

Red Cliff Band of Lake Superior Chippewas

REGULAR COUNCIL MEETING

Monday, September 05, 2022

9:00 a.m. Legendary Waters Buffalo Bay Grand Ballroom

Chairman Boyd called the meeting to order at 9:00 a.m.

ROLL CALL

Christopher Boyd, Present.

Richard Peterson, Present

Nora Cadotte, Present

Stephanie Defoe-Haskins, Present (WebEx)

Scott Babineau, Present

Steven Boyd, Present

Butch Bresette, Present

Nicholas DePerry, Excused

Ernie Grooms, Present

Quorum

Others present: Dave Ujke – Tribal Attorney, Wade Williams – Legal Department, and community members.

OPENING CEREMONY

Opening ceremony performed by Scott Babineau.

AGENDA

Butch Bresette moved to approve the agenda as amended item #12 & 13 will be presented by Liz Boyd. Seconded by Rick Peterson. . Motion carried.

EXECUTIVE SESSION

Rick Peterson moved to go into Executive Session. Seconded by Ernie Grooms. Motion carried.

REGULAR SESSION

Butch Bresette moved to return to Regular Session at 10:30 a.m. Seconded by Stephanie Haskins. Motion carried.

ACTION FROM EXECUTIVE SESSION

Nora Cadotte moved to begin negotiations and offer the applicant the Finance Manager position. Seconded by Butch Bresette. Motion carried.

Consensus of council to approve and authorize Chairman Boyd to sign Earth Justice Retainer Agreement.

Nora Cadotte moved to approve Emergency Tribal Council Poll Policy as discussed in executive session. Seconded by Rick Peterson. Motion carried.

Nora Cadotte moved to post for Police Commission members. Seconded by Ernie Grooms. Motion carried. Discussion: Refer to Legal to look into items as discussed in executive session.

OLD BUSINESS

NEW BUSINESS

COMMUNITY COMMENTS & ANNOUNCEMENTS

None.

MINUTES

Rick Peterson moved to table the minutes for July 19, 2022, and August 1, 2022. Seconded by Butch Bresette. Motion carried.

ACCEPT TREASURER'S BALANCE SHEET FOR JULY 2022

Rick Peterson moved to table this item until the September 20, 2022, meeting. Seconded by Butch Bresette. 1-Abstention (Stephanie Defoe-Haskins) Motion carried.

APPROVAL TO SUBMIT GRANT APPLICATION FOR RED CLIFF FARM

The TNR Division and Mino Bimaadiziwin Farm requested approval to apply for a "Nutrition Security for Indigenous Youth" grant from the Newman's Own Foundation. Funding would support continued youth programming, partnerships, and food sovereignty initiatives with the Bayfield School and the Red Cliff Tribe. Total funding requested is \$50,000 with no match required.

Stephanie Defoe-Haskins moved to approve the submission of the grant application. Seconded by Nora Cadotte. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO SERVICE LINE AGREEMENT – RCCHA, LOT 121/ELECTRIC

Richard Peterson moved to ratify the Council poll. Seconded by Stephanie Defoe-Haskins. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO THE WI DOJ JUVENILE JUSTICE (JJ) FORMULA GRANT

Steven Boyd moved to ratify the Council poll. Seconded by Butch Bresette. Motion carried.

APPROVAL OF SEVEN (7) SERVICE LINE AGREEMENTS FOR THE RED CLIFF HOUSING AUTHORITY

Sites include:

1. Lot 3, Bradum Subdivision located at 90480 Moccasin Road
2. Lot 6, Bradum Subdivision located at 90400 Moccasin Road
3. Lot 8, Bradum Subdivision located at 90340 Moccasin Road
4. Lot 94, Bradum Subdivision located at 37000 Daley Road
5. Lot 109, Bradum Subdivision located at 90475 Acorn Road
6. Lot 111, Bradum Subdivision located at 90415 Acorn Road
7. Lot 131, Bradum Subdivision located at 36668 Daley Road

Nora Cadotte noted edits need to be made to the Service Line Agreements, including updating the RCCHA Executive Director to Raymond DePerry and the RCCHA Secretary to Melissa Topping.

Ernie Grooms moved to approve all seven Service Line Agreements (electrical) for the Red Cliff Chippewa Housing Authority with changes. Seconded by Richard Peterson. 1-Abstention (Steven Boyd) Motion carried.

APPROVAL OF SPECIAL PERMISSION REQUEST TO DEVELOP LAND BEFORE BIA APPROVAL FROM ASHLEY PELTONEN

Ms. Peltonen requested Special Permission and waiver of RCCL 18.6.2 to develop her property at her pending lease site located along Allen Road after execution of a lease authorized by the Tribal Council but before BIA approval and issuance of the final lease documents.

Richard Peterson moved to approve this Special Permission request by Ashley Peltonen, subject to compliance with all other permitting conditions or requirements. This will allow her to develop the subject property in an expedited manner. Seconded by Butch Bresette. Motion carried.

APPROVAL OF SPECIAL PERMISSION REQUEST FOR PROHIBITED RESIDENCE ON LEASE FROM ASHLEY PELTONEN

Ms. Peltonen requested Special Permission and waiver of RCCL 18.3.2 to reside in a “winter package RV camper trailer” at her lease site located along Allen Road.

Steven Boyd moved to Special Permission request by Ashley Peltonen, subject to compliance with all other permitting conditions or requirements. Seconded by Butch Bresette. Motion carried.

APPROVAL OF VOLUNTARY CANCELLATION OF LONG-TERM RESIDENTIAL LEASE NO. RL-4094(05). FOR RED CLIFF CHIPPEWA HOUSING AUTHORITY (RCCHA)

Elizabeth Boyd and Blake Gross gave a brief update regarding the Homeownership program and delays caused by the lease assignment process. They met recently with Vice-Chairman Peterson, Wade Williams, and Amorin Mello to discuss areas of concern. Action items from that discussion were to explore potential a code revision to streamline lease assignments for RCCHA projects. They also explored the idea of entering a compact with the BIA to allow a tribal staff member will be embedded with them to speed up the process and to also take advantage of provisions of the Hearth Act that would authorize the Tribe to enter into leases without BIA approval. RCCHA has plans to meet with the Fond du Lac Band to learn of their experience with this. Vice-Chairman and Steven Boyd will be reaching out to USDA and the BIA to resolve issues regarding mortgage loan delays.

Red Cliff Chippewa Housing Authority (RCCHA), a tribal entity, has requested Voluntary Cancellation of Long-term Residential Lease No. RL-4094(05). The lease site is located at 37140 Water Tower Road on Bradum Subdivision Lot 121. On October 4, 2021, the Tribal Council approved a Time Extension Request from RCCHA to develop the site for a proposed home sale. RCCHA is now developing this site for proposed homebuyers John W. Gokee, Jr., and Nannette M. Gokee. Because there are no longer enough years remaining on the lease term to satisfy requirements for a 30-year loan (lease term must be at least ten years longer than the loan term), a new lease to the Gokees must be issued instead of a lease transfer to the Gokees.

Butch Bresette moved to approve Resolution **9/5/22A** pertaining to Voluntary Cancellation from Red Cliff Chippewa Housing Authority for Long-Term Residential Lease No. RL-4094(05) located at 37140 Water Tower Road on Bradum Subdivision Lot 121. Seconded by Richard Peterson. 1-Abstention (Steven Boyd) Motion carried.

Richard Peterson moved to approve Resolution **9/5/22B** pertaining to the application from John W. Gokee, Jr. and Nannette M. Gokee for a new Long-Term Residential Lease located at 37140 Water

Tower Road on Bradum Subdivision Lot 121 The annual rent will be \$100.00 in accordance with Section 18.15.1, RCCL. Seconded by Stephanie Defoe-Haskins. 1-Abstention (Steven Boyd) Motion carried.

OTHER

Butch Bresette moved to direct the Compliance Department to conduct an internal audit on the Homeless fund that was established by Tribal Council with the budget of \$200,000.00 Seconded by Ernie Grooms. Motion carried.


ADJOURN

Steven Boyd moved to adjourn at 11:11 a.m. Seconded by Richard Peterson. Motion carried.

Respectfully Submitted:


Alana Babineau, Recording Secretary

ATTEST:


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