

Red Cliff Band of Lake Superior Chippewas

REGULAR COUNCIL MEETING

Monday, October 03, 2022

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

Chairman Boyd called the meeting to order at 2:00 p.m.

ROLL CALL:

Christopher Boyd, Present

Richard Peterson, Present

Nora Cadotte, Excused

Stephanie Defoe-Haskins, Present (Webex)

Nicholas DePerry, Present

Steven Boyd, Present

Butch Bresette, Present

Scott Babineau, Present

Ernie Grooms, Present

QUORUM

Others present: Dave Ujke – Tribal Attorney, Diane Erickson – Health Division, Andrew Edwards – TNR Division, Ian Harding – TNR Division, Amarin Mello – Lands Office, Shauneah Gordon – Public Works, Lamont Larkin – Public Works, Jared Blanche (via Webex) – Education Department, Kathy Barri – Education Department, Katy Cutler – Education Department, Alissa Stutte – RC Farm, Jennifer Leask – ECC, Jeff Benton – Planning Department, and community members.

OPENING CEREMONY

Opening ceremony performed by Scott Babineau.

AGENDA

Nicholas DePerry moved to approve the amended agenda. Seconded by Butch Bresette. Motion carried.

EXECUTIVE SESSION

Steven Boyd moved to go into Executive Session. Seconded by Rick Peterson. Motion carried.

REGULAR SESSION

Richard Peterson moved to return to Regular Session at 4:30 p.m. Seconded by Scott Babineau. Motion carried.

ACTION FROM EXECUTIVE SESSION

Nora Cadotte moved to approve Resolution of Rehabilitation **10/3/22A** for the individual discussed in Executive Session. Seconded by Richard Peterson. Motion carried.

Nora Cadotte moved to approve the FY23 Facilities Management budget and FY23 Facilities Management Allocation Plan. Seconded by Butch Bresette. 1-Abstention (Ernie Grooms) Motion carried.

Scott Babineau moved to allocate 1.5 million and begin negotiations to purchase the Bayfield Golf Course. Seconded by Nicholas DePerry. 3-opposed (Steven Boyd, Nora Cadotte, and Butch Bresette) 3-abstentions (Richard Peterson, Ernie Grooms, and Stephanie Defoe-Haskins). Motion dies.

NEW BUSINESS

COMMUNITY COMMENTS & ANNOUNCEMENTS

Joseph Montano voiced his concerns regarding some of the Tribe's employment policies relating to terminations and lateral transfers. He did not agree how long-term employees who laterally transfer is then considered as probationary employees subject to unappealable termination. A better solution may be to allow them the opportunity to transfer since they have shown dedication to the Tribe. He added that more effort should be made to retain staff considering the high turnover and long list of open positions for the Tribe.

Joseph also asked that the Boys and Girls Club change their hours to better meet the needs of families. The Club currently closes at 6:00 p.m. on weekdays and is closed on weekends. He also added that it would be helpful to parents if the Club utilized their vans to provide kids transportation.

Richard Peterson announced that the VFW will be resuming their Burger Night fundraisers starting October 20, 2022, from 4:30 p.m. to 7:00 p.m. Those interested may call 715-779-9711 to place an order.

MINUTES

Butch Bresette moved to table the minutes for September 5, 2022, and September 20, 2022. Seconded by Richard Peterson. 1-Abstention (Nora Cadotte) Motion carried.

APPROVAL OF THE TREASURER'S BALANCE SHEET FOR AUGUST 2022

Treasurer Defoe-Haskins requested to table this item due to the accounting department being busy with end of the fiscal year closeouts.

Nora Cadotte moved to table the Balance Sheet for August 2022. Seconded by Butch Bresette. Discussion: Richard Peterson added that this should be prepared in time for the October 18, 2022, Special Tribal Council meeting. 1-Abstention (Stephanie Defoe-Haskins) Motion carried.

APPROVAL OF UW-MADISON CONTRACT AMOUNT AND VENDOR PAYMENT

In February 2022, Tribal Council approved a BIA-GLRI grant proposal for a cooperative bear research project with the UW-Madison. These funds were awarded, and the budget includes a sub-award payment to UW-Madison in the amount of \$145,781. Due to the amount of this payment (greater than \$100,000), Tribal Council approval is required per Property and Procurement policy.

Nora Cadotte moved to approve the vendor payment of \$145,781 to UW-Madison. Seconded by Stephanie Defoe-Haskins. 1-Abstention (Nicholas DePerry) Discussion: This is regarding the collaborative bear research project. Motion carried.

APPROVAL OF GREAT LAKES FISHERY COMMISSION COMMITTEE APPOINTMENTS

Butch Bresette moved to appoint Richard Peterson to the Council of Great Lakes Fishery Agencies, Andy Edwards to the Lake Superior Committee/Council of Lake Committees, Mark Duffy to the Law Enforcement Committee, Andy Edward to the Great Lakes Health Committee, and Ian Harding to the Lake Superior Technical Committee. Seconded by Ernie Grooms. 2-Abstentions (Richard Peterson and Nicholas DePerry) Motion carried.

APPROVAL OF FARM AID GRANT SUBMISSION AND UPDATE ON POLL BARN PROJECT

The Red Cliff Farm and TNR Division requested approval to apply to the Farm Aid's 2022 Grant Program. Total funding requested is \$9,802 to support eight CSA shares for tribal elders and implementation of a sliding scale contribution model for 15 additional CSA shares.

Richard Peterson moved to approve the submission of the grant application. Seconded by Nora Cadotte. Motion carried.

Funding for a new poll barn at the farm was received but the existing cabin needs to be removed or disposed of. Andy Edwards stated the Fire Department had planned to burn the cabin. Ernie Grooms highly disagreed with this due to the gas and electrical lines. It was also discussed that the fiber will also need to be moved to maintain internet connection. Andy will communicate with IT and FM to explore options of removal of the cabin and fiber line.

APPROVAL OF RESOLUTION PERTAINING TO SPECIAL DIABETES PROGRAM GRANT

Nicholas DePerry moved to approve Resolution **10/3/22B** pertaining to Indian Health Services, Special Diabetes Program for Indians Cooperative Agreement. Seconded by Butch Bresette. Motion carried.

APPROVAL FOR DISPOSAL OF TNR VESSEL

Ian Harding requested Council advisement on what the TNR Division should do with the inoperable TNR vessel that has been dry docked for quite some time. It was discussed this could be put up for auction. Richard Peterson asked that there be a significant minimum bid, the Tribe spent a lot on repairs. Council asked that staff research or get an appraisal to determine an appropriate minimum bid. This item will be brought back for discussion the first meeting in November.

APPROVAL OF POLICY COUNCIL BY-LAWS

Changes were made to sections pertaining to membership requirements, training, and member removal. These changes were reviewed and approved by the Policy Council.

Nora Cadotte moved to approve the changes to the Policy Council By-Laws. Seconded by Butch Bresette. Motion carried.

APPROVAL OF FISH COMPANY DONATION AND INFORMATION

The Education Department made a request for a fish donation from the Red Cliff Fish Company for an upcoming TLAM event. It was determined that Tribal Council approval was not necessary for the fish donation request. No action taken.

Kathy Barri introduced Katy Cutler, a new employee of the department and invited the Tribal Council to the TLAM Reunion Dinner on October 21, 2022, at Legendary Waters.

APPROVAL OF CHANGE ORDER #1 & #2 FOR BE-19-K57

Nicholas DePerry moved to change order #1 increasing the cost by \$12,008 and #2 for BE-19-K57 increasing the cost by \$9,300. Seconded by Nora Cadotte. 1-Abstention (Ernie Grooms) Motion carried.

APPROVAL OF CHANGE ORDER #2 FOR BE-17-K19

Nicholas DePerry moved to approve change order #2 for BE-17-K19 increasing the cost by \$4,962.00. Seconded by Richard Peterson. 1-Abstention (Ernie Grooms) Motion carried.

APPROVAL OF CONTRACTOR RECOMMENTION FOR ARCHITECTURAL AND ENGINEERING SERVICES (A&E) FOR THE BUILD PROJECT

Four proposals were received for A & E services for the Red Cliff Transportation Facility. The project team would like to move forward with the contractor Architecture Advantage.

Butch Bresette moved to accept the proposal from Architecture Advantage, pending legal review of the contract. Seconded by Stephanie Defoe-Haskins. Motion carried.

FUNDING REQUEST FOR FROG BAY ROAD RECONSTRUCTION

Jeff Benton provided a proposed budget for a project to improve Frog Bay Road. The total estimated cost of the project is \$396,340.00 and grant funds from the Wisconsin Department of Administration, Division of Intergovernmental Relations would covering \$180,600.00. He requested that the Tribal Council authorize \$215,740 of ARPA funds to cover the remainder of the project costs. Council members questioned this project and voiced that other roads on the reservation should be given priority.

Nicholas DePerry moved to table this item for further discussion and Mr. Benton is directed to seek other sources of funding for this project. Seconded by Richard Peterson. Motion carried.

APPROVAL OF LEASE RENEWAL FOR VERONICA WILCOX

Richard Peterson moved to approve Resolution **10/3/22C** pertaining to the application from Veronica Wilcox for a short-term residential lease renewal for site located at 37400 Pike Road. Seconded by Nora Cadotte. Motion carried.

APPROVAL OF SERVICE LINE AGREEMENTS FOR NATURAL GAS (8 TOTAL)

Nora Cadotte moved to approve the eight service line agreements for the Red Cliff Housing Authority for sites located at 90480 Moccasin Road, 90400 Moccasin Road, 90340 Moccasin Road, 37000 Daley Road, 90475 Acorn Road, 90415 Acorn Road, 37140 Water Tower Road, and 36668 Daley Road. Seconded by Richard Peterson. Motion carried.

SCHEDULING OF TRIBAL COUNCIL RETREAT DISCUSSION

Tentative date for the next Tribal Council Retreat is October 14th and 15th, 2022.

OTHER

No other business.


ADJOURN

Butch Bresette moved to adjourn at 5:47 p.m. Seconded by Stephanie Defoe-Haskins. Motion carried.

Respectfully Submitted:


Alana Babineau, Recording Secretary

ATTEST:


Nora Cadotte, Secretary
Red Cliff Tribal Council
Vincent Bresette, Acting Secretary