

Red Cliff Band of Lake Superior Chippewas

REGULAR COUNCIL MEETING

April 2, 2012

Legendary Waters Buffalo Bay Grand Ballroom

6:00 p.m.

Meeting called to order at 6:00 p.m. by Marvin Defoe, Tribal Vice Chairperson.

ROLL CALL:

Rose Soulier, Present at 7:25 p.m.

Marvin Defoe, Present

Laura J. Gordon, Present

Dennis Soulier, Present

Jeanne Gordon, Present

Mike Gurnoe, Present

Joanne Peterson, Present

Bryan Bainbridge, Absent, out of town

Robert Bear, Present

Quorum

In attendance: Mark Montano, Director Tribal Operations, David Ujke, Tribal Attorney and Community members.

OPENING CEREMONY

Opening ceremony performed by Frank Montano.

AGENDA

Dennis Soulier moved to approve the agenda. Seconded by Joanne Peterson. Motion carried.

APPROVAL OF MINUTES

Mike Gurnoe moved to approve the minutes of February 21, 2012 with corrections. Seconded by Jeanne Gordon. Motion carried.

Jeanne Gordon moved to approve the minutes of March 2, 2012. Seconded by Laura J. Gordon. Motion carried.

Dennis Soulier moved to approve the minutes of March 5, 2012 with corrections. Seconded by Jeanne Gordon. Motion carried.

Dennis Soulier moved to table the minutes of March 8, 2012. Seconded by Joanne Peterson. Motion carried.

Dennis Soulier moved to approve the minutes of March 16, 2012. Seconded by Jeanne Gordon. Motion carried.

COMMUNITY COMMENTS/ANNOUNCEMENTS

Frances Johnson and Nancy Trapp running for town of Russell Board. Both ladies spoke about their goals and willing to see issues with visibility.

Alexander Dietrich, had read a letter to Council requesting for financial assistance in the amount of \$500 to attend Basketball Tournament, it will be in Australia. Alex will need funds before July 2012. Robert Bear moved to approve the request tentatively pending on tribal finances and then come back to Council. Seconded by Dennis Soulier. Discussion: if we find the money. Motion carried.

Frank Montano: had a few concerns the Fishing dock, the Buffalo Bay Fish Co. and on Blueberry Road there is a Trailer just sitting there, these both are an eyesore, the Prevention Center is not being used, and the logging practices on County K road.

Marvin Defoe: Fishermen's dock: unofficially monies were received from Shakopee to repair dock. Also the Blueberry Road trailer is on the radar and was discussed only a month ago. The logging on County K part is considered county land however the Red Cliff Natural Resources recently hired an individual to deal with logging practices on the reservation.

Richard LaFerner had a question on the swimming area that is next to Legendary Water Resort Casino. Will the community still be allowed to swim there? Marvin Defoe will meet with Robert Pokorney, General Manager on this concern. Jeanne Gordon stated that it was her understanding that the beach/swimming area was always meant to be there for our children/families.

Marvin Defoe stated that there is some safety concern on the dock that is by the casino.

Have the beach area a family friendly area to access the beach and to include more picnic tables by the beach for community.

Marvin Defoe is working with Natural Resources Department to make plans for the holding ponds safer that are on both sides of the Casino.

Robert Bear had questions about the listening session, he stated he has been on this twice now and both times nobody has shown up for them. Would like to purpose, listening session to be open only if there's an appointment or stop the listening session for a while. Laura J. Gordon mentioned that this is going to be a topic on the agenda at the Mini-retreat Council meeting. JoAnne Peterson suggested not stopping them but redesigning them. Jeanne Gordon stated that members do not want to wait till the end of the month. Marvin Defoe stated that community members like that there are time set aside for membership. They know if they go there someone will be there.

Laura J. Gordon mentioned that the Mini Retreat Council meeting is scheduled for next Wednesday April 11 at 4:30 p.m. at the VFW Building.

The Kids Christmas is fundraising and will be having a Bingo on Wednesday April 25, 2012 at Legendary Waters Resort and Casino. It will be 50/50 and will have raffles. If you have any questions you can contact Susie Gurnoe or Kathy Barri.

Wednesday April 4, 2012 is the deadline for applications for the Vice Chair person, Secretary and the Treasurer.

Laura J. Gordon shared a concern about the "Tribal member only sign" not being put out, Marvin Defoe stated that this is being worked on and it is not forgotten about.

There will be a bingo on April 29, 2012 at the Casino sponsored by the PowWow committee. If anybody would like to donate, it would be greatly appreciated.

TREASURERS MONTHLY REPORT

Joanne Peterson asked a question the Tribe does get so much per quarter for the Cigarette tax and it would go into the General Fund to help support the deficit that it is showing right now. Dennis Soulier stated that the Tribe always receives tax reimbursement after the quarter ends.

Laura J. Gordon had a question on the Voight: Is the current policy in place that state that invoices must be received in 3-5 days for reimbursement to be made. Dennis Soulier commented that it was his understanding that they were to be completed in that amount of time.

Dennis mentioned to Council that he met with John Larson and John recommended adding only page ten to the treasurers' report that is presented to the Council, but Dennis Soulier recommends a mix of page one and ten. There will be more discussion at the Council's mini retreat.

Jeanne Gordon moved to approve the Treasurers Report for February 2012. Seconded by Joanne Peterson. Motion carried.

OLD BUSINESS

APPROVAL OF CONTRACTS FOR TOWN OF RUSSELL, BAYFIELD COUNTY WI

Mike Gurnoe moved to approve the contract with the Town of Russell, Bayfield County, WI. Not to exceed \$58,689.29. Seconded by Jeanne Gordon. Discussion. Motion carried.

BUSINESS DEVELOPMENT CORPORATION CHARTER AND BY-LAWS APPROVAL

Dennis Soulier moved to approve Business Development Corporation Charter and By-Laws. Seconded by Jeanne Gordon. Motion carried.

NEW BUSINESS

APPROVAL OF USA BLUEBOOK FOR EQUIPMENT PURCHASED UNDER IHS

Jeanne Gordon moved to approve to waive the bid process as the provider was the vendor authorized and approved by IHS under the terms of the original contract. Not to exceed \$38,500.00. Seconded by Laura J. Gordon. Motion carried.

APPROVAL OF CONTRACT FOR RENEWAL OF ROADS MAINTENANCE WITH TOWN OF RUSSELL

Mike Gurnoe moved to approve the Contract for renewal of Roads Maintenance with the Town of Russell. This is a new contract to replace the previous series of contracts for the same services. The annual funding for this contract is \$34,858.08 for FY 2012. Seconded by Dennis Soulier. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO AUTHORIZING A DOCTORAL STUDY ON RED CLIFF OJIBWE COMMUNITY VIEWS ON SPECIAL EDUCATION

Dennis Soulier moved to approve Resolution **4/2/12A** pertaining to the Study on Red Cliff Ojibwe Community Views on Special Education. Seconded by Joanne Peterson. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO HS/EHS SUPPLEMENTAL APPLICATION FOR COLA FUNDS 2011-2012

Jeanne Gordon moved to approve Resolution 4/2/12B pertaining to the Red Cliff Tribal Head Start/Early Head Start application for supplemental Cost of Living (COLA) funds for the 2011-2012 program years. Seconded by Mike Gurnoe. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO THE PROPOSED 2012-2016 MN 1937 CEDED TERRITORY WILDLIFE MANAGEMENT PLAN

Jeanne Gordon moved to approve Resolution 4/2/12C pertaining to the proposed 2012-2016 MN 1937 Ceded Territory Wildlife Management Plan. Seconded by Laura J. Gordon. Motion carried.

ELDERLY ADVISORY COMMISSION APPOINTMENT

Dennis Soulier moved to waive the posting requirements and to appoint Carl Butterfield – Elder, Brian Boyd – Community member, Carol “Tuffy” Cameron – Community member, Teresa Gordon (Fox) – Elder, Audrey Gordon – Elder, Anna Hanson – Community member, Kathy Hanson – Elder, Sharon LaPointe – Elder, and Betty Wagman – Elder, to the Commission on Aging (COA) Committee. Seconded by Laura J. Gordon. Motion carried.

BUSINESS LICENSE

Dennis Soulier moved to approve the Business License for Gerald DePerry for “DePerry’s on the Lake”. Seconded by Joanne Peterson. Motion carried.

APPROVAL TO AMEND CHAPTER 17 RED CLIFF GAMING ORDINANCES

Dennis Soulier moved to amend Chapter 17 Tribal Gaming Ordinance Section 5: Rules of Play. Seconded by Jeanne Gordon. Motion carried.

APPOINTMENT TO THE CHILDREN’S CHRISTMANS COMMITTEE

Jeanne Gordon moved to appoint Jessica Wegner and Kathy Barri to the Kids Christmas Committee. Seconded by Laura J. Gordon. Motion carried.

APPROVAL OF ELECTION BOARD COMMITTEE

Joanne Peterson moved to approved Julie Gordon, Susie Gurnoe, Ashley L. Peterson, Gena Mertig, Cindy Garrity, Shenna Poch and Krystal Topping to the Election Board Committee. Seconded by Jeanne Gordon. Motion carried.

Dennis Soulier moved to appoint Cindy Garrity as the Chairperson of the Election Board. Seconded by Jeanne Gordon. (One abstention Laura J. Gordon). Motion carried.

MOU BETWEEN RED CLIFF, BAYFIELD COUNTY AND BAYFIELD SCHOOL DISTRICT

Mike Gurnoe moved to approve the MOU between Red Cliff, Bayfield County and the Bayfield School District. Seconded by Joanne Peterson. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO RESOLUTION ESTABLISHING HEALTH CLINIC PROJECT COMMITTEE

Laura J. Gordon moved to ratify Council poll pertaining to the Resolution to establishing a Health Clinic Project Committee. Seconded by Jeanne Gordon. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO LETTER TO SHAKOPEE REGARDING THE LOAN

Jeanne Gordon moved to ratify Council poll pertaining to letter to Shakopee regarding the loan. Seconded by Laura J. Gordon. Motion carried.

RATIFY COUNCIL POLL PERTAINING TO AUTHORIZE THE CHAIRPERSON TO SIGN A CONTRACT TO PURCHASE 12 SLOT MACHINES

Dennis Soulier moved to ratify Council poll pertaining to authorizing the Chairperson to sign a Contract to purchase 12 slot machines. Seconded by Laura J. Gordon. Motion carried.

OTHER

Jeanne Gordon moved to go into Executive Session. Seconded by Dennis Soulier. Motion carried.

Marvin Defoe moved to return to Regular Session. Seconded by Laura J. Gordon. Motion carried.

Laura J. Gordon moved to hire Andrea Hudson, as the Medical Assistant. Seconded by Marvin Defoe. Motion carried.

Marvin Defoe moved to re-post the Tribal ADRS until filled. Seconded by Joanne Peterson. (One abstention Jeanne Gordon). Motion carried.

Marvin Defoe moved to adjourn. Seconded by Joanne Peterson. Motion carried.

Adjourned: 8:15 p.m.

Respectfully Submitted:



Jeannie Balber
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary
Red Cliff Tribal Council