

# Red Cliff Band of Lake Superior Chippewas

## REGULAR COUNCIL MEETING

August 5, 2013

2:00 p.m. at Legendary Waters, Buffalo Bay Grand Ballroom

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

### ROLL CALL

Rose Soulier, Present

Nathan Gordon, Present

Laura J. Gordon, Present

Dennis Soulier, Present

Jeanne Gordon, Present

Marvin Defoe, Present

Bryan Bainbridge, Present

Mike Gurnoe, Present

Steven Boyd, Present

Quorum

In Attendance: Jim Zorn, GLIFWC Director, Dave Ujke, Red Cliff Attorney, and Community members.

### APPROVAL OF AGENDA

Dennis Soulier moved to approve the agenda to add W & S Scattered sites to "Other". Seconded by Bryan Bainbridge. Motion carried.

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

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

### OPENING CEREMONY

Opening ceremony performed by James Pete.

### RED CLIFF SUMMER YOUTH CREW PRESENTATION

Anastasia Walhovd and youth workers Anthony Schultz and Brady Defoe showed a PowerPoint presentation displaying photos of the summer program. The crew studied and collected invasive species.

The Environmental Program will hold their open house on August 6-9<sup>th</sup> to include a dunk tank for donations.

### HIPPA (HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT PRESENTATION

Mike Popp gave an overview on HIPPA and described how the act is meant to protect patient rights. He also discussed disclosure processes and potential penalties for entities in violation.

### MINUTES

Bryan Bainbridge moved to approve the June 18, 2013 minutes with corrections. Seconded by Jeanne Gordon. Motion carried.

Jeanne Gordon moved to approve the July 1, 2013 minutes. Seconded by Nathan Gordon. Motion carried.

Jeanne Gordon moved to approve the July 12, 2013 minutes. Seconded by Bryan Bainbridge. Motion carried.

Bryan Bainbridge moved to approve the July 16, 2013 minutes. Seconded by Mike Gurnoe. Motion carried.

Jeanne Gordon moved to approve the July 18, 2013 minutes with corrections (remove names). Seconded by Steven Boyd. Motion carried.

### **COMMUNITY COMMENTS/ANNOUNCEMENTS**

Fundraiser for John Hillert on August 10<sup>th</sup> from 12-4PM at the VFW.

### **TREASURER MONTHLY REPORT**

A few points discussed in the report.

Jeanne Gordon moved to approve the report. Seconded by Marvin Defoe. Motion carried.

### **APPROVAL OF CODE CHANGE TO CHAPTER 11, LOGGING, BURNING AND WOODCUTTING FOR POSTING**

Jeanne Gordon moved to approve the posting of the code change. Seconded by Mike Gurnoe. Motion carried. Discussion: This has already been posted. No action is needed. Motion rescinded.

Laura J. Gordon moved to approve the code change. Seconded by Jeanne Gordon. Motion carried.

Chad Abel will get a copy of the new code to the Council.

### **LEASES**

Jeanne Gordon moved to approve **RESOLUTION 8/05/13A** Roger Basina lease cancellation request. Seconded by Laura J. Gordon. Motion carried.

Bryan Bainbridge moved to approve **RESOLUTION 8/05/13B** Richard N. Topping, Sr and Renee Topping lease renewal request. Seconded by Nathan Gordon. Motion carried.

Jeanne Gordon moved to approve **RESOLUTION 8/05/13C** Ray DePerry lease modification to add Michael DePerry and Cheri (DePerry) Moore to the lease. Seconded by Mike Gurnoe. Motion carried.

Jeanne Gordon moved to approve **RESOLUTION 8/05/13D** Stuart Defoe lease modification to add Lynette Falcon to the lease. Seconded by Nathan Gordon. Motion carried.

Bryan Bainbridge moved to approve **RESOLUTION 8/05/13E** Catherine Bresette lease modification to add Henry M. Bresette and Vincent Bresette to the lease. Seconded by Marvin Defoe. Motion carried.

Jeanne Gordon moved to approve **RESOLUTION 8/05/13F** Earl Gordon lease transfer to Katrina Gordon. Seconded by Laura J. Gordon. Motion carried.

Marvin Defoe moved to approve **RESOLUTION 8/05/13G** Jennifer Krueger and Gary Krueger lease transfer to Nathan Gordon. Seconded by Mike Gurnoe. (2-abstentions Nathan Gordon and Dennis Soulier) Motion carried.

**APPROVAL OF FROG BAY LAND ACQUISITION**

Chad Abel presented a vision statement and Land Acquisition Strategy and Timeline intended to solicit private donations to purchase the Smith property at Frog Bay. Legal has reviewed the documents and the land has been appraised.

Marvin Defoe moved to support this project and asked that legal continue to be involved. Seconded by Dennis Soulier. Motion carried.

**APPROVAL OF RESOLUTION/CONTRACT FOR FY13 DEPARTMENT OF DEFENSE FOR NALEMP**

Jeanne Gordon moved to approve **RESOLUTION 8/05/13H**. Seconded by Laura J. Gordon. Motion carried.

**APPROVAL OF RESOLUTION PERTAINING TO THE EMERGENCY PROCLAMATION FOR JUNE/JULY FLOOD DAMAGE**

Jeanne Gordon moved to approve the Emergency Proclamation for June and July Flood Damage. Seconded by Mike Gurnoe. Motion carried.

**APPROVAL OF THE DALEY ROAD PAVING PROJECT/CONTRACT**

Ed Singelar recommended that the Tribe contract with the lowest bid C & W Trucking. Since the bids were accepted the amount of work has increase, increasing the cost. There was a question whether the department needs to repost for bids. Laura J. Gordon suggested that Ed consult with procurement to ensure that the correct procedures are followed.

Jeanne Gordon moved to approve the C & W contract after procurement has approved the process. Seconded by Laura J. Gordon. Discussion: Marvin suggested that procurement-approval be included on forms. Motion carried.

**APPROVAL OF RESOLUTION PERTAINING TO AUTHORIZATION TO APPLY FOR VAWA STOP GRANT**

Dennis Soulier moved to approve **RESOLUTION 8/05/13I**. Seconded by Jeanne Gordon. Motion carried.

**APPROVAL OF RESOLUTION PERTAINING TO THE SURVEY OF WELL BEING FOR YOUNG CHILDREN**

This resolution is to give permission to Michelle Sarche and Nancy Whitesell of the University of Colorado to conduct the Survey of Well Being for Young Children.

Laura J. Gordon moved to approve **RESOLUTION 8/05/13J**. Seconded by Nathan Gordon. Motion carried.

**ACCEPT RESIGNATION FROM LAURA ARMAGOST FROM THE LIBRARY COMMITTEE**

Resignation letter read from Laura Armagost.

Nathan Gordon moved to accept the resignation. Seconded by Dennis Soulier. Motion carried.

**ACCEPT RESIGNATION FROM MATTHEW DEFOE FROM THE POLICE COMMISSION**

Dennis Soulier moved to accept the resignation. Seconded by Nathan Gordon. Motion carried.

**ACCEPT RESIGNATION FROM JOSEPH G. GUSTAFSON FROM THE POLICE COMMISSION**

Nathan Gordon moved to accept the resignation. Seconded by Mike Gurnoe. Motion carried.

Marvin Defoe suggested that the Council and Chief Mertig send him a letter of appreciation.

Dennis Soulier moved to appoint Thomas Jeffords as a regular member of the Police Commission. Seconded by Laura J. Gordon. Motion carried.

Nathan Gordon moved to appoint Carl Butterfield as the Chairman of the Police Commission. Seconded by Marvin Defoe. Motion carried.

Marvin Defoe moved to post for two more members and one alternate for the Police Commission. Seconded by Bryan Bainbridge. Motion carried.

**APPOINT ONE (1) MEMBER TO THE GAMING COMMISSION**

Dennis Soulier moved to appoint Larry Deragon to the Gaming Commission. Seconded by Mike Gurnoe. Motion carried.

**APPROVAL OF A WAIVER OF PROCUREMENT POLICY OF 3 QUOTES FOR NEW TELEPHONE SYSTEM**

MIS Department was unable to receive the required 3 quotes for the telephone system and asked that the Council approve the leasing quote from Centurylink. Procurement was made aware of this.

Laura J. Gordon moved to approve the waiver and quote. Seconded by Jeanne Gordon. Motion carried.

**OTHER**

**WATER AND SEWER ISSUE**

Brian Goodwin submitted information to the Council regarding lack of funding for 2013 Scattered Sites Construction Year applicants.

Steven Boyd moved to approve the Water and Sewer scattered site list. Seconded by Bryan Bainbridge. Discussion: The Council needs clarification on three (3) of the applicants. Motion carried.

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

Mike Gurnoe moved to return back to Regular Session. Seconded by Marvin Defoe. Motion carried.

Laura J. Gordon moved to hire Gail Lemieux with James Seymour as the alternate for the AODA Substance Abuse Counselor Trainee. Seconded by Jeanne Gordon. Motion carried.

Marvin Defoe moved to have legal draft up some language to have the Personnel Committee deal with these issues. Seconded by Jeanne Gordon. Motion carried.

Laura J. Gordon moved to adjourn. Seconded by Dennis Soulier. Motion carried.

Adjourn: 7:47 p.m.

Respectfully Submitted:



Alana Babineau  
Recording Secretary

ATTEST:



Laura J. Gordon, Secretary  
Red Cliff Tribal Council