

Red Cliff Band of Lake Superior Chippewa Indians

SPECIAL COUNCIL MEETING

May 17, 2016

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
Steven Boyd, Present
Chris Boyd, Present
Daniel Duffy, Present

Also in attendance: Jim Rider, Legendary Waters GM, Dave Ujke, Red Cliff Tribal Attorney, Lisa Bissell, Interim CFO, and Community members.

AGENDA

Nathan Gordon moved to approve the agenda as amended. Seconded by Krystle Topping. Motion carried.

Laura J. Gordon moved to go into Executive Session. Seconded by Chris Boyd. Motion carried.

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

OPENING CEREMONY

Opening ceremony performed by Jim Pete.

Laura J. Gordon moved to approve the Resolution of Rehabilitation **5/17/16A** for Angela Benton. Seconded by Jeanne Gordon. Motion carried.

Laura J. Gordon moved to approve the Clinic contract with Barb Nevela as the Family Nurse Practitioner (FNP), and also to include in the contract the Language of "upon successful completion of the 90 day probation period". Seconded by Nathan Gordon. Motion carried.

COMMUNITY COMMENTS/ANNOUNCEMENTS

Kellie Pederson and Ellen Kwiatkowski were here to talk about the National Marine Sanctuary Nomination Proposal. They passed out a booklet on the subject. Kellie asked to be put on the agenda for the next Council meeting. Laura J. Gordon will add them to the agenda.

Curt Basina was here to talk about his disappointment in the hiring of consultants to open a new Smoke Shop at Legendary Waters. Curt said he thinks that the money used could be spent elsewhere. Chairman Bainbridge stated that they have already started the process for this and are engaged in the contract already. Chairman Bainbridge also mentioned that they did not want to contact the local businesses because they did not want to cause any conflict.

Dan Duffy spoke about the Campground and Marina. He is looking to see what Tribal Members would pay for a boat launch and if it was free for them. In the past he believes that they had a reduced fee. Jeanne Gordon and Laura J. Gordon stated that they will search the old minutes to see if they can find any action that was taken for the reduced fees.

The Chairman and Vice-Chairman After Hour Session will be held on Wednesday, May 25, 2016. Please contact Jeanne Gordon for an appointment. Walk-ins are welcome.

Spring Clean-up begins on May 22, 2016 and goes until May 27, 2016.

Krystle Topping moved to go into Executive Session for Casino Financials with Tribal Members. Seconded by Jeanne Gordon. Motion carried.

Steven Boyd moved to return to Regular Session. Seconded by Jeanne Gordon. Motion carried.

Jeanne Gordon moved to recommend that the Casino Financials be put on an overhead projector so that the Tribal Members are able to see the financials, and to have the Casino Comptroller be present at these meetings. Seconded by Marvin Defoe. Motion carried.

Steven Boyd moved to accept the Casino Financial report. Seconded by Marvin Defoe. (1 Opposed: Jeanne Gordon). Motion carried.

GAMING COMMISSION REPORT

Desiree Livingston was here to do her report. She mentioned that the Non-Gaming License Policy will be coming back to the Gaming Commission because the proper steps weren't taken

Laura J. Gordon moved to accept the Gaming Commission report with corrections. Seconded by Jeanne Gordon. Motion carried.

COMPLIANCE REPORT

Laura J. Gordon asked Charlie Bresette if he could explain the 543 information. Charlie explained that this information ties in with the Internal Controls. He is in the process of combining this to that. This should have been done in 2015.

Steven Boyd asked Charlie if the Department Managers could give a written response back to Charlie after getting Surveillance reports. Charlie mentioned that most managers give a verbal response. Most of the issues are operational issues.

Marvin Defoe moved to accept the Compliance report for April 2016. Seconded by Dan Duffy. Motion carried.

OLD BUSINESS

NEW BUSINESS

APPROVAL OF CASH FLOW BUDGET

Marvin Defoe moved to approve the Cash Flow Budget for June 2016. Seconded by Laura J. Gordon. Discussion: Nathan Gordon asked that the actual figures be brought back. They will mention that to Jim Rider. (1 Abstention: Dan Duffy). Motion carried.

APPROVAL OF HUMAN/FAMILY SERVICES ADVISORY COMMITTEE BY-LAWS

Krystle Topping moved to table the Human/Family Services Advisory Committee by-laws. Bring back for final approval. Seconded by Dan Duffy. Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO FY16 SUMMER FOOD PROGRAM

The Food Distribution is asking to waive the Indirect Cost and Facilities Maintenance costs. Chairman Bainbridge asked Krystle Topping if this would follow the rules of the Zero Deficit Plan. Krystle Topping says it does not support this.

Marvin Defoe moved to approve the FY16 Summer Food Program with the full amount of IDC/FM included in the budget, and also to have the accounting/program monitor it closely and watch for the negative impacts. Seconded by Steven Boyd. Motion carried.

APPROVAL OF EARLY HEADSTART AND HEAD START CONTRACT BID WAIVER

Nathan Gordon moved to approve the Early Head Start and Head Start contract bid waiver with the Red Cliff Community Health Clinic. Seconded by Laura J. Gordon. Discussion: to replace the language in the contract to reflect "The Red Cliff Health Clinic". Motion carried.

APPROVAL OF RESOLUTION TO HEAD START STATE OF WI DPI GRANT 2016-2017

There was discussion on the Indirect and Facilities Management costs. Nicole Boyd explained that they are not allowable costs for this grant. Chairman Bainbridge would like Nicole Boyd to look into this and if they are allowable the Tribe will collect them.

Marvin Defoe moved to approve the Head Start State of WI DPI grant 2016-2017, and to have administration check to see if IDC and FM are allowable. Motion dies for a lack of a seconded.

Marvin Defoe moved to approve the Resolution 5/17/16B pertaining to the Head Start State of WI DPI grant 2016-2017 as presented. Seconded by Jeanne Gordon. (2 Opposed: Chris Boyd and Krystle Topping), (1 abstention: Nathan Gordon). Motion carried.

APPROVAL OF RESOLUTION PERTAINING TO 2016 BIA CLIMATE RESILIENCE GRANT

Krystle Topping moved to approve the Resolution 5/17/16C pertaining to the 2016 BIA Climate Resilience grant proposal. Seconded by Dan Duffy. Motion carried.

APPROVAL OF CONTRACT WITH C&S DESIGN & ENGINEERING / WAIVE THE PROCUREMENT PROCESS TO SOLE SOURCE

It was mentioned that under this contract there is no tax added and that there should be. Jeff Benton said he will go back and have them add the tax to the contract.

Marvin Defoe moved to send to Legal to amend Sub 4 of 16.9.7 of the Code of Laws. Seconded by Dan Duffy. Discussion: this will include architectural also. Motion carried.

Krystle Topping moved to approve to waive the Procurement process to Sole Source with C&S Design & Engineering. Seconded by Dan Duffy. Motion carried.

OTHER

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

Jeanne Gordon moved to return to Regular Session. Seconded by Chris Boyd. Motion carried.

ADJOURN

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

Adjourned 8:52 p.m.

Respectfully Submitted:



Cheri Defoe
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary
Red Cliff Tribal Council