

Red Cliff Band of Lake Superior Chippewa Indians

Regular Council Meeting

December 7, 2020

2:00 p.m. Legendary Waters Buffalo Bay Ballroom

Vice Chairman Nathan Gordon called the meeting to order at 2:05 p.m.

ROLL CALL:

Richard Peterson, Present (WebEx)

Nathan Gordon, Present

Laura J. Gordon, Present

Dennis Soulier, Present

Bryan Bainbridge, Present @ 3:50 p.m.

Chris Boyd, Present

Nicholas DePerry, Present

Steven Boyd, Present

Marvin DeFoe, Present

QUORUM

Others present: Dave Ujke, Tribal Attorney, Wade Williams, Assistant Attorney, Diane Erickson, Health Administrator, Division Administrators and Community Members.

OPENING CEREMONY

Opening Ceremony was performed by Mark Gokee (Virtual).

AGENDA

Steven Boyd moved to approve agenda. Seconded by Nicholas DePerry. Motion carried.

EXECUTIVE SESSION

Chris Boyd moved to go into Executive Session at 2:09 p.m. Seconded by Dennis Soulier. Motion carried.

REGULAR SESSION

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

ACTION FROM EXECUTIVE SESSION

Laura J. Gordon moved to approve to purchase Christmas Hams in the amount of 8,500, to be paid out of the First Nations Development Institute fund. Seconded by Dennis Soulier. Motion carried.

OLD BUSINESS

APPROVAL OF CHAPTER 39 DISORDERLY CONDUCT ADDITION OF 39.6.4 (TABLED ON 10/5/20)

No comments were received. Changes made were related to Chapter 60 – Emergency Declarations. Attorney Ujke also drafted a Resolution pertaining to the changes to this chapter.

Chris Boyd moved to approve Resolution **12/7/20A** pertaining to Chapter 39 - General Ordinances. Chapter 39, Section 39 Disorderly Conduct, is hereby amended to include Sections 39.6.4 and 39.6.5 which shall become effective immediately. Seconded by Nicholas DePerry. Motion carried.

APPROVAL OF TREASURERS REPORT FOR OCTOBER 2020 (TABLED 11/17/20)

A few points were discussed. Marvin Defoe acknowledged the ending of the Brighter Futures Initiative (BFI) program funding. He suggested that additional funding be sought to keep the program going until they reapply for the grant in August 2021. Rebecca Benton will look into this.

Bryan Bainbridge moved to accept the Treasurer’s Report for October 2020. Seconded by Chris Boyd. 1-Abstention (Dennis Soulier) Motion carried

NEW BUSINESS

COMMUNITY COMMENTS & CONCERNS

Red Cliff Kids Christmas Event 2020 will be on December 18th and 19th, 2020 from 9 a.m. to 5 p.m. at Legendary Waters Resort and Casino Parking Lot. Gift pick up will be a drive-up event. If you have any questions, please call the Tribal Office.

Legendary Waters has a deliver service for takeout meals, lunch time will be Monday thru Friday 11 a.m. to 1 p.m., Sunday thru Thursday will be from 3 p.m. to 8 p.m. and Friday and Saturday will be from 3 p.m. to 9 p.m.

Chairman Peterson announced that gift vouchers for Andy’s IGA or Petersons Foods are available for Tribal veterans.

MINUTES

Nathan Gordon moved to approve November 2, 2020, November 5, 2020, November 6, 2020 and November 17, 2020 meeting minutes with corrections if needed. Seconded by Nicholas DePerry. Motion carried.

ACCEPT TREASURERS BALANCE SHEET FOR OCTOBER 2020

Steven Boyd moved to accept the Treasurer’s Balance Sheet for October 2020. Seconded by Nathan Gordon. 1-Abstention (Dennis Soulier) Motion carried.

APPROVAL OF GLITC (VRNA) MOU

This Memorandum of Understanding is between Great Lakes Inter-Tribal Council, Inc./Vocational Rehabilitation for Native Americans (VRNA) program and the Red Cliff Band of

Lake Superior Chippewa Tribe/Mishomis House. This agreement This MOU shall be in effect for five years upon signature of both parties. The purpose of the agreement is to express a shared commitment to improve the quality of services provided by both organizations for their shared clients.

Nathan Gordon moved to approve the MOU as presented. Seconded by Dennis Soulier. 2-Abstentions (Bryan Bainbridge & Laura J. Gordon) Motion carried.

LEASES

Marvin DeFoe moved to approve Resolution **12/7/20B** pertaining to the modification of Short-Term Residential Lease No. 4352005291222 located at 37460 Water Tower Rd – Raymond H. Defoe, Jr. (lessee) to remove Nelson VanderVenter (deceased). Seconded by Steven Boyd. 1-Abstention (Chris Boyd) Motion carried

Shyenne Gordon, a tribal member, and Jaykob Newago, a non-member, requested special permission and waiver of Section 18.6.2, RCCL in order to develop their property at their pending lease site located at 33670 Blueberry Road after execution of a lease authorized by the Tribal Council but before BIA approval and issuance of the final lease documents.

Chris Boyd moved to approve the Special Permission request. Seconded by Bryan Bainbridge. 2-Abstentions (Nathan Gordon & Dennis Soulier) Motion carried

APPROVAL OF SERVICES LINE AGREEMENTS

Steven Boyd moved to approve the Service Line agreements for the following projects:

1. Northern States Power Company — Wisconsin (Xcel Energy Inc.) to provide natural gas service to the site of Buffalo Bay Store at 37360 State Highway 13. Xcel will be upgrading their natural gas service meter on an existing service line at the site.
2. Northern States Power Company — Wisconsin (Xcel Energy Inc.) to provide natural gas service to the site of Red Cliff Fish Hatchery at 36420 State Highway 13. Xcel will be upgrading their natural gas service meter on an existing service line at the site.
3. Northern States Power Company — Wisconsin (Xcel Energy Inc.) to extend electricity service to the site of Red Cliff Child Care Facility at 37495 Water Tower Road. The proposed Service Line is to be located from Water Tower Road to the Child Care Facility.
4. Northern States Power Company — Wisconsin (Xcel Energy Inc.) to extend natural gas service to the site of Red Cliff Child Care Facility at 37495 Water Tower Road. The proposed Service Line is to be located from Water Tower Road to the Child Care Facility.
5. Northern States Power Company — Wisconsin (Xcel Energy Inc.) to extend natural gas service to the site of Red Cliff Early Childhood Center (ECC) at 89830 Tiny Tot Drive. The proposed Service Line is to be located from New Housing Road to the ECC, replacing an existing natural gas service line from Pageant Road to the ECC.

Seconded by Dennis Soulier. Motion carried.

APPROVAL OF EXTENSION LETTER TO WISCONSIN AND NIGC

Charles Bresette requested approval of a letter to be sent to NIGC requested an extension for the submission of the Audit Report, Financial Statements and the MICS for the fiscal year ending September 30, 2020. The extension is needed due to issues related to the pandemic and that the auditors, Midwest Professionals, LLC are unable to schedule the audit until January 2021.

Chris Boyd noted the dates in the letter needed to be corrected.

Dennis Soulier moved to approve the letter with corrections. Seconded by Bryan Bainbridge. Motion carried.

APPROVAL OF LW COVID-19 POLICY

No LW staff were present.

Chris Boyd moved to table this item until the December 22, 2020 Special Council Meeting. Seconded by Nicholas DePerry. Motion carried.

APPROVAL OF FUNERAL DONATION POLICY

Nicholas DePerry moved to approve the Funeral Donation policy. Seconded by Dennis Soulier. Discussion: Laura J. Gordon noted the policy states the family needs to submit the request, she asked for clarification how this should be submitted and to whom. Jeanne will add language to identify who will accept these requests. Motion carried.

APPOINT ONE (1) MEMBER TO THE GAMING COMMISSION / APPOINT THE CHAIRMAN / REPOST FOR ONE (1)

Mike Babineau declined and did not want to continue serving on the commission.

Steven Boyd moved to appoint Chris Livingston to the Gaming Commission and as the Gaming Commission Chairman and to repost for one more member. Seconded by Chris Boyd. Motion carried.

APPROVAL AND ADOPTION OF TNR 2020-2030 COMPREHENSIVE PLAN

Gabrielle Vanbergen and Chase Meierotto presented the final plan. Questions were asked pertaining to community input and future changes to the document. Chase stated the document can be amended but most of the main goals will remain the same. It also added that it was difficult to get feedback this year as the Division had planned a large event that was cancelled due to COVID-19 but were able to get surveys out and information on the website.

Steven Boyd moved to approve and adopt the TNR 2020-2030 Comprehensive Plan this will also be considered a living document and subject to change. Seconded by Bryan Bainbridge. Motion carried.

APPROVAL OF LCO/VOIGHT STIPULATION AMENDMENTS & MODEL CODE/RESOLUTION

Laura J. Gordon moved to approve Resolution 12/7/20C pertaining to the LCO/Voight Stipulation Amendments and Model Code. Seconded by Chris Boyd. Motion carried.

APPROVAL OF AUTOMATIC MEMBERSHIP APPLICANTS

Nathan Gordon moved to approve the Automatic Membership Applicants:

CHILD(REN)

1. Amadeus Eli Oshki-Migizi Tengue
2. Finnley Otis Lineham
3. Alicia Marie Westlund
4. Samantha Diamond Singleton
5. Beau James Quam
6. Leia Nicole Tennies
7. Dondi Jarod Haugen
8. Vinna Aleesia Hyde
9. Charlie Lynn Jeffords
10. Brayden Lee Manley
11. Cameron Grace Minor
12. Elijah Robert Nabozny
13. Anthony Michael Zweber
14. Ashton Michael LaGrew
15. Jonah Cage Evans
16. Stella Sloane Berger
17. Kiahna Mae Gregg
18. Grayson Davis Peterson

PARENT(S)

- Inge L. Peterson
- Lilly R. Duffy
- Cody W. Westlund
- Josi Montano
- Chase R. Quam
- Heather N. Lauren
- Hunter K. Joyce-Nemmers
- Andrea L. Peterson/Ethan T. Hyde
- Donald J. Jeffords Jr.
- Marella D. Reil
- Amanda L. Cameron
- Trevor J. Nabozny
- Veronica J. Newago
- Trevor M. LaGrew
- Sarah E. Breyfogle
- Sydney T. Lawler
- Ashley M. Cieluch
- David C.E. Peterson

Seconded by Laura J. Gordon. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO APPROVING BIG & SMALL BOAT LICENSES TO INCLUDE REQUIREMENT THAT ALL FINES NEED TO BE PAID IN FULL

Laura J. Gordon moved ratify the Council poll. Seconded by Steven Boyd. 1-Abstention (Bryan Bainbridge). Discussion: Dennis Soulier did approve this by email. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO THE APPROVAL OF THE FY21 TRIBAL/COUNTY AGREEMENT

Nathan Gordon moved to ratify the Council poll. Seconded by Chris Boyd. Discussion: Dennis Soulier did approve this by email. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO WAIVING THE P&P POLICY ON WALMART GIFT CARDS TO USE FOR SUPPORTING HOUSEHOLDS THAT ARE IN QUARANTINE/ISOLATION

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

RATIFY COUNCIL POLL PERTAINING TO THE APPROVAL OF THE SLA WITH XCEL FOR ELECTRICITY/NATURAL GAS FOR LEANNE CHARETTE

Bryan Bainbridge moved to ratify the Council poll. Seconded by Nicholas DePerry. Motion carried.

OTHER

Nicholas DePerry requested to go into Executive Session to discuss a personnel/HR update.

EXECUTIVE SESSION

Nicholas DePerry moved to go into Executive Session at 5:55 p.m. Seconded by Bryan Bainbridge. Motion carried.

REGULAR SESSION

Chris Boyd moved to return to Regular Session at 5:58 p.m. Seconded by Nicholas DePerry. Motion carried.

ADJOURN

Nathan Gordon moved to adjourn at 5:59 p.m. Seconded by Bryan Bainbridge. Motion carried.

Respectfully Submitted:



Alana Babineau, Recording Secretary

ATTEST:



Laura J. Gordon, Secretary
Red Cliff Tribal Council