

Red Cliff Band of Lake Superior Chippewa Indians

Special Council Meeting

January 21, 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, Present
Chris Boyd, Excused @ 5:20 p.m.
Nicholas DePerry, Present
Steven Boyd, Present
Marvin Defoe, Present

QUORUM

Others present: Dave Ujke – Tribal Attorney, Amarin Mello – Lands Office, Kurt Schmidt – GM Legendary Waters, Seth Morris – HR Legendary Waters, Diane Erickson – Health Division, Wade Williams – Legal Department, Paige Moilanen, Collin Ludwig – Tribal Youth Advocate, Charles Bresette – Compliance, Max Paap – Legendary Waters, Joe Defoe – Planning Department, Nicole Boyd – Planning Department and community members.

OPENING CEREMONY

Opening ceremony performed by Richard LaFerner.

AGENDA

Added two items after Other: 1.) Approval of FHS Boys & Girls Club of Gitchigami grant application to the Duluth Superior Area Community Foundation and 2.) Approval of Red Cliff Community Health Center grant application to Duluth Superior Area Community Foundation

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

EXECUTIVE SESSION

Dennis Soulier moved to go into Executive Session at 2:08 p.m. Seconded by Bryan Bainbridge. Motion carried.

REGULAR SESSION

Steven Boyd moved to return to Regular Session at 4:30 p.m. Seconded by Nicholas DePerry. Motion carried.

OLD BUSINESS

APPROVAL OF BALANCE SHEET FOR SEPTEMBER 2019 (TABLED ON 11/4/19)

Bryan Bainbridge moved to approve the Balance Sheet for September 2019. Seconded by Marvin Defoe. Motion carried.

NEW BUSINESS

RED CLIFF HISTORY DOCUMENTS PRESENTED TO TRIBE

James Pete presented documents he found in storage that belonged to his late mother. Found were meeting minutes from the Gichee Gumee Club of Red Cliff, a women's group that existed between 1942 through 1978. The records covered meetings held from 1942 through approximately 1968. He asked that these be archived and shared with the community. He presented the documents to Marvin Defoe, Council member and THPO Director. Chairman Peterson expressed his appreciation to Mr. Pete.

COMMUNITY COMMENTS AND CONCERNS

4th Annual Legendary Pow Wow will be held on January 25 & 26, 2020, at Legendary Waters Resort & Casino.

Sliding into recovery and wellness at Mt. Valhalla on January 28, 2020 from 9:30 to 3:00 p.m. some food will be provided. If there are any questions you can call Sonia or Sarah at Nooji Center.

ECC Storytelling Night on Wednesday January 29, 2020 from 5:00 to 7:00 p.m. at the Red Cliff Elderly Site. A light dinner will be provided.

APPROVAL OF TREASURERS REPORT FOR DECEMBER 2019

Due to the late receipt of the Treasurer's report, Council members stated more time was needed to review. Laura J. Gordon reminded all Division Administrators to ensure comments are entered in a timely manner.

Nicholas DePerry moved to table the report and add this item to the Tribal Council Retreat agenda on 1/31/2020. Seconded by Nathan Gordon. 1-Abstention (Dennis Soulier) Motion carried.

APPROVAL OF FEBRUARY 2020 LEGENDARY WATERS CASH FLOW BUDGET

Total cash needed \$494,400.00. Dennis Soulier indicated LW has a past due balance owed to the Tribe for workman's comp insurance in the amount of \$27,200. He asked that this amount be added to the total budget for February.

Dennis Soulier moved to approve the cash flow budget with the addition of \$27,200. Seconded by Marvin Defoe. Motion carried.

APPROVAL OF GAMING COMMISSION REPORT

Chris Livingston was not present. Charles Bresette stated there wasn't a meeting held this month due to lack of quorum. It was also noted the Commission has one current vacancy.

Bryan Bainbridge moved to table the report. Seconded by Nicholas DePerry. Motion carried.

APPROVAL OF COMPLIANCE REPORT FOR DECEMBER 2019

Charles Bresette presented his written report. Midwest Professionals is currently behind schedule in completion of the audit. The State granted an extension, but LW was notified by NIGC that an extension will not be allowed and the deadline for completion is January 28th. Some work was done this month on camera repairs and one termination made on an employee not using the appropriate team entrance. Charles will also send a Save the Date to Laura Gordon for the WGRA Conference in Green Bay.

Nicholas DePerry moved approve the report. Seconded by Laura J. Gordon. Motion carried.

APPROVAL OF ATTENDANCE POLICY FOR LW

Proposed change to the section describing Excused absence and Unexcused absences. Seth Morris stated LW Management team is recommending the required advance notice be changed to 4 hours instead of 1 hour, due to the difficulty in finding a replacement in such short of time. It was discussed that not all departments require a replacement or need 4 hours' notice in order to fill shifts. Council asked that the notice requirement be broken down by department or position and present at 1st meeting in February.

Chris Boyd moved to Table the Attendance Policy for Legendary Waters Casino and to bring back at the 1st meeting in February 2020. Seconded by Nicholas DePerry. Motion carried.

LEASES

Bryan Bainbridge moved to approve Resolution **1/21/20A** pertaining to a Short-term Residential Lease Renewal for Dean W. Cadotte located at 37240 North Bradum Road, lease will be effective to begin July 9, 2020. Seconded by Nicholas DePerry. Motion carried.

Mark A. Gokee, Sandra M. Gokee and Alex V. Gokee requested a short-term residential lease renewal of lease site located at 37775 Pageant Road. If approved, the new short-term lease will be effective retroactively to November 10, 2019.

Council members asked what the applicants plan was for the lease site and if they will be residing there. Amorin stated he did not have any written statement from the applicants on their intentions other than the application.

Nicholas DePerry moved table this item and require the applicants to provide a written statement relating plans for the lease. Seconded by Chris Boyd. Motion carried.

Allen J. Kraus requested a short-term residential lease renewal for the lease located at 37945 Bishop Loop. If approved, the new short-term lease will be effective retroactively to September 2, 2014.

Council had the same questions as the previous lease renewal request.

Chris Boyd moved table this item and require the applicant to provide a written statement relating plans for the lease. Seconded by Nathan Gordon. Motion carried.

Bryan Bainbridge moved to approve Resolution **1/21/20B** pertaining to a Short-term Residential Lease Renewal for Sandra LaGrew and Timothy LaGrew located on 37805 Bishop Loop, lease will be effective retroactively to November 4, 2019. Seconded by Nicholas DePerry. Motion carried.

RED CLIFF TOURISM ASSESSMENT PRESENTATION

Nicole Boyd and members of the tourism team presented the final report from the recent tourism assessment conducted. The assessment was a joint project between the Wisconsin Department of Tourism, Bureau of Industry and the Red Cliff Tourism team. The report will be available to view on the tribal website.

INDIAN COMMUNITY DEVELOPMENT BLOCK GRANT (ICDBG) APPLICATION/RESOLUTION

The ICDBG application will be requesting funds for a new Police Station. The application is due on February 3rd, 2020. PowerPoint slides were shown of the potential design and layout of the building, which is planned to be located at 37100 Highway 13.

Steven Boyd moved to approve Resolution **1/21/20C** in support of the ICDBG grant application. Seconded by Dennis Soulier. Motion carried.

DEPARTMENT OF ENERGY GRANT SOLAR PROJECT

Nicole Boyd and Noah Saperstein presented information on an application being worked on to the Department of Energy. Planning along with TNR, Accounting and Health Center staff have connected with SunVest and the company had developed several solar options for Red Cliff based on energy data. One option discussed was Community-Scale Solar in which panels will be installed near the Health Center. Marvin Defoe asked that other options be explored and stated that the Tribe already has small land base. Panels being installed at this location may also limit future farming area. Council was in support of the team moving forward and exploring all options. The complete application be presented at the February 3rd meeting for review and approval.

APPROVAL TO AUTHORIZE ADDITIONAL FUNDING FOR GODFREY KAHN FOR BAYFIELD CO. ZONING LAWSUIT

This item was moved to Executive Session.

APPROVAL OF AMERICAN INDIAN VETERANS SERVICE GRANT CY20 FOR SUBMISSION

Ashley Poch, Tribal Veterans Service Officer (TVSO) requested approval to submit an application to the Wisconsin Department of Veterans Affairs for funding in the amount of \$15,000. The grant will help to extend and strengthen service and resources for Tribal Veterans.

Dennis Soulier moved approve the application for submission. Seconded by Nathan Gordon. Motion carried.

APPOINT KYLE CADOTTE AND NICOLE GURNOE TO THE BAYFIELD CO. CRIMINAL JUSTICE COMMITTEE (CJC)

Steven Boyd moved appoint Kyle Cadotte and Nicole Gurnoe to the CJC. Seconded by Nathan Gordon. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO PURCHASE OF FLIGHT PUMP INSTALLATION AND CHAIRMAN'S SIGNATURE

Bryan Bainbridge moved to Ratify Council Poll. Seconded by Nicholas DePerry. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO APPROVING TITLE III (GWAAR) FY20 BUDGET FOR SUBMISSION

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

OTHER

APPROVAL TO SUBMIT GRANT TO DULUTH SUPERIOR AREA COMMUNITY FOUNDATION FOR NATIVE BOYS & GIRLS CLUB GATHERING

Paige Moilanen, Boys and Girls Club Director presented the application to the Duluth Superior Area Community Foundation – Anishinaabe Fund requesting an amount of \$10,000. If awarded, this will help in funding a youth Pow-Wow on May 1-3, 2020.

Bryan Bainbridge moved approve the application for submission. Seconded by Nathan Gordon. Motion carried.

APPROVAL TO SUBMIT GRANT TO DULUTH SUPERIOR ARE COMMUNITY FOUNDATION FOR ARTFUL HEALING NATURES PATH TO WELLNESS

Cassie McCrow, Noojimo'iwewin Project Director presented the application to the Duluth Superior Area Community Foundation – Apostle Islands Area Community Fund/Miskwaabikaang Fund requesting an amount of \$3,478.00. If awarded, this will fund the "Noojimo'iwewin Artful Healing: Natures Path to Wellness" Project, an overnight recovery-focused retreat on Madeline Island for Noojimo'iwewin participants and staff.

Steven Boyd moved approve the application for submission. Seconded by Laura J. Gordon. Motion carried.

EXECUTIVE SESSION

Nathan Gordon moved to go into Executive Session at 6:40 p.m. Seconded by Bryan Bainbridge. Motion carried.

REGULAR SESSION

Dennis Soulier moved to return to Regular Session at 8:48 p.m. Seconded by Marvin Defoe. Motion carried.

ACTION FROM EXECUTIVE SESSION

Laura J. Gordon moved to authorize the Chairman or Vice Chairman to sign off on the offer that was proposed in Executive Session. Seconded by Dennis Soulier. Motion carried.

Laura J. Gordon moved to use up to \$50,000 out of the Settlement funds to pay Godfrey and Kahn for their services with the Bayfield County Zoning Lawsuit. Seconded by Nicholas DePerry. Motion carried.

Laura J. Gordon moved to remove the individual from the Family/Human Services Advisory Board on Performance related issues. Seconded by Steven Boyd. 2-Abstentions (Bryan Bainbridge and Dennis Soulier). Motion carried.

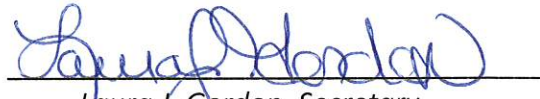
ADJOURN

Dennis Soulier moved to adjourn at 8:50 p.m. Seconded by Nicholas DePerry. Motion carried.

Respectfully Submitted:


Alana Babineau, Recording Secretary

ATTEST:


Laura J. Gordon, Secretary
Red Cliff Tribal Council