

Red Cliff Band of Lake Superior Chippewa Indians

Special Council Meeting

January 19, 2021

2:00 p.m. Legendary Waters Buffalo Bay 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

Nicholas DePerry, Excused

Steven Boyd, Present

Marvin DeFoe, Present

QUORUM

Others present: Dave Ujke – Tribal Attorney, Wade Williams – Asst. Tribal Attorney, Gwendolyn Topping – Associate Judge, Chase Meierotto – TNR, Chris Livingston – Gaming Commission, Charles Bresette – Compliance and Amorin Mello – Lands Office and community members.

OPENING CEREMONY

Councilman Marvin DeFoe asked Council to take a moment to send some energy for those who have COVID and those who had COVID. Think good thoughts for our children on what they are faced with. Good thoughts for other tribal members and tribes who are also having a rough time.

AGENDA

Dennis Soulier moved to approve agenda as amended. Seconded by Nathan Gordon. Motion carried.

EXECUTIVE SESSION

Bryan Bainbridge moved to go into Executive Session at 2:05 p.m. Seconded by Marvin DeFoe. Motion carried.

REGULAR SESSION

Dennis Soulier moved to return to Regular Session at 4:35 p.m. Seconded by Nathan Gordon. Motion carried.

ACTION FROM EXECUTIVE SESSION

Laura J. Gordon moved to approve Legendary Waters Resort & Casino Cash Flow Budget for February 2021 in the amount of \$520,777. Seconded by Dennis Soulier. Motion carried.

COMMUNITY COMMENTS AND ANNOUNCEMENTS

Carolyn Gouge asked that the Tribal Council to inform the community on a recent incident in which a Legendary Waters employee was pulled over, late at night, by an individual impersonating a police officer.

Tamara Deragon spoke of her struggles in finding home health care for her husband. She has researched and contacted area programs and has not found the help needed. She explained the difficulty of caring for a loved one, finding transportation to medical appointments and working fulltime. Chairman Peterson asked that Tamara contact him directly this week to discuss their situation and explore possible solutions.

Food Box giveaway will be held on Thursday, January 21st at the Boys and Girls Club. There are a total of 300 boxes available.

The Red Cliff Behavioral Health Department will host its second "Artful Healing" virtual community painting event on January 25 at 5:30 PM. Community members are invited to join the live group to connect with your community, laugh, chat, and paint away stress amidst the COVID-19 pandemic. To RSVP please call Makayla at 715-779-3741 ext. 2408.

APPROVAL OF TREASURERS REPORT FOR NOVEMBER 2020

A few points were discussed.

Bryan Bainbridge moved to accept the Treasurer's Report for December 2020. Seconded by Laura J. Gordon. 1-Abstention (Dennis Soulier) Motion carried.

COLLABORATIVE EFFORTS OF THE COURTS

Judge Anderson and Associate Tribal Judge Gwendolyn Topping shared with the Tribal Council and community the ongoing cooperative efforts between the Bayfield Circuit Court and Red Cliff Tribal Court. For several years the circuit court held hearings in Red Cliff every six week, but this continued after the State e-filing requirement. Currently the Circuit and Tribal courts hold hearings virtually. Judge Anderson stated he hoped to continue hearings in this manner as this has been a convenient and effective way for many individuals to attend hearings since it eliminates the need for childcare, transportation, etc.... He also mentioned the Tribal State Judge forum that created the 801.54 years ago which provides a process for discretionary post-judgement case transfer to Tribal court. Through this process, approximately 110 child support & paternity cases have transferred to the Red Cliff Tribal court.

Marvin Defoe moved to support the continued collaborative efforts of the Bayfield County Circuit and Red Cliff Tribal Courts. Seconded by Dennis Soulier. Motion carried.

APPROVAL OF GAMING COMMISSION REPORT

Chris Livingston presented the December 2020 report. He stated 4 to 5 Department SOPs are nearly complete and will go through the approval process. One commissioner seat remains vacant.

Bryan Bainbridge moved to approve the Gaming Commission report. Seconded by Nathan Gordon. Motion carried.

APPROVAL OF THE COMPLAINT REPORT

Charles Bresette stated he communicated with Rob from NIGC last month regarding the Fingerprinting checklist and procedures. He noted the casino had 32 findings from the most recent audit, which was a decrease of 5 from the previous year. He assured that once the SOPs are in place, 25 of these findings will be resolved. Laura J. Gordon asked for an estimated date when the remaining SOPs will be complete. Charles stated he was not sure on a date but hoped by the Spring of this year.

Steven Boyd moved to approve the Compliance Report for December 2020. Seconded by Marvin DeFoe. Motion carried.

APPROVAL OF RED CLIFF EDUCATION HIGHER EDUCATION & JOB TRAINING POLICY

Revisions were made to section #3, #8 and #12 of the policy.

Nathan Gordon moved to approve the presented changes. Seconded by Laura J. Gordon. Motion carried.

APPROVAL OF RED CLIFF EDUCATION JOB PLACEMENT POLICY/RESOLUTION

Revision includes the addition to the eligibility criteria "(e) You completed a Statement of Need and have indicated a need for assistance through the Job Placement Program."

Marvin DeFoe moved to approve Resolution **1/19/21A** pertaining to the Red Cliff Education Job Placement Program's new policies. Seconded by Steven Boyd. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO RED CLIFF EDUCATION COLLABORATION IN GEOPATH WITH UW WHITEWATER/EARTH PARTNERSHIP PROJECT

Laura J. Gordon moved to approve Resolution **1/19/21B** pertaining to Red Cliff Education Collaboration in GEOPATH with UW Whitewater/Earth Partnership Project. Seconded by Steven Boyd. Motion carried.

APPROVAL TO SUBMIT THE NATIVE CONNECTIONS PROPOSAL TO SAMHSA, CENTERS FOR MENTAL HEALTH SERVICES, AND SUBSTANCE ABUSE PREVENTION

The goal of the proposed program is to prevent suicide and substance misuse, reduce the impact of trauma, and promote mental health among AI/AN youth through the age of 24 years. Total funds requested is \$250,000 per year for 5 years.

Nathan Gordon moved to approve the submission of the Native connections grant proposal. Seconded by Dennis Soulier. Motion carried.

APPROVAL TO SUBMIT AN AMERICAN INDIAN VETERANS SERVICE GRANT CY21 APPLICATION

Bryan Bainbridge moved to approve the submission of the American Indian Veteran's Service grant CY21 application. Seconded by Nathan Gordon. Motion carried.

APPROVAL TO SUBMIT AN OFFICE ON VIOLENCE AGAINST WOMEN-JUSTICE FOR FAMILIES GRANT APPLICATION/RESOLUTION

The Family Violence Prevention Department requested approval to apply for grant opportunity O-OVW-2021-30001, due January 25th, 2021. It will be a 3-year project from October 1, 2021-September 30th, 2024. The maximum allowed funding request is \$650,000 and there is no cost-sharing requirement. The grant will fund two full time positions that are scheduled to end Sept 2021 as well as training costs, FM and IDC.

Dennis Soulier moved to approve Resolution **1/19/21C** pertaining to the submission of the Office on Violence Against Women-Justice for Families grant application. Seconded by Bryan Bainbridge. Motion carried.

APPROVAL TO SUBMIT AN WI PUBLIC SERVICE COMMISSION ENERGY INNOVATION GRANT

The Planning Department requested approval to apply for the PSC's Energy Innovation Grant Program (EIGP). With the assistance of SolarCBI, a consultant based out of Bayfield, we would be submitting a project proposal for a solar energy project at the ECC including roof-mounted photovoltaic (PV) grids, a battery storage system, educational opportunities for the community, and training for interested staff/community members. Total funds requested is \$175,000 to \$200,000.

Bryan Bainbridge moved to approve the application submission. Seconded by Steven Boyd. Motion carried.

APPROVAL OF FTA TRAMS RECERTIFICATION/RESOLUTION

Bryan Bainbridge moved to approve Resolution **1/19/21D** pertaining to the filing of application with the Federal Transit Administration, an Operating Administration of the United States Department of Transportation for Federal Transportation Assistance authorized by 49 U.S.C Chapter 53, Title 23 United States Code, and other Federal Statutes Administered by the Federal Transit Administration. Seconded by Dennis Soulier. Motion carried.

APPROVAL OF CONTRACT AMENDMENT OF THE FARM BUILDING WITH BLACK WOLF CONSTRUCTION

This amendment includes shifting the final completion date back, installing a gas line to the new building, and framing in a pass-through window to the kitchen. These additional expenses will be covered by TNR's Ag 3rd party account.

Marvin Defoe moved to approve the contract amendment with Black Wolf Construction. Seconded by Steven Boyd. Motion carried.

**RATIFY COUNCIL POLL PERTAINING TO APPROVING TNR TO SUBMIT FOR A FISH HATCHERY
MAINTENANCE GRANT IN THE AMOUNT OF \$22,500 FOR 2021**

Dennis Soulier moved to Ratify. Seconded by Nathan Gordon. Motion carried.

OTHER

ADJOURN

Nathan Gordon moved to adjourn at 6:06 p.m. Seconded by Bryan Bainbridge. Motion carried.

Respectfully Submitted:


Alana Babineau, Recording Secretary

ATTEST:


Laura J. Gordon, Secretary
Red Cliff Tribal Council