

# Red Cliff Band of Lake Superior Chippewa Indians

## SPECIAL COUNCIL MEETING

August 21, 2014

3:00 p.m. at Legendary Waters Grand Ballroom

Meeting called to order by Chairperson Rose Soulier at 3:00 p.m.

### ROLL CALL

Rose Soulier, Present

Bryan Bainbridge, Absent "Excused"

Laura J. Gordon, Present @ 3:40 p.m.

Dennis Soulier, Present

Mike Gurnoe, Absent "Excused"

Steven Boyd, Present

Chris Boyd, Present

Jeanne Gordon, Present

Marvin Defoe, Present

Quorum

In Attendance: Kevin Lien, Casino GM, Dave Ujke, Tribal Attorney, Wade Williams, Tribal Assistant Attorney, and Community members.

### AGENDA

Added "Request for Amicus Support" to Other.

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

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

### OPENING CEREMONY

Opening Ceremony was performed by Leo LaFernier Jr.

### TREATY NATURAL RESOURCE INTERNS PRESENTATION

Youth workers Dalton Gordon and Makayla Defoe showed a PowerPoint slideshow displaying photos and described activities they were involved in throughout the summer. They had a good time and learned a lot.

### CLINIC CONSTRUCTION PROJECT UPDATE

Photos were shown from the beginning to the completion of the project. One more planning meeting is scheduled to tie up the remainder of the project financials. The committee will also be discussing ways to prevent sidewalk bowing, similar to the issues Legendary Waters has had.

The Health Center Grand Opening on August 20<sup>th</sup> was a great event and was well attended.

### **COMMUNITY COMMENTS/ANNOUNCEMENTS**

Christie Andrews requested information on the Citizen of the Month nomination process. She spoke of Larry Butterfield and his dedication to his work. She was told that Citizen of the month forms is available with Jeanne Gordon at the Tribal Office.

Marvin Defoe moved to go into Executive Session with Tribal members for Casino Financials. Seconded by Dennis Soulier.

Steven Boyd moved to return to Regular Session. Seconded by Marvin Defoe.

Marvin Defoe moved to accept the Casino report for April and May. Seconded by Laura J. Gordon. Motion carried,

### **APPROVAL OF CASH FLOW BUDGET FOR SEPTEMBER 2014**

Dennis Soulier moved to approve the Cash Flow Budget for September 2014 in the amount of \$936,432. Seconded by Laura J. Gordon. Motion carried.

### **GAMING COMMISSION REPORT**

Gaming Commission Chairperson Rebecca Benton provided a written report to the Council along with Commission meeting minutes. She stated that Dave Ujke has been a great help to the commission in understanding their roles and other business.

Dennis Soulier stated that he believed some employees may be due to renew their Resolution of Rehabilitation. From what he understood, this should be done every two years. He will follow up with Rebecca on this.

Jeanne Gordon moved to accept the Gaming Commission report. Seconded by Dennis Soulier. Motion carried.

### **COMPLIANCE REPORT**

Interim Director of Compliance Ray Defoe, Jr. was present and gave an overview of his written report. He has been working on a compliance issue with the Table Games department and the recent bad beat win. He will be presenting his findings to the Gaming Commission. He had also consulted Dave Ujke in regards to the Key master game on the gaming floor. It is uncertain if the games should be considered a game of skill or chance. Dave Ujke recommended that the Tribe pass an ordinance on these types of games to include reasonable limits.

Laura J. Gordon moved to direct Legal to draft an ordinance in regards to the Key master games to be presented at next month's meeting. Seconded by Jeanne Gordon. Motion carried.

Jeanne Gordon moved to accept the Compliance report. Seconded by Laura J. Gordon. Motion carried.

## **OLD BUSINESS**

## **NEW BUSINESS**

### **LEASES**

Christie and Lance Andrews requested permission to sell their FEMA trailer to Tina Nelis. Christie stated they are not making a profit on sale and further explained that they are looking to purchase a double-wide trailer in the near future.

Dennis Soulier moved to approve the Andrew's request to sell their FEMA trailer to Tina Nelis. Seconded by Jeanne Gordon.

Marvin Defoe asked that Tina Nelis provide a date of when the trailer will be moved.

Lance Andrews requested a "Special Accommodation" pursuant to Chapter 18, section 18.4.2(c). The granting of the "Special accommodation" will allow him to proceed with an application for a residential lease with co-applicant Christie Andrews.

Marvin Defoe moved to approve **RESOLUTION 8/21/14A** to grant "Special Accommodation" to Lance Andrews. Seconded by Jeanne Gordon. Motion carried.

Marvin Defoe moved to approve **RESOLUTION 8/21/14B** Christie and Lance Andrews voluntary lease cancellation of their existing lease located on Eagle Bay Road. Discussion: This site will no longer be deemed a residential lease site due to it being a wetland. Seconded by Dennis Soulier. Motion carried.

Dennis Soulier moved to approve **RESOLUTION 8/21/14C** Christie and Lance Andrews new short-term residential lease. The proposed site is located at Lot 32 Buffalo Drive in the Bradum Subdivision. The lease term is 10 years with the annual rent of \$50.00. Seconded by Laura J. Gordon. Motion carried.

### **APPROVAL OF CHILD SUPPORT CASE TRANSFER MOU BETWEEN BAYFIELD COUNTY AND RED CLIFF CHILD SUPPORT SERVICES**

Some minor corrections need to be made to the document; Laura J. Gordon will forward these to Betty Kerr.

Marvin Defoe moved to approve the MOU with corrections. Seconded by Chris Boyd. Motion carried.

Betty Kerr asked that an addition be made to the agenda to address a letter of support regarding the "Preventing Sex Trafficking and Strengthening Families Act". The Council will include this item under "Other".

#### **APPROVAL OF THE NATIONAL CENTER RED CLIFF VIDEO**

Dawn Nixon, Dee Gokee-Rindall and Marlies Zammuto from Brazelton Touch points Center gave an overview of the request. The Red Cliff video was shown to those and attendance. They were seeking permission to post the video on the Head Start National Center on Family and Community Engagement website, allow SAMHSA and other LAUNCH grantees to use and for ECC to show at local, state and national presentations.

Marvin Defoe asked that some edits to the script be made specifically on the historical statements that imply the Ojibwe “once” lived in this area, and currently does not. A few more edits were suggested by Council members. Dee stated that the video is a draft and these edits will be made.

Jeanne Gordon moved to authorize the use of the video after edits are made. Seconded by Laura J. Gordon. Motion carried.

#### **APPROVAL OF RESOLUTION PERTAINING TO FY14 TRIBAL WILDLIFE GRANT**

The purpose of the grant is to investigate the population dynamics and habitat use of the American Martin within Reservation boundaries.

Steven Boyd moved to approve Resolution **8/21/14D** pertaining to the FY2014 Tribal Wildlife grant (TWG) proposed to USFWS subject to approval by the CFO – Rick Petersen. Seconded by Laura J. Gordon. Motion carried.

#### **IDC PROPOSAL**

Rick Peterson provided the proposal from the Falmouth Institute to provide services in developing a strategy to recover indirect costs.

Steven Boyd moved to approve the proposal. Seconded by Jeanne Gordon. (1-Abstention: Chris Boyd) Motion carried.

#### **APPROVAL OF RESOLUTION PERTAINING TO THE NCAI MEMBERSHIP RENEWAL**

Marvin Defoe moved to approve Resolution **8/21/14E** pertaining to the NCAI membership renewal. Seconded by Laura J. Gordon. Motion carried.

#### **APPROVAL OF CHAPTER 16 BUSINESS LICENSE AND TAX LAW FOR POSTING**

Dennis Soulier moved to approve the posting. Seconded by Steven Boyd. Discussion: Change the date in 16.2.1 to state that applicants are required to renew their permits on or before May 1<sup>st</sup> (after tax time) of each year to allow accurate financial reporting. Motion carried.

#### **OTHER**

**REQUEST FOR AMICUS SUPPORT LETTER**

Dennis Soulier moved to support Lac Du Flambeau’s request that we join as amicus in their bond case on a particular issues related to Tribal Court Jurisdiction. Seconded by Steven Boyd. Motion carried.

**APPROVAL OF AMENDMENT TO SEX TRAFFICKING**

Betty Kerr explained she received an email from Lisa Schwartz from the Oneida Child Support office requesting Red Cliff to provide a letter of support to encourage the Senate to pass HR 4980 Preventing Sex Trafficking and Strengthening Families Act.

Dave Ujke suggested the Tribe go ahead with the letter. Betty will email the information to Dave and when complete, Rose Soulier will sign the letter.

Laura J. Gordon moved to approve the letter of support. Seconded by Marvin Defoe. Motion carried.

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

Dennis Soulier moved to return to Regular Session. Seconded by Laura J. Gordon. Motion carried.

Steven Boyd moved to hire Eugene Gordon for the Facility/Mechanical Maintenance Manager. Seconded by Marvin Defoe. (1 abstention: Dennis Soulier). Motion carried.

Dennis Soulier moved to hire Mallory Andrews with Mercie Gordon as the alternate for the GA/TANF File Clerk. Seconded by Laura J. Gordon. Motion carried.

Laura J. Gordon moved to hire Stephanie Defoe with Paula Bonney as the alternate for the Economic Support/FSET Specialist. Seconded by Steven Boyd. Motion carried.

**ADJOURN**

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

Adjourned: 7:35 p.m.

Respectfully Submitted:



Alana Babineau  
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary  
Red Cliff Tribal Council