

Red Cliff Band of Lake Superior Chippewas

SPECIAL COUNCIL MEETING

November 29, 2010

4:30 p.m. Bingo Hall

Meeting called to order at 4:30 p.m. by Rose Soulier, Tribal Chairperson.

ROLL CALL:

Rose Soulier, Present

Marin Defoe, Present

Laura Gordon, Present

Dennis Soulier, Present

Mike Gurnoe, Present

Larry Deragon, Present

Jeanne Gordon, Present

Ray DePerry, Present

Jim Pete, Present

Quorum

In attendance: Mark Montano, Director Tribal Operations, Jeff Gordon, IVC General Manager, David Ujke, Tribal Attorney and community members.

The Special Council Meeting that was scheduled for Tuesday November 23, 2010 was re-scheduled to Monday November 29, 2010 due to a funeral.

OPENING CEREMONY

Opening ceremony performed by Frank Montano. The meeting was rescheduled out of respect for a colleague and a friend, Council member Dennis Soulier for his mother. A moment of silence was observed for Ruth Soulier.

AGENDA

Take off the agenda #5) Presentation of the Archival Project by Larry Balber/Cindi Stiles. It will be presented at the regular meeting. There will be a presentation to the community on December 7th. #18) Ratify poll on recommendation of Fishing Committee. #20) under Sealed Bids change the date of payment to December 6th with removal by December 13th. Add in Executive Session c) Possible Employee Conflict of interest and d) Casino Personnel Issue. Mike Gurnoe moved to approve agenda with changes. Seconded by Jeanne Gordon. Motion carried.

JUNIOR TRIBAL COUNCIL OATH OF OFFICE

Honorable Judge Gurnoe swore in the new Junior Council: Chair – Karmen Schmitz, Treasurer – Noah Schmitz, Secretary – Darian LaPointe, At Large: Alex Dietrich, Mercedes Soulier. Not present: Delisa LaPointe, Damon Defoe, Charles Gordon and Jolene Topping. A speech was given by Chair Karmen Schmitz on the Junior Tribal Council goals and working with the youth. Also thanked the Council. Tribal Chairperson Rose Soulier welcomed the Junior Tribal Council here and whenever they would like to meet with the Council let them know. They presented a cake to share with everyone.

COMMUNITY INPUT/ANNOUNCEMENTS

Tribal Chairperson Rose Soulier thanked those who participated in the hunt for the elderly, got a total of 8 deer.

The Listening Session with the Chair and Vice Chair is on November 30th, 5 to 7pm at the Tribal office.

CASINO REPORT/JEFF GORDON

There will be a power point presentation for the financial report by Jim Farrell in Executive. Bob Fizell, Food and Beverage Manager will also report. It will be Bob's job to lower the revenue needed for the kitchen, restaurant etc. to \$500,000 that's in the budget, costs at present are estimated at \$800,000. On new construction there are a lot of unknowns out there, also a lot of rumors regarding the menu which Bob explained.

Bob reported on keeping control of price costs, labor, inventory on overall aspects of the Bar/ Restaurant so that everyone is on the same page. He has been on board for three months and it has been a struggle. He is trying to straighten out the system with hard numbers so he knows where we are at and trying to get a new system in place before going to the new site. Bob has also been working with the Vendors and is planning to change from Rinehart to Sysco Company on orders. He is also working with Pepsi and Cola companies and what rebates are offered.

Question asked how complaints are handled and is there a pattern. They come in a written form and are reviewed daily. There is no set pattern it varies from not liking the way something is cooked to a service complaint. Discussed some complaints on beverages. Question asked if they consider going green, they do recycle.

Isle Vista has donated \$500 of food to the Food Shelf from their inventory which was overstocked. Another \$500 is planned to be sent out again this week. Laura J. Gordon thanked them for the donations.

Dennis Soulier moved to go into Executive Session with Tribal members. Seconded by Laura J. Gordon. Motion carried.

Larry Deragon moved to return to Regular Session. Seconded by Mike Gurnoe. Motion carried.

Marvin Defoe moved to approve the Casino Report. Seconded by Jeanne Gordon. Motion carried.

COMPLIANCE REPORT

Carol has completed the Internal Audit and went over the findings with the Council. Jeff has a copy and has 30 days to respond to the findings. The Audit will be broken down into 4 Quarterly Reports rather than one. Discussed some of the findings such as pull tabs, they moved the machine and it is now getting more play. Follow up will be done on this report after

receiving the responses, Council will get a copy. This audit is for the Council and IVC Management it is not for the State that is different audit.

Revisions have been made to Chapter 17 and were explained by Carol, and discussed.

Dennis Soulier moved to approve the Compliance Report. Seconded by Jeanne Gordon. Motion carried.

GAMING COMMISSION REPORT

Marvin Defoe moved to approve the Commission Report. Seconded by Dennis Soulier. Motion carried.

CASINO/HOTEL UPDATE/MARVIN DEFOE

Question asked who will hold them to opening August 11th, 2011. Larry Balber had a concern on the historical survey. The Project committee will be looking for members to serve on the project design team for the new casino/hotel. This will be posted and brought back to the Council for appointments.

Mark explained every first Thursday all requests by the construction and soft costs are all reviewed before drawing down funds from Shakopee.

Other documents will be put together for the Council such as the new schedule, Taylor Woodstone report on number of Tribal employees, average dollar paid out etc

OLD BUSINESS

CHARTER RATE INCREASE

Discussed, this will be followed up on; it was for the \$4 increase only. Jon to check the tape on the meeting of October 5, 2009 to see what motion was supposed to be. If community members get a letter and their bill is more than \$4.00 please bring it in to legal.

NEW BUSINESS

EMR CONTRACT AENDMENT/LAURA ARMAGOST-CAROLYN GOUGE'

Jim Pete moved to approve Resolution 11/29/10A approving the contract amendment. Seconded by Ray DePerry. Motion carried.

LAKE BUTTE DES MORTS BRIDGE HWY 41/LARRY BALBER

There will be a historical marker with the Tribes seal on it placed on the bridge after approval by the Council and DOT. Larry Deragon moved to approve. Seconded by Ray DePerry. Motion carried. Larry gave a brief explanation of what transpired on the "Hill of the Dead" when the graveyard was plowed under to make way for the highway. Construction on this is slated for 2013.

POW-WOW FINANCIALS/GRETCHEN MORRIS

2011 Budget of \$39,000 is an estimate of costs needed for the upcoming year; Gretchen went through the line items. Ray DePerry moved to approve. Seconded by Jim Pete. Motion carried.

Question asked on new pow-wow grounds, Mark stated it is being worked on, the next step is designing. A request was put in to Shakopee for grant funding. If it is not funded they will look at soft costs to make certain it gets done. Question asked about cooking facilities, check with the Church.

TRIBAL COUNCIL LAW ENFORCEMENT AGREEMENT

Mark explained what happened on this issue with this going before the County Board and no one in the Tribe was contacted. Discussed State law and its intent regarding law enforcement on funding and various items in the agreement. Larry Deragon moved to approve Agreement. Seconded by Ray DePerry. Motion carried.

BRAZELTON TOUCH POINT CONTRACT/DAWN NIXON

Dennis Soulier moved to approve the Brazelton Touch Point Contract. Seconded by Jeanne Gordon. Motion carried.

ECC SELF ASSESSMENT IMPROVEMENT PLAN/DEE GOKEE-RINDAL

Jim Pete moved to approve the ECC Self Assessment Improvement Plan. Seconded by Marvin Defoe. Motion carried.

FETAL ALCOHOL CHAPTER DISCUSSION

Jim Pete moved to approve the Fetal Alcohol Chapter. Seconded by Laura J. Gordon. Motion carried.

FISHING COMMITTEE RECOMMENDATIONS

Larry Deragon moved to ratify the poll of the Fishing Committee Recommendations. Seconded by Mike Gurnoe. Motion carried.

ROADS UPDATE/JEFF BENTON

Council packets had the report along with the funding for each project. Hwy. 13 project has been completed except the monument signs and looking at fencing by the lake sidewalk. On Blueberry road a portion of the funding was used for equipment. Bradum development, when Housing finishes their portion roads like Daley, Water Tower etc. will be paved also Community, Pike, and New Housing roads in the spring. Jeff provided maps on some of the roads; one is Rowley road which floods every year and washes out. More funding is needed to fix it. There is also a need to increase the inventory for funding purposes.

There was discussion on combining the Roads and Utilities Commission into one. A suggestion regarding the Roads Committee was to check with current members why they were not able to

attend meetings. The Tribal Administration to come back with a solid recommendation on this issue of combination.

SEALED BIDS

Sealed bids on the 93 Shult Mobile Home, two bids were received. 1) Mike Balber at \$1550; 2) Alana Babineau at \$1505. Larry Deragon moved to go with the highest bidder, Mike Balber at \$1550 to be paid by December 6th with removal by Dec. 13th. If no payment received by Dec. 6th go with the next bid. Seconded by Jeanne Gordon. Motion carried.

OLD CASINO

Discussion started on old casino and what to do with it. Consensus was to do a total assessment of the entire structure to see if safe etc. before further discussions are held regarding it.

TENANT ASSOCIATION/PAULINE GORDON

Their By-laws have been completed and legal is reviewing them. They need 2 more people on their committee and would like to see more people at their meetings. Meetings are held every other Sunday at 6 p.m. Their plan is to change to monthly meetings.

LIBRARY BOARD APPOINTMENTS

Larry Deragon moved to appoint Kenneth M. Andrews Jr., Shelly Gordon, Beth Paap, Darla Montano, Laura Armagost and Linda K. Lamoreaux to the Library Board. Seconded by Dennis Soulier. Motion carried.

RATIFY POLL

Dennis Soulier moved to ratify the poll of **11-9-10** pertaining to the Amendment Agreement with Taylor/Woodstone. Seconded by Ray DePerry. Motion carried.

OTHER

Ray DePerry moved to go into Executive Session. Seconded by Larry Deragon. Motion carried.

Jim Pete moved to return to Regular Session. Seconded by Ray DePerry. Motion carried.

Larry Deragon moved to approve for Native Language Speakers, Mary Moose I and Leonard Moose II with alternates Katrina Filipczak I and Jason Schlender – II. Seconded by Ray DePerry. Motion carried.

Dennis Soulier moved to approve for the Treaty Natural Resource Administrator/Biologist, Chad Abel with James M. Carlson as alternate. Seconded by Mike Gurnoe. Motion carried.

Marvin Defoe moved to approve for Custodian Adam Leask Sr. with Angela Berg as alternate. Seconded by Larry Deragon. 1 abstention (Dennis Soulier). Motion carried.

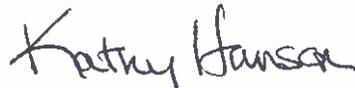
Ray DePerry moved to approve for Roads Maintenance Supervisor/ Assistant Transportation Planner Shayne Dalbec with George P. Newago as alternate. Seconded by Jim Pete. 1 opposed (Marvin Defoe). Motion carried.

Larry Deragon moved to approve all Contracts that were submitted and they are for Jeffrey D. Lewis M.D., Physician, Grace M. Heitsch, M.D., Physician, Patrick Brown, D.D.S., Dentist, Janice Wilber, Pharmacist, and Richard A. Reese, Sanitarian. Seconded by Jim Pete. 1 opposed (Dennis Soulier). Motion carried. Before the next years contracts look at them in depth for possible expansion of services or salary negotiations.

Marvin Defoe moved to contribute towards funeral expenses for Ruth Soulier. Seconded by Larry Deragon. 1 abstention (Dennis Soulier). Motion carried.

Ray DePerry moved to adjourn. Seconded by Marvin Defoe. Motion carried. Adjourned: 10:15 p.m.

Respectfully Submitted:



Kathy Hanson
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary
Red Cliff Tribal Council