

# Red Cliff Band of Lake Superior Chippewa Indians

## REGULAR COUNCIL MEETING

April 4, 2016

2:00 p.m. Red Cliff Tribal Administration Bldg. Conference Room

4:30 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

Jeanne Gordon, Present

Marvin Defoe, Present

Steven Boyd, Present

Chris Boyd, Present @ 4:30 p.m.

Dan Duffy, Present

Also in attendance: Dave Ujke, Red Cliff Tribal Attorney, Wade Williams, Red Cliff Assistant Attorney, Division Administrators, and community members.

### AGENDA

Laura J. Gordon moved to approve the agenda as amended. Seconded by Jeanne Gordon. Motion carried.

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

Jeanne Gordon moved to return back to Regular Session. Seconded by Laura J. Gordon. Motion carried.

Laura J. Gordon moved to approve to waive the bid process for and Sole Source the Falmouth contract to complete the FY2017 Indirect Cost Proposal. Seconded by Marvin Defoe. Motion carried.

Jeanne Gordon moved to approve the extension with Kurt Tucker (Midwest Professionals) until April 22, 2016 with the understanding that penalties will be enforced if it is stated in the contract. Seconded by Steven Boyd. Motion carried.

### OPENING CEREMONY

Opening ceremony was performed by Jim Pete.

**APPROVAL TO PROCEED WITH DESIGN AND FUNDING FOR SPIRIT ISLAND RESTORATION AT RASPBERRY CAMPGROUND**

Three options were presented to Council: Option #1 "Use Cuttings and Sod Mats with Staking. Option #2 "Use Woody Transplants instead of Sod Mats and Cuttings" and Option #3 "Use Cuttings and 'Burrito' Soil Lifts. A lengthy discussion was had on which would be the best option. There was concern on access to site due to the shallow river bed. The heavy equipment will leave impression on land and trees will need to be cut down. Chad ensured all three design options are within budget. Chad and Gary Haughn from NRCS will reevaluate and to bring back with recommendation with consideration of Council concerns.

**MINUTES**

Marvin Defoe moved to approve the March 7, 2016 minutes with corrections. Seconded by Krystle Topping. Motion carried.

Nathan Gordon moved to approve the March 16, 2016 minutes with corrections. Seconded by Chris Boyd. Motion carried.

Krystle Topping moved to approve the March 22, 2016 minutes with corrections. Seconded by Marvin Defoe. Motion carried.

**COMMUNITY COMMENTS/ANNOUNCEMENTS**

Dan Duffy announced to the community that the Buffalo Bay campground will be opening up this month.

Strengthening Families Parenting classes sponsored by the ZHV Program begins April 6, 2016. Six weekly sessions will be held.

Primary Tribal Election Candidacy deadline for the Vice-Chair and Secretary positions is April 6, 2016.

Free Tribal IDs will be provided for voting purposes.

**TREASURER MONTHLY REPORT**

A few points were discussed.

Chris Boyd moved to accept the Treasurers report for the Month of February 2016. Seconded by Laura J. Gordon. (1 abstention: Krystle Topping). Motion carried.

**OLD BUSINESS**

**BLUE STONE STRATEGY GROUP**

Marvin Defoe moved to the Bluestone Strategy Group Proposal. Seconded by Nathan Gordon. Discussion: to authorize Ellen Kwiatkowski and Wade Williams to finish negotiating on the

contract, not to exceed the \$54,000 and to waive the bid process. (1: opposed: Laura J. Gordon). Motion carried.

## **NEW BUSINESS**

### **APPROVAL OF REQUEST FOR A THREE BID WAIVER FOR TO SOLE SOURCE WITH FRANK LARSON CONSULTING**

Jeanne Gordon moved to waive the three (3) bid process to Sole Source with Frank Larson Consulting to conduct the P.L. 93-638 training. Seconded by Nathan Gordon. Motion carried.

### **APPROVAL OF ECC ADDENDUM TO EMPLOYEE HANDBOOK**

A few questions were asked regarding change to "II. Recruitment and Selection". It was decided that clarification is needed regarding this change.

Krystle Topping moved to approve two changes: 1.) The addition of the line *"For the purpose of this addendum, the definition of the Early Childhood Center (ECC) staff shall include staff funded in whole or part by Head Start, Early Head Start, and/or Child Care"* and 2.) The addition of *"and Office of Child Care"* to #3 of V. Internal Dispute Resolution Procedures. Dee Gokee-Rindal is to clarify the change regarding Personnel Selection Committee members under "II. Recruitment" and bring back at a later date. Seconded by Jeanne Gordon. Motion carried.

### **APPROVAL OF RESOLUTION PERTAINING TO THE ANA SEDS GRANT PROPOSAL**

Krystle Topping moved to approve Resolution 4/4/16A pertaining to authorizing the application for grant funds from the Department of Health and Human Services, Administration for Children and Families, Administration for Native Americans, Social and Economic Development Strategies with corrections. Seconded by Dan Duffy. Motion carried.

### **APPROVAL OF RESOLUTION PERTAINING TO THE 2016 ANA ENVIRONMENT REGULATORY ENHANCEMENT GRANT**

Laura J. Gordon moved to approve the Resolution 4/4/16B. Seconded by Jeanne Gordon. Discussion: Marvin Defoe asked that the ceded territory be included in planning in future. Motion carried.

### **APPROVAL OF RESOLUTION PERTAINING TO WTCAC REPRESENTATION**

Laura J. Gordon moved to approve Resolution 4/4/16C pertaining to the Red Cliff Representatives, of Chad Abel, Nathan Gordon, and Todd Norwood as the alternate to the Wisconsin Tribal Conservation Advisory Council. Seconded by Jeanne Gordon. Motion carried.

### **APPROVAL OF CONTRACT FOR COLEMAN ENGINEER**

Krystle Topping moved to approve the Contract with Coleman Engineering for the Infiltration and Inflow Study File name BE-15-J58, not to exceed the amount of \$85,360. Seconded by Laura J. Gordon. Motion carried.

**APPOINT LORNA GAMBLE TO THE AIAA BOARD OF DIRECTORS REPRESENTATION**

Jeanne Gordon moved to appoint Lorna Gamble to the AIAA (American Indians Against Abuse Tribal Coalition) as the Representative for Red Cliff. Seconded by Chris Boyd. Motion carried.

**APPOINT ELECTION BOARD/APPOINT ELECTION BOARD CHAIR**

Selection made by secret ballot.

Laura J. Gordon moved to appoint Ashley L. Peterson, Cindy L. Garrity, Cheri Defoe, Josh Gordon and Mallory Andrews (all with 8 votes), with Rebecca L. Gordon and Dennis J. Soulier (each with 7 votes) as alternates. Seconded by Marvin Defoe. Motion carried.

Steven Boyd moved to appoint Cindy Garrity as the Election Board Chairperson. Seconded by Jeanne Gordon. Motion carried.

Marvin Defoe moved to destroy the ballots. Seconded by Dan Duffy. Motion carried.

**RATIFY COUNCIL POLLS**

Jeanne Gordon moved to ratify Council Poll pertaining to the Submission of the FY16 Native American Library services Basic Grant Program from the Institute of Museum and Library Services. Seconded by Laura J. Gordon. (1 abstention: Krystle Topping). Motion carried.

Steven Boyd moved to ratify Council Poll pertaining to the Submission of the FY16 Native American Library service Enhancement Grant application. Seconded by Chris Boyd. (1 abstention: Krystle Topping). Motion carried.

**OTHER**

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

Laura J. Gordon moved to return back to Regular Session. Seconded by Krystle Topping. Motion carried.

Laura J. Gordon moved to approve the Clinic Contract with Ellie Heydari, D.D.S. Seconded by Jeanne Gordon. Discussion: Not to exceed the amount that was present. Motion carried.

Laura J. Gordon moved to approve to hire Jeremy Eugene McClain as the Family/Human Services Administrator and to have Administration and the HR Department do the negotiating. Seconded by Krystle Topping. (1 abstention: Chris Boyd). Motion Carried.

Laura J. Gordon moved to approve to hire Randall R. Redpath as the Chief Financial Officer and to have Administration and the HR Department do the negotiating. Seconded by Jeanne Gordon. (1 abstention: Chris Boyd). Motion carried.

Chris Boyd moved to table the ICW Recommendations. Seconded by Jeanne Gordon. Motion carried.

**ADJOURN**

Krystle Topping moved to adjourn. Seconded by Jeanne Gordon. Motion carried.

Adjourned 8:29 p.m.

Respectfully Submitted:

  
Alana Babineau  
Recording Secretary

ATTEST:

  
Laura J. Gordon, Secretary  
Red Cliff Tribal Council