

## NOTICE

TO RED CLIFF TRIBAL COMMUNITY MEMBERS:

YOU ARE HEREBY NOTIFIED THAT THE FOLLOWING CHANGES TO THE RED CLIFF CODE OF LAWS ARE BEING PROPOSED BY THE RED CLIFF WATER AND SEWER DEPARTMENT:

PERTAINING TO CHAPTER 34 – WATER & SEWER UTILITIES SECTIONS 34.2.35, 34.10.3, 34.10.4 & 34.10.5

CHANGES AND ADDITIONS ARE INDICATED IN **BOLD** AND *ITALICIZED* DELETIONS ARE INDICATED WITH ~~STRIKETHROUGHS~~.

- 34.2.35       “Tribal *Council*” ~~Governing Board~~” *means the elected governing body of the Red Cliff Band of Lake Superior Chippewa herein referred to as the Red Cliff Tribal Council.* ~~“Tribal Governing Board” means the Red Cliff Band of Lake Superior Chippewa Tribal Council.~~
- 34.10.3       Membership. The Red Cliff Utilities Commission shall be composed of a five (5) person Board of Directors who shall be appointed or reappointed by a majority of the ~~Tribal Governing Board~~ ***Red Cliff Tribal Council***. All appointees shall be members of the Red Cliff Band and shall meet the qualifications for Membership set forth in the Constitution and By-Laws, Article 11, Section 1, or Section 2. The ~~Tribal Governing Board~~ ***Red Cliff Tribal Council*** shall designate one (1) of the Directors as Chairman of the Board.
- 34.10.4       Term of Office. Members of the Utilities Commission shall serve for terms of three (3) years and staggered. The ~~Tribal Governing Board~~ ***Red Cliff Tribal Council*** shall determine any compensation, as they may be entitled to receive.  
(9/18/18)

34.10.5 Removal. Member(s) of the Utilities Commission may be removed from office for cause. A member of the Commission may be removed by the appointing power for serious inefficiency or neglect of duty or for misconduct in office, but only after a hearing before the appointing power and only after the member has been given a written notice of the specific charges against him/*her* at least 10 days prior to the hearing. At any such hearing, the member shall have the opportunity to be heard in person or by counsel and to present witnesses on his/*her* behalf. In the event of removal of any commission member, a record of the proceedings, together with the charges and findings thereon, shall be filed with the Red Cliff Tribal Council ~~for final determination~~ *Secretary*.  
***Any member of the Utilities Commission may be removed by majority vote of the Commission after three (3) consecutive unexcused absences from committee meetings.***

PUBLIC COMMENT ON THIS PROPOSAL IS ENCOURAGED. PLEASE DROP YOUR COMMENTS AT THE TRIBAL ADMINISTRATION BUILDING, OR FORWARD THEM DIRECTLY TO THE TRIBAL COUNCIL. THIS PROPOSAL WILL BE VOTED UPON ON **Monday December 3<sup>rd</sup>, 2018** AT THE REGULAR MEETING OF THE RED CLIFF TRIBAL COUNCIL. IF THE COUNCIL ENACTS THIS CODE CHANGE, THE CODE CHANGE SHALL BECOME EFFECTIVE **upon enactment**.

DATED: **October 29, 2018**