

Red Cliff Band of Lake Superior Chippewa Indians

SPECIAL COUNCIL MEETING

April 21, 2015

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

Meeting called to order by Chairperson Rose Soulier at 2:00 p.m.

ROLL CALL

Rose Soulier, Present
Bryan Bainbridge, Present
Laura J. Gordon, Present
Dennis Soulier, Present
Quorum

Mike Gurnoe, Present
Steven Boyd, Present
Chris Boyd, Absent (Excused)
Jeanne Gordon, Present
Marvin Defoe, Present

Also in attendance: Dave Ujke, Tribal Attorney; Wade Williams, Assistant Tribal Attorney; Rick Peterson, CFO; Patty Deragon-Navarro, Health Division Director; Denise Carlson, Family Services Administrative Assistant; Chad Abel, Treaty Natural Resources Division Administrator and community members.

AGENDA

Add "Approval of business permit for John Duffy" to Other.

Add "Approval of Resolution is pertaining to the exemption/waiver of Facilities Management and Food & Related Expense to the Red Cliff Summer Feeding Program" to Other.

Bryan Bainbridge moved to approve the agenda as amended. Seconded by Dennis Soulier. Motion carried.

Bryan Bainbridge moved to go into Executive Session. Seconded by Dennis Soulier. Motion carried.

Bryan Bainbridge moved to return to Regular Session. Seconded by Laura J. Gordon. Motion carried.

ACTION FROM EXECUTIVE SESSION

Steven Boyd moved to rescind motion regarding Interim Compliance Director Appointment (Carol Cameron). Seconded by Jeanne Gordon. Motion carried.

Marvin Defoe moved to appoint Charlie Bresette to the Interim Director of Compliance position. Seconded by Jeanne Gordon. Motion carried.

Bryan Bainbridge moved to accept the General Manager Casino report. Seconded by Mike Gurnoe. (1 abstention: Dennis Soulier). Motion carried.

OPENING CEREMONY

Opening ceremony performed by Leo LaFornier Jr.

JOHN W. VAUDREUIL, UNITED STATES ATTORNEY

Introduction of John W. Vaudreuil. He is the current United States Attorney for the Western District of Wisconsin. He explained that he had offered his assistance to tribes in the district in clarifying aspects of marijuana legalization.

Attorney Vaudreuil spoke of the two memos released regarding legalization. The memo released in October has caused much confusion among tribes nationally. He explained that the memo did not (and could not) legalize marijuana. The Wisconsin Legislature and the United States Congress are capable of changing law. The memo gave the U.S. Attorney's office the ability to use discretion on prosecution. Some states that have chosen to legalize have instituted strong marijuana regulatory systems, Colorado and Washington specifically.

Since marijuana is illegal in Wisconsin and a Public Law 280 state, individuals within the reservations are subject to state criminal prosecution, even if tribes chose to legalize within reservation boundaries. Menominee, not PL208, is not subject to state law but continues to be subject to federal law, in which marijuana remains illegal. Wisconsin law does allow the use of "CBD" or cannabis oil to treat patients with seizure disorder. It was described as a very narrow law that does not allow cannabis oil manufacturing.

Some questions were asked by community members of hemp production and growth. He stated that he did not have a clear understanding of hemp, but believed that USDA would need to be involved. He offered to follow up with more information.

COMMUNITY COMMENTS/ANNOUNCEMENTS

Bayfield School Pow Wow will be held on April 24th.

Clarissa Bressette asked for update on Dr. Heitsch. Tribal Chair stated there was no update at this time.

Krystle Topping announced that youth will be picking up garbage tomorrow April 22nd followed by "Power juicing" at 6:00 p.m. at the Youth Center. She invited youth to participate.

GAMING COMMISSION REPORT

No report available. Letter from Rebecca Benton stating the Commission had not met.

COMPLIANCE REPORT

No report available.

OLD BUSINESS

TREASURERS REPORT (TABLED FROM 4.6.15)

A few points were highlighted in the report.

Jeanne Gordon moved to accept the Treasurer's report for February 2015. Seconded by Marvin Defoe. Motion carried

NEW BUSINESS

APPROVAL OF CASH FLOW BUDGET FOR MAY 2015

Mike Gurnoe moved to approve Legendary Waters Resort and Casino Cash Flow Budget for May 2015. Seconded by Jeanne Gordon. Motion carried.

APPROVAL OF UW PARTNERSHIP CLIMATE CHANGE GRANT

The purpose of the proposal is to build capacity and facilitate discussion within WI Tribes; link tribes to available planning and assessing resources; and pursue these goals using methods that prioritize traditional ecological knowledge.

Laura J. Gordon moved to approve Resolution **4/21/15A**. Seconded by Jeanne Gordon. Motion carried.

APPROVAL OF COOPERATIVE AGREEMENT FOR WILDFIRE MANAGEMENT WITH BIA

Under this agreement, the parties will cooperate in wildland fire management activities and all hazard duties related to national, regional and field programs.

Dennis Soulier moved to approve Resolution **4/21/15B** pertaining to Wildland Fire Management Cooperative Agreement with BIA. Seconded by Marvin Defoe. Motion carried.

APPROVAL OF CHALLENGE COST SHARE AGREEMENT US FOREST SERVICE

The purpose of the agreement is to document the cooperation between the Red Cliff Tribe and the U.S. Forest Service for sharp-tail grouse restoration of scrub habitat in Moquah Barrens and develop cooperative capacities in natural resource management.

Bryan Bainbridge moved to approve the agreement. Seconded by Jeanne Gordon. Motion carried.

2015 NATIVE YOUTH AND CULTURE FUND/RESOLUTION GRANT SUBMISSION

Grant proposal for "Good Path Project", a culture project involving youth ages 8-12 years.

Dennis Soulier moved to approve Resolution **4/21/15C** pertaining to the submission of proposal(s) to obtain funding through foundation(s), in support of the Red Cliff Family/Human Services Division-Youth Program with corrections. Seconded by Jeanne Gordon. Motion carried.

APPROVAL OF "OUT OF AREA PRESCRIPTIONS"

The policy defines service area as Bayfield County. Prescription requests for controlled substances for clients living outside the service delivery area will not be accepted and/or filled. The exception is if the prescription is written by a RCCHC primary care provider.

Laura J. Gordon moved to approve the policy. Seconded by Mike Gurnoe. Discussion: Dennis asked that Health Board approval date be added to document. Motion carried.

APPROVAL OF VERIFICATION OF CANDIDATES FOR 2015 PRIMARY ELECTION

The following individuals are enrolled members of the Red Cliff Band of Lake Superior Chippewa and meet the requirements to be placed on the ballot for the 2015 Primary Election:

Tribal Chair Candidates:

- Lincoln S. Morris
- Bryan J. Bainbridge
- Nathan W. Gordon
- Michael Du Wayne Soulier
- Marvin F. Defoe, Jr.
- Ryan T. Defoe
- George P. Newago

Tribal Treasurer Candidates:

- Krystle A. Topping
- Anthony (Antone) M. Basina
- Lisa Bissell-Farrell

Jeanne Gordon moved to verify the candidates. Seconded by Steven Boyd. Discussion: Laura J. Gordon will confirm the spelling of "Michael Du Wayne Soulier" and place candidates in order of submission. Motion carried.

OTHER

Steven Boyd moved to approve Resolution 4/21/15D pertaining to exemption/Waiver of Facilities Management and Food Related Expense to Red Cliff Summer Feeding Program along with a 10% Indirect Cost Expense vs. the most current approved Indirect Cost Rate of 22.98%. Seconded by Marvin Defoe. Motion carried.

Dennis Soulier moved to approve the Business License for John Duffy for Catering Food. Seconded by Jeanne Gordon. Motion carried.

Steven Boyd moved to go into Executive Session. Seconded by Jeanne Gordon. Motion carried.

Dennis Soulier moved to return to Regular Session. Seconded by Bryan Bainbridge. Motion carried.

Steven Boyd moved to make a counter offer as discussed in Executive Session. Seconded by Bryan Bainbridge. Motion carried

ADJOURN

Dennis Soulier moved to adjourn. Seconded by Mike Gurnoe. Motion carried.

Adjourned 7:08 p.m.

Respectfully Submitted:



Alana Babineau
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary
Red Cliff Tribal Council