

Red Cliff Band of Lake Superior Chippewa Indians

Regular Council Meeting

January 6, 2020

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 @ 4:10 p.m.
Nicholas DePerry, Present
Steven Boyd, Present
Marvin Defoe, Present

QUORUM

Others present: Dave Ujke – Tribal Attorney, Wade Williams – Assistant Tribal Attorney, Tish Keahna – Child Support Attorney, Seth Morris – Legendary Waters, Amarin Mello – Lands Office, Lorna Gamble – CCS Program, Gabriel VanBergen – TNR Division, Kurt Schmitt – Legendary Waters and community members.

OPENING CEREMONY

Opening Ceremony was performed by Richard LaFerner.

AGENDA

Chris Boyd moved approve agenda to Add "Ratify Council Poll Pertaining to the Census Mini Grant Submission and to waive the FM and IDC". Seconded by Nicholas DePerry. Motion carried.

EXECUTIVE SESSION

Nicholas DePerry moved to go into Executive Session at 2:02 p.m. Seconded by Dennis Soulier. Motion carried.

REGULAR SESSION

Laura J. Gordon moved to return to Regular Session at 4:30 p.m. Seconded by Nathan Gordon. Motion carried.

ACTION FROM EXECUTIVE SESSION

Laura J. Gordon moved to move forward with the Nelson Construction submitted bid in the amount of \$397,630.00 as discussed in Executive Session. Seconded by Marvin Defoe. Motion carried.

Laura J. Gordon moved to approve amendments to the employee contract as discussed in Executive Session. Seconded by Nicholas DePerry. Motion carried.

OLD BUSINESS

APPROVAL OF GAMING COMMISSION REPORT (TABLED ON 12/17/19)

No Commission members present.

Nicholas DePerry moved to Table the Gaming Commission report. Seconded by Laura J. Gordon. Motion carried.

NEW BUSINESS

COMMUNITY COMMENTS AND CONCERNS

Marvin Defoe asked for a moment in silence to pay respects to the families of Lawrence Gordon and Carolyn Maunu.

LCO College – Red Cliff Outreach site will begin offering GED classes on January 21st.

This year's Legendary Pow Wow hosted by Legendary Waters is set for January 25-26.

The AODA Reduction Team is sponsoring a logo contest. Those interested may contact Sonia Reyes-Buffalo for more information.

APPROVAL OF MINUTES

Nathan Gordon moved to approve the December 2, 2019 minutes with corrections if needed. Seconded by Nicholas DePerry. Motion carried.

Steven Boyd moved to approve the December 17, 2019 minutes with corrections if needed. Seconded by Nathan Gordon. Motion carried.

Nicholas DePerry moved to approve the December 26, 2019 minutes with corrections if needed. Seconded by Steven Boyd. Motion carried.

APPROVAL OF GAMING COMMISSION REPORT (TABLED ON 12/17/19)

Chris Livingston arrived at 4:35 p.m.

Nicholas DePerry moved to rescind his previous motion to table the report. Laura J. Gordon concurs.

Chris stated he has not received the completed minutes for the December meeting from the recording secretary. There has been some delay in getting the audio to her in time for her to complete these in a timely manner, along with other issues. Dennis Soulier suggested that the recording secretary stipend be held until the minutes are submitted.

He touched on a few other points that he had recalled from last commission the meeting. The cornhole tournament may be cancelled due to lack of interest, only one team has signed up. Financials and some personnel issues were also discussed.

Dennis Soulier moved to accept the Gaming Commission report for December 2019. Seconded by Steven Boyd. Motion carried.

ACCEPT TREASURERS NOVEMBER 2019 BALANCE SHEET

As reasons discussed in Executive Session, Treasurer Soulier asked that the November 2019 Balance sheet be tabled and also stated the balance sheets for September, October and November will be presented at the January 21st Special Council meeting.

Marvin Defoe moved to Table the Treasurers November 2019 Balance Sheet. Seconded by Steven Boyd. 1-Abstention (Dennis Soulier). Motion carried.

APPROVAL OF ATTENDANCE POLICY FOR LEGENDARY WATERS

Seth Morris and GM Kurt Schmitt presented the proposed changes. All edits suggested by the Council were included with an additional change to page 7-10. Dennis Soulier asked that "consecutive" be added to page 7-9 Job Abandonment section.

Laura J. Gordon moved to approve the proposed and new changes to the document. Seconded by Nathan Gordon. Motion carried.

APPROVAL OF CONDUCT AND RULES POLICY FOR LEGENDARY WATERS

Proposed addition to the Team Member Handbook titled "Recording Policy" was presented. This addition is in response to a recent incident where an employee had recorded a meeting with their cell phone without the knowledge of those present. This policy will clarify to employees that this is prohibited. Kurt added that this is ethical, reasonable and intended to protect the privacy of team members. Nicholas DePerry did not agree that this be added and should be covered under the confidentiality policy. Dennis Soulier suggested added "written approval".

Nicholas DePerry moved to deny the request. No second, motion dies.

Nathan Gordon moved to approve the proposed addition "Recording Policy" with the addition that written prior approval be gained prior any audio recording. Seconded by Laura J. Gordon. 2-Abstention (Dennis Soulier & Nicholas DePerry) Motion carried.

APPROVAL OF BIA FY20 PROPOSALS

Four proposals were presented:

1. Natural Resources Surveying
2. Japanese Knotweed Management
3. Hatchery Maintenance

4. Assessing Waabizheshi (marten) and Ma'lingan (wolf) use of Red Cliff Reservation and Ceded Territory lands.

Dennis Soulier moved to approve the four proposals as presented. Seconded by Marvin Defoe. Motion carried.

APPROVAL TO RENEW THE STATE OF WI. /BAYFIELD CO. /RED CLIFF TRIBE MOU ADDENDUM

Tish Keahna, Child Support Attorney presented the materials and requested approval of an MOU Addendum to the State of Wisconsin Bureau of Child Support and the Red Cliff Tribe and renewal of the State of Wisconsin Bureau of Child Support, Bayfield County and Red Cliff Tribe MOU pertaining to discretionary case transfers.

The addendum presented will require the child support program to conduct background checks using Field Print.

Laura J. Gordon noted that names will need to be updated on the renewed MOU.

Nathan Gordon moved approve both items with changes and authorize the Chairman to sign off on both documents electronically. Seconded by Laura J. Gordon. Motion carried.

APPOINT LORNA GAMBLE TO THE BAYFIELD COUNTY CCS ADVISORY TEAM

Dennis Soulier moved to appoint Lorna Gamble to the Bayfield County CCS advisory team. Seconded by Nathan Gordon. Motion carried.

APPROVAL OF PROPOSED CODE CHANGES TO RCCL SECTION 55.1.6 FLOODPLAIN MAPS FOR POSTING

Amorin Mello presented updates to 55.1.6. he noted the existing map in the code did not reflect all current areas. When posting he will include both the old and new version of the map.

Nicholas DePerry moved approve and post for public comment. Seconded by Nathan Gordon. Motion carried.

ACCEPT RESIGNATION FROM JOSH GORDON FROM THE GAMING COMMISSION AND TO REPOST

Nicholas DePerry moved accept the resignation. Seconded by Steven Boyd. Discussion: Dennis Soulier asked that a letter be sent to Mr. Gordon thanking him for his service on the Commission. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO CHAPTER 7 COMMERCIAL FISHING REGULATIONS

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

RATIFY COUNCIL POLL PERTAINING TO THE CENSUS MINI GRANT SUBMISSION AND TO WAIVE THE FM AND IDC

Marvin Defoe moved ratify the Council Poll. Seconded by Dennis Soulier. Motion carried.

OTHER

ADJOURN

Nathan Gordon moved to adjourn at 5:22 p.m. Seconded by Nicholas DePerry. Motion carried.

Respectfully Submitted:


Alana Babineau, Recording Secretary

ATTEST:


Laura J. Gordon, Secretary
Red Cliff Tribal Council