

Red Cliff Band of Lake Superior Chippewa Indians

Regular Council Meeting

April 6, 2020

3:00 p.m. Red Cliff Community Health Center

Chairman Richard Peterson called the meeting to order at 3:00 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, Excused

Steven Boyd, Present

Marvin DeFoe, Present

QUORUM

Others present: Dave Ujke – Tribal Attorney, Wade Williams – Assistant Tribal Attorney, Kurt Schmidt – Legendary Waters.

OPENING CEREMONY

Opening Ceremony was performed by all Council.

AGENDA

Laura J Gordon moved to approve agenda with additions. Seconded by Chris Boyd. Motion carried.

EXECUTIVE SESSION

Nathan Gordon moved to go into Executive Session at 3:12 p.m. Seconded by Dennis Soulier. Motion carried.

REGULAR SESSION

Bryan Bainbridge moved to return to Regular Session at 4:30 p.m. Seconded by Dennis Soulier. Motion carried.

ACTION FROM EXECUTIVE SESSION

Laura J. Gordon moved that Red Cliff will not harvest Mille Lacs Lake Spring Season 2020. Seconded by Steven Boyd.

Bryan Bainbridge moved to waive the posting policies and hire someone as an LTE for the Creel Clerk position. Seconded by Dennis Soulier.

OLD BUSINESS

APPROVAL OF TREASURERS REPORT FROM FEBRUARY 2020 (TABLED ON 3.17.20)

Laura J. Gordon moved to approve the Treasurers Report for the month of February 2020. Seconded by Bryan Bainbridge. Discussion: Laura J. Gordon had questions regarding the report and will send her questions to Treasurer Dennis Soulier. 1-Abstention (Dennis Soulier). Motion carried.

NEW BUSINESS

COMMUNITY COMMENTS AND CONCERNS

Laura J. Gordon Announced the Primary Election Is Friday, May 8th and the Polling Place Is Not Determined yet. Laura will inform everyone when it is set.

The deadline to declare your candidacy is April 8th at 6:00 p.m.

Spring cleanup will be May 18-23, 2020. Any questions call, 715-779-3650.

If you are interested in Traditional Medicines, contact Angie Emrich, ICW, at 715-779-3747.

The ECC and the Health Center are collecting donations for community members in need. For more information, contact Amanda Peterson-Teschner at 715-779-3707 ext. 2235 or Jonia Gordon at 71-779-5030 ext. 2521

APPROVAL OF MINUTES

Steven Boyd moved to approve all minutes; March 2, 2020, March 13, 2020, March 17, 2020, March 18, 2020, March 19, 2020 and March 31, 2020 minutes with corrections if needed. Seconded by Dennis Soulier. Motion carried.

ACCEPT TREASURERS BALANCE SHEET FOR FEBRUARY 2020

Chris Boyd moved to Table the Treasurers Balance Sheet for February 2020. Seconded by Bryan Bainbridge. 1-Abstention (Dennis Soulier). Motion carried.

APPROVAL OF EMERGENCY PAID LEAVE ADDITION TO POLICY

Ashly Poch presented a FMLA Leave expansion and Emergency Paid Sick Leave Policy (Coronavirus). To comply with the Families First Coronavirus Response Act and to assist employees affected by the COVID-19 outbreak with job-protected leave and emergency paid sick leave. This policy will be in effect from April 1, 2020 until December 31, 2020. Our existing FMLA leave policy still applies to all other reasons for leave outside of this policy.

Bryan Bainbridge moved to add to the current policy Emergency Paid Leave while in effect April 1, 2020 until December 31, 2020. After December 31, 2020 the policy will be stricken from the Employee Handbook. Seconded by Nathan Gordon. Motion carried.

APPROVAL OF CELL PHONE POLICY

Theron Rutyna presented a cell phone policy for the purpose of cell phone acquisition and usage. The policy is to provide guidelines for the use of all Tribally issued cell phones. This policy will be applicable to all Tribal employees possessing a Tribally issued cell phone utilized for conducting Tribe business.

Steven Boyd moved to approve the Cell Phone Policy. Seconded by Dennis Soulier. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO TRIBAL OFFICIALS AUTHORIZED TO CONDUCT BUSINESS WITH US DEPT. OF INTERIOR (OST)

Steven Boyd moved to approve Resolution 4/6/20A pertaining to the Designation of Tribal Officials to conduct Official Tribal business with the United States Department of Interior, Office of the Special Trustee for American Indians (OST). Seconded by Dennis Soulier. Motion carried.

APPROVAL TO UPDATE RED CLIFF'S FINANCIAL POLICIES MANUAL

Mike Christiansen asking for approval to update the Financial Policies Manual to change the CFO title to Finance Manager, updated the procurement thresholds and have Appendix F (organization Chart) updated.

Nathan Gordon moved to approve the Updates to the Red Cliff Financial Policies Manual. Seconded by Bryan Bainbridge. Motion carried.

APPROVAL TO AWARD BID FOR FY21 IDC PREPARATIONS

Mike Christiansen received 4 proposals for the (INDIRECT COST) IDC preparations. The committee is recommending MGT Group with all their experience with IDC.

Chris Boyd moved to approve the recommendation of MGT Consulting Group in the amount of \$13,650.00 for the FY21 IDC Preparations. Seconded by Marvin Defoe. Motion carried.

APPROVAL OF BID AWARD FOR FISHING PROCESSING PLANT CONSTRUCTION

Chad Abel presented The Council 2 Bids for The Fish Processing Plant. They were sealed Bids and opened with Procurement.

Bryan Bainbridge moved to accept the bid from Arnie Mackey Construction in the amount \$444,975.00 for the Fish Plant Construction. Seconded by Steven Boyd. Motion carried.

APPROVAL OF BID AWARD FOR CHILD CARE FACILITY

Property and Procurement received 4 sealed bids for the Child Care Facility.

Bryan Bainbridge moved to table the Bid Award for the Child Care Facility until the next Council meeting. Seconded by Marvin Defoe. Discussion: The recommended bid was in the amount of 618,341. The approved budget for this project was \$500,000 so the balance would be

\$118,341.00. This will give Nicole Boyd a chance to find out on where the balance will be coming from. Motion carried.

APPROVAL OF MOA BETWEEN WIS/DOT AND RED CLIFF TRIBE

Marvin Defoe, THPO Director presented the Council with a MOA with WIS/DOT and the Tribe for project ID: 8357-01-72/73/74 (Old County Trunk Highway K, Little Sand Bay Road). The total amount of this contract will not exceed \$15,000. For the term of this agreement beginning May 1, 2020 and ending July 31, 2020.

Bryan Bainbridge moved to approve the MOA with WIS/DOT and the Tribe for project ID: 8357-01-72/73/74 (Old County Trunk Highway K, Little Sand Bay Road). The total amount of this contract will not exceed \$15,000. For the term of this agreement beginning May 1, 2020 and ending July 31, 2020. Seconded by Chris Boyd. Motion carried.

APPROVAL OF CHAPTER 34 WATER AND SEWER

Shelly Gordon presented the Council with Chapter 34 changes Sections 34.7, 34.12.4, 34.12.7, 34.13.2, and 34.17. was posted and comments were not received.

Laura J. Gordon moved to approve the changes to Chapter 34, Water & Sewer Utilities. Seconded by Bryan Bainbridge. Motion carried.

APPROVAL OF BE-18-K45 WWTP IMPROVEMENT/COPA -INCREASE AMOUNT

Bryan Bainbridge moved to approve BE-18-K45 WWTP improvement/COPA increased in the amount of \$45,237.00 and the total project increase of \$629,011.32. Seconded by Steven Boyd. Motion carried.

APPROVAL TO POST CHAPTER 58 RED CLIFF PROBATE CODE

Dennis Soulier moved to repost Chapter 58 Red Cliff Probate Code. Seconded by Nathan Gordon. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO STAY AT HOME ORDER

Steven Boyd moved to approve Resolution **4/6/20B** pertaining to Directing Red Cliff Reservation Residents to Stay at Home. Discussion: to include the letter in the back also when it goes out to the Community. Seconded by Chris Boyd. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO (2) TRIBAL MEMBERS REQUEST FOR RELINQUISHMENT

Nathan Gordon moved to approve Resolution **4/6/20C** pertaining to (2) Tribal Members request for Relinquishment. Antoinett Margaret Dickerson, DOB 6.11.1969, Enrollment #435A006527 and Landon Anthony Manitowabi, DOB 12.20.1997, Enrollment #435A006581. Seconded by Bryan Bainbridge. Motion carried.

APPOINT ELECTION BOARD

Bryan Bainbridge moved to approve the Election Board applicants. Seconded by Nathan Gordon. Discussion: Applicant are Shauneah Gordon, Edwina Buffalo-Reyes, Cindy L. Garrity, Jennifer Defoe and Tanya Wachsmuth. Motion carried.

Dennis Soulier moved to approve Cindy L. Garrity as the Chairwomen for the Election Board Committee. Seconded by Bryan Bainbridge. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO SUBMISSION OF THE PAYCHECK PROTECTION PROGRAM FOR LWRC

Dennis Soulier moved to ratify Council Poll pertaining to submission of the Paycheck Protection Program for LWRC. Seconded by Chris Boyd. Motion carried.

OTHER

APPROVAL OF LWRC CAGE'S SOP'S

Bryan Bainbridge moved to approve the Cage's SOP's (Policies and Procedures) for Legendary Waters Resort and Casino. Seconded by Laura J. Gordon. Motion carried.

EXECUTIVE SESSION

Dennis Soulier moved to go into Executive Session at 6:00 p.m. Seconded by Steven Boyd. Motion carried.

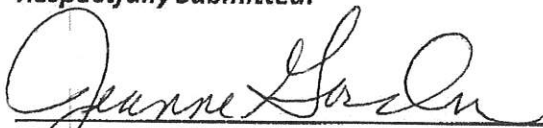
REGULAR SESSION

Nathan Gordon moved to return to Regular Session at 6:10 p.m. Seconded by Chris Boyd. Motion carried.

ADJOURN

Steven Boyd moved to adjourn at 6:10 p.m. Seconded by Bryan Bainbridge. Motion carried.

Respectfully Submitted:


Jeanne Gordon, Recording Secretary

ATTEST:


Laura J. Gordon, Secretary
Red Cliff Tribal Council