL TO POST CHAPTER 20 HISTORIC PRESERVATION

Nathan Gordon moved approve the posting of Chapter 20. Seconded by Nicholas DePerry. Discussion: Marvin Defoe acknowledged work of the Legal Department, Edwina Buffalo-Reyes and the late Larry Balber on this project. 1-Abstention (Marvin Defoe) Motion carried.

APPROVAL TO POST CHAPTER 37 LAND USE

Bryan Bainbridge moved to approve the posting of Chapter 37 Land Use. Seconded by Nicholas DePerry. Discussion: it was mentioned that the language will change from Land Use to Zoning Code. Motion carried.

ACCEPT RESIGNATION FROM MERCIE GORDON FROM THE RCCHA BOARD/AND TO REPOST

Nathan Gordon moved to accept the resignation from Mercie Gordon and to repost out to the community. Seconded by Nicholas DePerry. Discussion: a thank you letter will be sent to Mercie for her services. 1-Abstention (Steven Boyd). Motion carried.

RATIFY COUNCIL POLL PERTAINING TO SUBMIT PAYCHECK PROTECTION PLAN (PPP) APPLICATION THAT INCLUDES 2 PROGRAMS UNDER THE TRIBES TAX ID: CLINIC 3RD PARTY AND WATER & SEWER

Bryan Bainbridge moved to ratify poll vote. Seconded by Dennis Soulier. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO APPROVING THE CERTIFICATION OF CANDIDATES FOR 2020 PRIMARY ELECTIONS

Tribal Vice-Chair Candidates:

- | | |
|----------------------|----------------------|
| 1. Nathan W. Gordon | 2. Mercie A. Gordon |
| 3. Steven L. Boyd | 4. Joseph D. Montano |
| 5. Christopher Hicks | |

Tribal Secretary Candidates:

- | | |
|--------------------|-------------------|
| 1. Laura J. Gordon | 2. Troy D. Gordon |
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Dennis Soulier moved to ratify the Council poll. Seconded by Bryan Bainbridge. 3-Abstentions (Nathan Gordon, Steven Boyd and Laura J. Gordon). Motion carried.

OTHER

APPROVAL OF LWRC SECURITY SOPs FOR LEGENDARY WATERS

Dennis Soulier moved to approve the Security SOPs for Legendary Waters Resort and Casino. Seconded by Laura J. Gordon. Motion carried.

APPROVAL OF LWRC DROP AND COUNT SOPs

Bryan Bainbridge moved to approve the Drop and Count SOPs for Legendary Waters Resort and Casino. Seconded by Nathan Gordon. Motion carried.

APPROVAL OF LETTER PERTAINING TO CORONAVIRUS RELIEF FUNDS

Steven Boyd moved to approve the letter call to Tribal Nation action Challenging ANC's Inclusion. Seconded by Dennis Soulier. Motion carried.

ADJOURN

Nicholas DePerry moved to adjourn at 5:15 p.m. Seconded by Dennis Soulier. Motion carried.

Respectfully Submitted:


Alana Babineau, Recording Secretary

ATTEST:


Laura J. Gordon, Secretary
Red Cliff Tribal Council