

Red Cliff Band of Lake Superior Chippewa Indians

Special Council Meeting

May 17, 2022

1:00 p.m. Legendary Waters Grand Ballroom

Chairman Christopher Boyd called the meeting to order at 1:00 p.m.

ROLL CALL:

Christopher Boyd, Present

Nathan Gordon, Present

Laura J. Gordon, Present

Stephanie Defoe-Haskins, Excused @ 5:40 p.m.

Bryan Bainbridge, Excused

Nicholas DePerry, Excused

Steven Boyd, Present

Butch Bresette, Present

Chris Hicks, Present

QUORUM

Others present: Dave Ujke, Tribal Attorney, Wade Williams, Assistant Attorney, Bryon Daley, TAL, Division Administrators and Community Members.

OPENING CEREMONY

Opening ceremony was performed by Chris Hicks. Asked for a moment of silence for all our loved ones that had passed away recently.

AGENDA

Nathan Gordon moved to approve agenda as amended. Seconded by Butch Bresette. Motion carried.

EXECUTIVE SESSION

Butch Bresette moved to go into Executive Session at 1:00 p.m. Seconded by Chris Hicks. Motion carried.

REGULAR SESSION

Steven Boyd moved to return to Regular Session at 4:45 p.m. Seconded by Laura J. Gordon. Motion carried.

ACTION FROM EXECUTIVE SESSION

Laura J. Gordon moved to approve Legendary Waters Resort & Casino Cash Flow Budget for the month of June 2002 in the amount of 550,800. Seconded by Stephanie Defoe-Haskins. Motion carried.

Laura J. Gordon moved to approve the balance of the ARPA SLFRF in the amount of \$31,497.65 from the 2021 cultural events allocation to the 2022 cultural events including but not limited to

the Pow wow, Language Camp, Wolf Camp, and Cultural Days, etc. Seconded by Nathan Gordon

Laura J. Gordon moved to approve the land purchase that was discussed in executive session using the ARPA SLFRF funds. Seconded by Chris Hicks. Motion carried.

Laura J. Gordon moved to approval and authorized the Chairman to sign off on the Administrative Order on Consent (AOC) with EPA on WWTP. Seconded by Stephanie Defoe-Haskins. Motion carried.

Christopher Hicks moved to approve the Drug procedures in the Tribal Employee Handbook changes as discussed in Executive Session. Seconded by Nathan Gordon. 3-Opposed (Steven Boyd, Laura J. Gordon, and Butch Bresette) 1-Abstention (Stephanie Defoe-Haskins) Motion dies.

Steven Boyd moved to direct HR to take a look at our background policy and bring back the recommendations back to Council. Seconded by Butch Bresette. 1-Abstention (Nathan Gordon). Motion carried.

OLD BUSINESS

NEW BUSINESS

APPROVAL OF STAFF TO PARTICIPATE IN A WI TRIBAL CHILD SUPPORT RESEARCH STUDY/PRESENTATION

Child Support Attorney Tish Keahna was present and introduced staff involved in the project. Hilary Shager, Associate Director, Institute for Research on Poverty, Carolee Dodge Francis, Professor of Human Ecology, and Joseph Jean, Program Assistant/PhD Student, School of Human Ecology gave a brief presentation of the project. The project will be examining tribal child support programs in Wisconsin in which they will be interviewing tribal child support staff to develop future research projects that are responsive to Indigenous communities' priorities. Their goal is to develop a literature review by December 2022 which will be available to the Tribes.

Steven Boyd moved to approve the request for child support staff to participate in the study. Seconded by Butch Bresette. Motion carried.

COMMUNITY COMMENTS AND ANNOUNCEMENTS

Carolyn Gouge expressed her gratitude to the community and Tribal Council for their support she received on the passing of her daughter Paige. She shared her story of loss.

May-Mental Health Awareness Month Go Green for Mental Health Walk will be held on Thursday, May 19, 2022. Those interested may register from 4:00 p.m. to 4:30 p.m. at the

RCCHC Parking lot, the walk begins at 4:30 p.m. The route will be from the RCCHC to Legendary Waters then back to RCCHC. For more information, please call 715-779-3707 ext. 2247

Mental Health Awareness event will be held at the Child Care Center on May 19th. For more information, contact Johanna Wilson, Launch Project Director.

Red Cliff Chippewa Housing Authority Spring Clean-up will be the week of May 16 through May 19. Anything needing to be picked up must be at the end of your driveway by Monday morning. The last pickup will be on May 19th. All special items including electronics, tires, or other wastes will be charged to your account and is expected to be paid in a timely manner.

Due to shipping issues, the Badger Box giveaway will be held on May 20, 2022, at 10:00 a.m. at the Food Distribution Building. For more information, contact Butch Bresette at 715-779-3740.

The next After Hours Session with the Chairman and Vice-Chairman will be held on May 25, 2022. Individuals can schedule an appointment or walk ins will also be accommodated. For more information or to schedule an appointment, contact Melissa Topping at 715-779-3700.

Chairman Boyd expressed his condolences to the families who experienced loss and who are struggling with grief. He also stated the COVID-19 cases are steadily increasing again and asked that the community be prepared for mask mandates and to be continuing to practice preventative measures.

APPROVAL OF TREASURERS REPORT FOR APRIL 2022

A few points were discussed.

Butch Bresette moved to approve the Treasurer's Report for April 2022. Seconded by Laura J. Gordon. 2-Abstention (Stephanie Defoe-Haskins and Chris Hicks) Motion carried.

APPROVAL OF GAMING COMMISSION REPORT

Nathan Gordon moved to table this report due until the next meeting due to Christopher Livingston being unavailable. Seconded by Steven Boyd. Motion carried.

APPROVAL OF COMPLIANCE REPORT

Charles Bresette stated his time was spent on organizing the WGRA Conference. He is exploring topics with LW management and the Gaming Commission. The tentative date is September 14 and 15th, 2022 and they are projecting 75 to 100 attendees. He also noted several webinars he participated with NIGC.

Steven Boyd moved to approve the Compliance Report for April 2022. Seconded by Nathan Gordon. Motion carried.

LEASES

Steven Boyd moved to approve Resolution **5/17/22A** pertaining to authorize a short-term residential lease renewal for Abram L. Butterfield, located at 88125 Bresette Road. Seconded by Laura J. Gordon. 1-Abstention (Nathan Gordon). Motion carried.

Laura J. Gordon moved to approve Resolution **5/17/22B** pertaining to authorize a short-term residential lease renewal for Kevin J. Soulier, located at 90140 Acorn Road. Seconded by Chris Hicks. Motion carried.

APPROVAL OF PRE-EMPLOYMENT POLICY FOR LW

Seth Morris presented the revision to the policy 102 Pre-Employment Drug Screening which reduces the ineligibility from six month to three months for applicants that tested positive for illegal substances as prescribed by the policy. Seth stated management discussed this change and believed six months was too long of a time period.

Nathan Gordon moved to approve the presented change to the policy. Seconded by Laura J. Gordon. 2-Abstentions (Steven Boyd and Christopher Hicks) Motion carried.

APPROVAL OF THE 2022 RED CLIFF ANNUAL POW WOW BUDGET

Marvin Defoe, THPO presented the budget for this year's annual Pow-Wow. The Pow Wow Committee has been meeting regularly and the total budget presented was \$61,775.00. Questions were asked on increased costs as compared to the previous year. Marvin stated some line items were consolidated and/or increased in case there were unexpected costs. Butch Bresette noted there wasn't a line item for golf carts or shuttle costs. Marvin stated that these costs were eliminated from the budget and these items will be donated by Legendary Waters.

Laura J. Gordon moved to approve the 2022 Red Cliff Pow Wow Budget in the amount of \$61,775.00. Seconded by Butch Bresette. 1-Abstention (Nathan Gordon) Motion carried.

APPROVAL TO SUBMIT THE FY22 TRIBAL HISTORIC PRESERVATION FUNDS NSP APPLICATION

Laura J. Gordon moved to approve the submission of the grant application for funding in the amount of \$74,331.00. Seconded by Christopher Hicks. Motion carried.

Chairman Boyd announced that the National Park Service will be holding a conference at Legendary Waters next week

APPROVAL TO SUBMIT THE WI ACT 260 FOSTER PARENT GRANT APPLICATION

The Family/Human Services Division – Indian Child Welfare Department requested approval to apply for the Wisconsin Act 260 Foster Parent grant through the State of WI Department of Children and Families Bureau of Permanence and Out-of-Home Care. The total funding requested is \$72,150 with the majority of the funding to be for contractual services and client assistance costs. The project addresses the needs of the ICW/Foster Care program in providing

training to licensed relative and foster care providers, incentives, and reimbursement of foster care related expenses.

Butch Bresette moved to approve the submission of the grant application. Seconded by Steven Boyd. 1-Abstention (Christopher Hicks) Motion carried.

APPROVAL OF U.S. DOT/FTA THIRD PARTY CONTRACTING

Jeff Benton requested a waiver of the Red Cliff Property & Procurement Manual's policy requiring sealed bids and authorization to conduct an acquisition of A&E services utilizing the U.S. DOT's process of qualifications-based procurement adhering to the federal regulations.

Steven Boyd moved to approve the waiver of the Property and Procurement policy pertaining to the sealed bid process.

ACCEPT THE RESIGNATION FROM WILLIAM "BJ" BASINA FROM THE HEALTH BOARD

Steven Boyd moved to accept the resignation from William "BJ" Basina from the Red Cliff Health Board and to repost. Seconded by Nathan Gordon. Discussion: to send out a letter of appreciation for time served on this board. Motion carried.

OTHER

APPROVAL OF BID WITH HEARTLAND BUSINESS SOLUTIONS FOR SAN AND VM WARE NIMBLE PROJECT

Evan Cutler, IT Director requested an increase in the budget for the SANS Network project that was previously approved by Tribal Council action. The Council allocated \$160,000 to \$200,000 of ARPA funds for the project. Two bids were received, both exceeding \$200,000. Heartland Business Systems was the lower of the two with a quote of approximately \$236,000. Evan noted that some work listed in this quote can be eliminated and completed by the IT Department which would decrease the Heartland Business Systems costs to approximately \$210,000. He requested that the total budget be increased from \$200,000 to \$210,000 and to move forward with the Heartland Business Systems bid. In addition to this increase, he if temporary housing could be made available for the crew completing the installation. Housing would be needed for two weeks.

Butch Bresette moved to allocate an additional \$10,000 from the ARPA funds to support the SAN and VM Ware Nimble Project. Seconded by Laura J. Gordon. Motion carried.

Laura J. Gordon moved to approve the Bid with Heartland Business Solution's (HSB). Seconded by Butch Bresette. Motion carried.

ADJOURN

Steven Boyd moved to adjourn at 6:23 p.m. Seconded by Chris Hicks. Motion carried.

Respectfully Submitted:



Alana Babineau, Recording Secretary

ATTEST:



Laura J. Gordon, Secretary
Red Cliff Tribal Council