

Red Cliff Band of Lake Superior Chippewa Indians

Regular Council Meeting

August 3, 2020

1:30 p.m. Legendary Waters Buffalo Bay Grand Ballroom

Chairman Richard Peterson called the meeting to order at 1:30 p.m.

ROLL CALL:

Richard Peterson, Present
Nathan Gordon, Present
Laura J. Gordon, Present
Dennis Soulier, Present

Bryan Bainbridge, Present @ 2:10 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, Chad Abel, TNR Administrator, Amarin Mello, Land Office and Community Members.

OPENING CEREMONY

Opening Ceremony was performed by Nicholas DePerry.

AGENDA

Added Treasurer's Balance Sheet for May 2020 to Old Business.
Added Approval of Sole Source request for Red Cliff Cemetery Excavation Project to Other.

Steven Boyd moved to approve agenda with additions. Seconded by Chris Boyd. Motion carried.

EXECUTIVE SESSION

Dennis Soulier moved to go into Executive Session at 1:32 p.m. Seconded by Nicholas DePerry. Motion carried.

REGULAR SESSION

Bryan Bainbridge moved to return to Regular Session at 4:42 p.m. Seconded by Steven Boyd. Motion carried.

ACTION FROM EXECUTIVE SESSION

Laura J. Gordon moved to approve the Special Accommodation request from Dustin A. Deragon as discussed in executive session. Seconded by Marvin DeFoe. 1-Abstention (Nicholas DePerry). Motion carried.

Laura J. Gordon moved to move forward with the recommendation as discussed in Executive Session and to direct HR to negotiate terms with the individual. Seconded by Dennis Soulier. Discussion: Motion carried.

Laura J. Gordon moved to approve a 30-day extension on the Tribal Administration Liaison (TAL) position through the month of August. Seconded by Nicholas DePerry. Motion carried.

OLD BUSINESS

ACCEPT TREASURERS BALANCE SHEET FOR MAY 2020

Bryan Bainbridge moved to accept the Balance Sheet for May 2020. Seconded by Nathan Gordon. 1-Abstention (Dennis Soulier). Motion carried.

NEW BUSINESS

RECOGNITION OF CHAD ABEL AND CARMEN VANDER VENTER

Words of appreciation for two long-term employees of the Tribe. Chad Abel, TNR Administrator and Carmen VanderVenter, Compliance Officer are leaving their positions. Council members spoke of their many contributions to the Tribe.

RED CLIFF TRIBAL SCHOLARSHIP AWARDS

Victoria Kahite and Dusty LaFernier were selected at this year's scholarship recipients. Victoria plans to attend UW-Madison to major in Political Science and Dusty will attend WITC welding program.

COMMUNITY COMMENTS AND CONCERNS

Carolyn Gouge had various questions regarding the CARES Act funding, how it is being used, amount received and reporting requirements. Council members stated they recently had a community forum discussing many of these questions and plan to host another forum in the near future.

APPROVAL OF MINUTES

Nathan Gordon moved to approve the July 1, 2020, July 9, 2020, July 15, 2020, July 23, 2020, July 30, 2020, and July 31, 2020 minutes with corrections if needed. Seconded by Nicholas DePerry. 1-Abstention (Laura J. Gordon). Motion carried.

ACCEPT TREASURERS BALANCE SHEET FOR JUNE 2020

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

HEAD START STATE SUPPLEMENTAL GRANT APPLICATION

Jennifer Leask was on WebEx to present this report.

Dennis Soulier moved to approve the Head Start State Supplemental grant application. Seconded by Bryan Bainbridge. Motion carried.

APPROVAL OF LIGHTHOUSE POWER GENERATOR PROJECT

Robert Powless and Shelly Gordon were there to present.

Bryan Bainbridge moved to approve Lighthouse Power Systems in the amount of 229,050.00 for five (5) generators and to also waive the Property and Procurement policy on sealed bids and to Sole Source. Seconded by Laura J. Gordon. Motion carried.

APPROVAL OF BID FROM MCCABE CONSTRUCTION FOR ASPHALT PARKING LOT PROJECT

Bryan Bainbridge moved to approve McCabe Construction in the amount of 160,521.00 for the Asphalt parking lot project and to also waive the Property and Procurement policy on Sole Sourcing. Seconded by Chris Boyd. Discussion: to have Shelly send the Tribal Secretary and Ashley Peterson, Property and Procurement department a memo on both proposals. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO ACQUISITION AND PROTECTION OF LANDS NEAR FROG BAY

The TNR Division requested approval of the proposed resolution to accept GLRI funds to purchase 220 acres and incorporate the parcel into the Frog Bay Conservation Management Area.

Bryan Bainbridge moved to approve Resolution **8/3/20A** pertaining to Acquisition and Protection of Lands near Frog Bay. Seconded by Dennis Soulier. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO ACQUISITION AND PROTECTION OF THE ATWOOD SHORELINE PROPERTY

The TNR Division requested approval of the proposed resolution to accept GLRI funds to purchase 42 acres to transfer the parcel to Trust through the fee-to-trust process with BIA upon purchase.

Steven Boyd moved to approve Resolution **8/3/20B** pertaining to Acquisition and Protection of the Atwood Shoreline Property. Seconded by Chris Boyd. Motion carried.

APPROVAL OF CHAPTER 7 – COMMERCIAL FISHING REGULATIONS

The revised Chapter was posted 30 days and no comments were received.

Laura J. Gordon moved approve Chapter 7 Commercial Fishing Regulations. Seconded by Marvin Defoe. Discussion on whether a conforming resolution is needing to keep track of amendments. Motion carried.

Motion rescinded after further discussion.

Marvin DeFoe moved to approve a conforming Resolution **8/3/20C** pertaining to Chapter 7 Commercial Fishing Regulations. Seconded by Steven Boyd. 1-Abstention (Bryan Bainbridge). Discussion; Dave Ujke will draft up the resolution and forward it on to the Tribal Secretary for signature. Motion carried.

LEASES

The Red Cliff Chippewa Housing Authority (RCCHA) submitted twenty-two (22) lease actions. Bryan Bainbridge stated he believed Council took action in the past to increase annual rent fees from \$50 to \$100 for RCCHA. Amarin Mello was unaware of this and will look into it.

Nicholas DePerry moved table the 22 lease action requests from RCCHA. Seconded by Chris Boyd. Motion carried.

Chris Boyd moved table the remaining lease action request for Michael and Ashley Poch. Seconded by Bryan Bainbridge. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO RANDY SOULIER’S CONTRACT

Bryan Bainbridge moved to ratify the Council Poll. Seconded by Laura J. Gordon. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO SOLE SOURCING WITH RAY DEPERRY

Bryan Bainbridge moved to ratify the Council. Seconded by Nathan Gordon. Motion carried.

OTHER

APPROVAL TO SOLE SOURCE WITH LULICH IMPLEMENT

Dennis Soulier moved to approve to waive the Property and Procurement policy to Sole Source with Lulich Implement for a Kubota Excavator w/Rubber Tracks, Cab in the amount of 56,691.83. Seconded by Nicholas DePerry. Discussion: an additional 31,538.01 will be allocated from the CARES Act funding. Motion carried.

ADJOURN

Nicholas DePerry moved to adjourn at 6:08 p.m. Seconded by Chris Boyd. Motion carried.

Respectfully Submitted:

ATTEST:

Alana Babineau, Recording Secretary



*Laura J. Gordon, Secretary
Red Cliff Tribal Council*