

Red Cliff Band of Lake Superior Chippewa Indians

SPECIAL COUNCIL MEETING

December 22, 2015

2:00 p.m. at Legendary Waters Grand Ballroom

Meeting called to order by Chairman Bryan Bainbridge at 2:00 p.m.

ROLL CALL

Bryan Bainbridge, Present
Nathan Gordon, Present
Laura J. Gordon, Present
Krystle Topping, Present
Quorum

Marvin Defoe, Present
Jeanne Gordon, Present @ 3:35 p.m.
Steven Boyd, Present
Chris Boyd, Present
Daniel Duffy, Present

Also in attendance: Dave Ujke, Tribal Attorney, Wade Williams, Assistant Tribal Attorney, and Community members

AGENDA

Nathan Gordon moved to approve the agenda with additions. Seconded by Chris Boyd. Motion carried.

Laura J. Gordon moved to go into Executive Session. Seconded by Krystle Topping. Motion carried.

Steven Boyd moved to return to Regular Session. Seconded by Marvin Defoe. Motion carried.

Nathan Gordon moved to approve Legendary Waters Resort and Casino's grant request to Shakopee. Seconded by Jeanne Gordon. Motion carried.

OPENING CEREMONY

Opening Ceremony was performed by Carolyn Gouge'.

COMMUNITY COMMENTS/ANNOUNCEMENTS

Gretchen Morris was here to request meeting minutes from the December 7, 2015 meeting. Laura J. Gordon said that they won't be approved until the first meeting in January. She would then like a copy of them. Chairman Bainbridge also advised her to put all her requests in writing for things that she would want.

Gretchen asked about the distillery that was being built by Curt Basina. Gretchen asked the Council if the members were allowed to vote for the distillery or not. Council members replied that it is on private property. Gretchen also asked if the Council provided any information to the community about the distillery. She believes that this will have a bigger impact on the

AODA issues that are already facing the community. She wants to know if the Council has done anything to prepare for this.

Gretchen then mentioned Dr. Grace Heitsch. Saying the people would like her back and the community wants to know what happened. Chairman Bainbridge explained that this is a personnel issues and it will not be discussed.

Gretchen mentioned the security at the Elderly unit. Family members cannot get in to see their family because the doors are locked. She mentioned that she went to the Housing Board meeting and brought up her concerns there also. Gretchen thinks that there should be a way that family members are able to get in contact with the members inside.

David Wagman was here to talk about the Mining issue. He drafted a letter to send as a concerned member of the Tribe. He believes that the Council needs to send a letter and work on this together. Dave asked if he would be able to speak with Dave Ujke to go over some of the important items on this matter. Chairman Bainbridge appreciates all the hard work that Dave has been putting into this subject and thanks him.

Bayfield School Board is looking for 2 community members from Red Cliff to serve on the School Board. Deadline is January 5, 2016.

GAMING COMMISSION REPORT

Nathan Gordon moved to approve the Gaming Commission Report. Seconded by Krystle Topping. Discussion: send a thank-you letter to Rebecca Benton for her time served on the board. Motion carried.

COMPLIANCE REPORT

Charlie Bresette was here to give the report. Laura J. Gordon asked if there was a problem with people doing a raffle for a benefit. Charlie mentioned that it was all cleared up and there are no issues. Chairman Bainbridge thanked Charlie for taking the position and moving forward with the many items that need to be handled.

Steven Boyd moved to approve the Compliance report for November 2015. Seconded by Krystle Topping. Motion carried.

OLD BUSINESS

MISHOMIS HOUSE DISCUSSION/APPROVAL

Katy Gorman gave a brief discussion on the happenings of what is going on with the Mishomis House. She mentioned that there was another break-in to the building and they are working on fixing the problems now.

Katy mentioned that they are in need of another Child Therapist because they have a waiting list now and it is hard to handle this many cases with just 1 employee. She also mentioned that they need another AODA Counselor.

Katy mentioned that the programs are going to help as many clients as possible. All the services are designed to meet the clients' specific needs and focus on them. Katy mentioned that she has talked with Brenda Spurlock at Bayfield County and Brenda mentioned that they will not jailing individuals with their 1st offense in AODA issues; they are trying to get them to counseling.

Chris Boyd mentioned that in the future they are looking to get crisis beds set up. This would be 4 beds. Just need to provide the staff and they don't need to be certified.

Marvin Defoe thinks that what they are planning on doing is a great idea. He also thinks that they should try and get a Traditional Healer to help. Marvin also thinks that the crisis beds are a great idea and that this should happen.

Katy mentioned that she is looking at which way the Tribal Council wants her to go. Chairman Bainbridge said everything looks good and they should move forward with their plans.

Nathan Gordon moved to Support the Mishomis House Plan and to Katy and staff move forward. Seconded by Steven Boyd. (1 abstention: Chris Boyd). Motion carried.

APPROVAL OF GENERAL FUND DISCRETIONARY BUDGET

Nathan Gordon moved to table the General Fund Discretionary Budget for FY16, until the first meeting in January 2016. Seconded by Jeanne Gordon. (1 abstention: Krystle Topping). Motion carried.

NEW BUSINESS

APPROVAL OF IDC BUDGET

Jeanne Gordon asked why there is not a line for merit increases. Lisa Bissell explained that this would show up in the wage line for employees that receive the merit increase. There is enough room under the wage line for the merit increases. Chairman Bainbridge asks if that for the next fiscal year a merit increase line could be added.

Lisa and Dennis Soulier mentioned that the line item for Computer Expenses has increased on the request of Theron Rutyna.

Marvin Defoe moved to approve the FY2016 IDC Budget. Seconded by Nathan Gordon. Discussion: Dennis mentioned that the depreciation still may change due to everything not included yet. Not sure if this will go up or down. Motion carried.

APPROVAL OF CASH FLOW BUDGET FOR JANUARY 2016

Laura J. Gordon moved to approve the Legendary Waters Resort and Casino Cash Flow Budget for January 2016. Seconded by Jeanne Gordon. Motion carried.

APPROVAL OF CONTRACT BID WAIVER FOR VICTORIA YBANEZ

This is a grant to help people with grant writing. Laura J. Gordon suggests training the Division Administrators so that they know how to do the grant writing.

Jeanne Gordon moved to approve the request for the Contract Bid Waiver for Victoria Ybanez. Seconded by Chris Boyd. Motion carried.

CONSERVATION COMMITTEE RECOMMENDATION

This is a concern for the Conservation Committee because of the harvest is all dying and there is not enough time for the trees to grow back.

Steven Boyd moved to table the Conservation Committee's recommendation until the first meeting in January 2016 and to come back with a draft of the regulations. Seconded by Dan Duffy. Motion carried.

APPROVAL OF LAMP GRANT APPLICATION (GLRI TRIBAL CAPACITY FUNDING)

Jeanne Gordon moved to approve the LAMP grant application (GLRI Tribal Capacity funding). Seconded by Dan Duffy. Discussion: that next year there will be a new Resolution with specifics. Motion carried.

AMEND RESOLUTION FOR TRIBAL SWEARING IN

Jeanne Gordon moved to approve Resolution 12/22/15A pertaining to Resolution establishing timelines for newly elected members of the Tribal Council to begin their term of office and amending Resolution 7/20/10C (which amends Resolution 6/21/05A). Seconded by Nathan Gordon. Motion carried.

APPROVAL OF TRIBAL HOLIDAYS

Steven Boyd moved to approve with the following changes effective January 1, 2016: scratch out seasonal and limited term employees, they will still be eligible; employees working on holidays needs the approval of Division Administrator instead of Tribal Management. Seconded by Marvin Defoe. Motion carried.

APPROVAL OF POLICY PERTAINING TO TRIBAL KEY POSITIONS

Laura J. Gordon moved to approve the Policy pertaining to Tribal Key Positions to changes Tribal Planner to Planning Administrator/Policy Analyst and to add Chief Judge. Seconded by Krystle Topping. Motion carried.

APPOINT ONE (1) TO THE GAMING COMMISSION

Nathan Gordon moved to appoint Lisa Bissell to the Gaming Commission. Seconded by Krystle Topping. Motion carried.

APPOINT TRIBAL COUNCIL MEMBER TO THE HEALTH BOARD

Laura J. Gordon moved to appoint Marvin Defoe to the Health Board. Seconded by Chris Boyd. Motion carried.

RATIFY COUNCIL POLL

Jeanne Gordon moved to Ratify Council Poll pertaining to allow EPA to apply for the Brownsfield grant. Seconded by Nathan Gordon. Motion carried.

BURIAL MOUNDS DISCUSSION

Larry Balber was here to discuss the changes that are proposed to change in the State Burial Law – 157.70. Larry explained that the changes would impact the burial mounds already existing. Larry suggests that the Council do an opposition letter to oppose all the changes that are going to take place.

Larry also suggests asking the State Representatives, Janet Bewley and Beth Meyers, to oppose this bill.

Larry mentioned that there is a meeting scheduled for January 12 at the State Capitol. All non-supporters are encouraged to attend.

Steven Boyd moved to Support the Opposition letter on the Burial Mounds Bill. Seconded by Marvin Defoe. Discussion: Tribal Chairman recommends that Larry Balber work with the Legal Department to draft up a letter for signature. Motion carried.

OTHER

RED CLIFF ELDERLY TRANSPORTATION GRANT

Laura J. Gordon explains that this grant application is actually the Elderly Transportation grant that they get every year in the amount of \$22,500.00.

Marvin Defoe moved to approve the Resolution **12/22/15B** pertaining to the Red Cliff Elderly 85.215 program grant application to the Bureau of Transit and Local Roads, Railroads and Harbors Wisconsin Department of Transportation. Seconded by Jeanne Gordon. Motion carried.

ADJOURN

Laura J. Gordon moved to adjourn. Seconded by Steven Boyd. Motion carried.

Adjourned 7:18 p.m.

Respectfully Submitted:



Cheri Defoe
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary
Red Cliff Tribal Council