

# Red Cliff Band of Lake Superior Chippewas

## SPECIAL COUNCIL MEETING

May 21, 2013

4:30 p.m. Legendary Waters Buffalo Bay Grand Ballroom

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

### ROLL CALL:

Rose Soulier, Present

Joanne Peterson, Present

Nathan Gordon, Present

Jeanne Gordon, Absent

Laura J. Gordon, Present

Bryan Bainbridge, Present

Dennis Soulier, Present

Marvin Defoe, Present

Mike Gurnoe, Present

Quorum

In attendance: David Ujke, Tribal Attorney and community members. Jeanne Gordon is traveling.

Honored Diane Defoe for Wisconsin Teacher of the Year and also Elder of the Year. Tribal Chairperson read from two nominations papers for each award presented to her. Tribal Chairperson presented her with a beautiful plaque in appreciation and stated that Diane is the first Tribal member to receive both awards. Jim Pete, Rose Gordon and Rob Goslin spoke about Diane, she cut the cake and everyone enjoyed it.

### OPENING CEREMONY

Opening prayer performed by Rob Goslin.

### AGENDA

Add with Ex. Director Gaming report the approval of NIGC contract and resignation of Chairman from the Gaming Commission. Marvin Defoe moved to approve the amended agenda. Seconded by Dennis Soulier. Motion carried.

### COMMUNITY COMMENTS/ANNOUNCEMENTS

Rose Gordon spoke about her vision for this community when elders taught the younger members. Diane is a good example working with kids. That the community works together as a team to rid the reservation of the violence and drugs etc. that has been occurring here. The outside is creeping onto this reservation. This is not a good example for children growing up. She used the word we rather than I when speaking. Also about the dogs running around without a leash and she feels that the Wardens do nothing about them. This fall she intends with others to teach a cooking class, it will be good to see families eating healthier. They are looking for an Elder to serve on the Advisory Committee for the AODA program. Her words come from the heart. Tribal Chair stated yes we have to work together as a team and that it will be followed up with the Wardens regarding the dogs.

Larry Deragon's concern was municipal license plates and it being mandatory for programs to use the Tribal license plates. When a municipal plate expires the cost is only \$5.00 could there be a reduced fee on Tribal licenses for trucks. Tribal Chair will check into it on license plates.

Bob Bear spoke about the two cars downstairs in the parking lot. Are they still running and being used, what about Tribal license plates for them. Chair stated the Code would have to be changed. The two vehicles downstairs work and are used. There was a problem with the wrong plates on vehicles and matching numbers that was being worked on. Does a program like elderly need so many vehicles if they don't get rid of them.

Thank you card received from the family of Gladys DePerry.

Thank you card received from Gretchen Morris and the Dance troop that went to DC, a picture of the troop was sent with it.

Thank you for the gift received from Mike and Pat Berlin who retired from BIA.

Bryan Bainbridge moved to go into Executive Session for Casino report with Tribal members. Seconded by Joanne Peterson. Motion carried.

Mike Gurnoe moved to return to Regular Session. Seconded by Nathan Gordon. Motion carried.

#### **CASH FLOW BUDGET**

Discussed, adding \$200,000 for payables. Joanne Peterson moved to approve the cash flow budget at \$770,555. Seconded by Bryan Bainbridge. Motion carried.

#### **GAMING COMM. EX. DIRECTOR/TOM JEFFORDS**

Apologized for late report his computer crashed. Worked on the audits only have five recommendations due to the staff at the casino stepping up. Tom is finishing Chapter 17 for finalization, some clarification on part of it, typo etc. and will send it to Dave. We were going to send Ashley Peterson to the training in June by the Falmouth Institute. Tom would like to see them come here for training; cost would be \$3300 as long as there are 10 people in attendance. Could have it set up in September after school starts, feels it would be more beneficial. Discussed. Tom is working with Mike Christensen and Diane Peterson on the budget. After the audit the casino will be in Tier B and he will keep Kevin Lien and Deron Dunkley in the loop regarding it.

Bryan Bainbridge moved to approve the Ex. Director's report. Seconded by Dennis Soulier. Motion carried.

NIGC would save us monies for fingerprinting than what we have now, \$10 less per person and would get them back faster than the FBI. Employee's pay \$50 for their license maybe it could cost less. Bryan Bainbridge moved to approve the MOU with NIGC with corrections for

fingerprinting. Seconded by Nathan Gordon. Motion carried. Tom is to update the Council in his monthly reports.

Laura J. Gordon moved to accept the resignation of Chris Boyd as Chairman of the Gaming Commission. Seconded by Bryan Bainbridge. Thank you to be sent to Chris in appreciation for his services. Motion carried.

Dennis Soulier moved to appoint Rick Peterson as Chairman of the Gaming Commission. Seconded by Bryan Bainbridge. Motion carried. Post for one position.

#### **COMPLIANCE REPORT**

Jim Hurley is not here he had to stay with his wife who had surgery. He needs to have more detail and sentences in his report. Joanne Peterson moved to approve the Compliance Report. Seconded by Nathan Gordon. Motion carried.

#### **GAMING COMMISSION CHAIRMAN**

Dennis Soulier moved to approve report. Seconded by Mike Gurnoe. Motion carried.

#### **OLD BUSINESS**

##### **EMERALD ASH BORER/CHAD ABEL**

Chad explained Council asked for a plan, a public meeting was held and he did some rewording on the 25 mile status. Discussed. Mike Gurnoe moved to approve Resolution **5/21/13A** EAB Response Plan. Seconded by Marvin Defoe. Motion carried.

##### ***Chapter 11 Logging, Burning and Woodcutting***

Chad explained the Code change on the banning of outside firewood being brought to our campgrounds etc. Joanne Peterson moved to approve with change for posting. Seconded by Dennis Soulier. Discussion Dave Ujke will work with Chad Abel's office to amend this code. Motion carried.

##### ***EAB Firewood Flyer***

This will be posted in our campgrounds.

##### ***Estuaries and Coastal Wetlands of Lake Superior***

Use of Ojibwa words on plants/species inserted, captions on photo's Tribes role. Chad is okay with it. Laura J. Gordon moved to approve. Seconded by Nathan Gordon. Motion carried.

#### **TROY GORDON PERMIT**

Troy is asking for a Business permit to have it on the reservation, he has not identified a site yet no commercial parcels available. Jeff Benton sent him letters asking for more documentation. Discussed. Bryan Bainbridge moved to have all documents received before approved. Seconded by Joanne Peterson. Jeff Benton will come up with a list to what's needed and

questions. Jeff will cc the list to the appropriate parties and have it back by June 3, 2013 Council meeting. Motion carried.

#### **TOBACCO PRODUCTS TAX AGREEMENT FUND**

This was tabled at the last meeting and discussed. Dave checked and the refund percentage was statutory. Dennis Soulier moved to approve Resolution **5/21/13B** relating to the Refund of Precollected Excise Taxes on Tobacco Products. Seconded by Bryan Bainbridge. Motion carried.

#### **NEW BUSINESS**

##### **LEASES/STEVE BULLEY**

Bryan Bainbridge moved to approve Resolution **5/21/13C** residential lease for Jeremy Defoe on Bishop Loop. Seconded by Nathan Gordon. 1 opposed (Mike Gurnoe). Motion carried.

Marvin Defoe moved to approve Resolution **5/21/13D** to place "Peggy Charette" property into Trust Status. Seconded by Dennis Soulier. Motion carried.

##### **HOME VISITING PROGRAM/ERIN TENNEY**

This is a continuing grant for the Zaagichgaazowin Home Visiting Program. Joanne Peterson moved to approve. Seconded by Bryan Bainbridge. Motion carried.

##### **CHILD SAFETY SEATS/JACOB MAAS**

Dennis Soulier moved to approve Contract/Resolution **5/21/13E** pertaining to Child Passenger Safety Seats grant Memorandum of Agreement. Seconded by Mike Gurnoe. Motion carried.

##### **RED CLIFF SANITARY DEFICIENCY SYSTEM PRIORITY LIST**

Priority list presented to Council by Larry Deragon and Eric Lindman. Eric explained how they get funding for these projects. Larry explained as long as the water lines were being replaced in the Old Housing to do the sewer lines at the same time. Discussed the priority list. Marvin Defoe moved to approve the top 4 on the Priority list. Seconded by Bryan Bainbridge. Motion carried.

##### **FY 2012 SUMMER FOOD PROGRAM**

Nathan Gordon moved to approve Resolution **5/21/13F** Summer Food Program. Seconded by Bryan Bainbridge. Motion carried.

##### **POLICE DEPT. GRANT/LINDA BARNES**

Dennis Soulier moved to approve Resolution **5/21/13G** pertaining to the submission of the Cops Hiring Grant to US Dept. of Justice in support of the Red Cliff Police Dept. Seconded by Marvin Defoe. Motion carried.

### **BUSINESS LICENSE**

Joanne Peterson moved to table the Business license for Josh Butterfield “Honest Engine” for PAC review. Seconded by Bryan Bainbridge. Motion carried.

### **BUSINESS LICENSE**

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

### **BUSINESS LICENSE**

Nathan Gordon moved to approve Business License for Curtis P. Basina for “Buffalo Bay Store, INC. (Native Spirits Gifts). Seconded by Dennis Soulier. Motion carried.

### **RESIGNATION**

A resignation was received from Sarah L. Defoe-Gordon from the Friends of the Dirt Committee. Bryan Bainbridge moved to accept the resignation. Seconded by Joanne Peterson. Send thank you letter in appreciation for her services. Motion carried.

### **OTHER**

Discussion on the snowmobile trail. Consensus was to get the previous team together look at options and move forward.

Kevin Lien would like to meet with the Council in Executive Session need to amend the agenda. Dennis Soulier moved to add d.) Kevin Lien in Executive Session. Seconded by Joanne Peterson. Motion carried.

Nathan Gordon moved to go into Executive Session. Seconded by Joanne Peterson. Motion carried

Marvin Defoe moved to return to Regular Session. Seconded by Dennis Soulier. Motion carried.

Joanne Peterson moved to hire Vicky Gordon for the Part-time Cook for the Elderly, with Michael “Scooter” Charette as the alternate. Seconded by Dennis Soulier. Motion carried.

Laura J. Gordon moved to allow the Chair and Vice Chair to negotiate the Attorney Contract as discussed in Executive Session. Seconded by Joanne Peterson. (1 contrary Dennis Soulier). Motion carried.

Laura J. Gordon moved to authorize Dave Ujke to restructure of the legal office and also to look into the taxation etc... to increase revenues for the Tribe. Seconded by Nathan Gordon. Motion carried.

Nathan Gordon moved to adjourn. Seconded by Marvin Defoe. Motion carried.

Adjourned at 11:10 p.m.

Respectfully Submitted:



Kathy Hanson  
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary  
Red Cliff Tribal Council