

Red Cliff Band of Lake Superior Chippewas

REGULAR MONTHLY COUNCIL MEETING

October 4, 2010
6:00 p.m. Bingo Hall

Meeting called to order at 6:00 p.m. by Rose Soulier, Tribal Chairperson.

ROLL CALL:

Rose Soulier, Present
Marvin Defoe, Present
Laura Gordon, Present
Dennis Soulier, Present
Mike Gurnoe, Present

Larry Deragon, Present
Jeanne Gordon, Present
Ray DePerry, Present
Jim Pete, Present
Quorum

In attendance: Randy Hella, Tribal Planner, Mark Montano, Director Tribal Operations, David Ujke, Tribal Attorney and community members.

AGENDA

Take tabled off Quarterly Reports and under #14 it should state Title VI not Title IV. Larry Deragon moved to approve the amended agenda. Seconded by Mike Gurnoe. Motion carried.

OPENING CEREMONY

Opening ceremony performed by Frank Montano Sr.

CITIZEN OF MONTH

Citizen of this month is Francis Cadotte, nominated by Bruce Topping for his efforts in volunteering with the elderly program.

MINUTES

Jeanne Gordon moved to approve the minutes of August 13, 2010 with corrections. Seconded by Ray DePerry. Motion carried.

Ray DePerry moved to approve the minutes of September 6th with corrections. Seconded by Larry Deragon. Motion carried.

Jeanne Gordon moved to approve the minutes of September 21st, 2010 with corrections. Seconded by Ray DePerry. Motion carried.

COMMUNITY COMMENTS/ANNOUNCEMENTS

Donna Galazen had a concern regarding bringing food in the bingo hall. She heard that it is no longer allowed for bingo's. The Church Bazaar is the first Sunday in November and we need to know if we can bring food in. Administration will check first thing in the morning, Donna would like it in writing.

Betsy Hudson had a concern regarding the name of the new casino. The community was involved but the name picked was not one they considered. Jim Pete moved to turn back to Tribal Administration and come back with four names from the community by the next Special Meeting. Seconded by Ray DePerry. 3 for, 5 opposed. Motion defeated.

Bridgette Gokee thanked everyone regarding the fund raiser for the elderly program, they raised close to \$3,000.

A thank you letter was received from the family of Marlene Joyce Bolderoff.

CASINO/HOTEL UPDATE – MARVIN DEFOE

The ground breaking ceremony for the new casino was held on October 1st with approximately 150 people there and they were excited. People from the State were present along with other Tribal members. An article appeared in the paper with comments from neighbors. There was a lot of support for the project.

The team holds weekly meetings and the first bid package for demolition of the buildings will be going out by Wednesday. The cabin will not be demolished and it will be put up by the Aiken property. The contracts for Taylor Woodstone and Great Horse Group are being reviewed at Shakopee and will be finalized this week. Final closing of the loan has to be done also.

TREASURER MONTHLY REPORT

Summary page is to be copied for the community each month. Marvin Defoe moved to approve the Treasurer's Report. Seconded by Jeanne Gordon. Motion carried.

Casino Debt Forgiveness in the amount of \$28,790 for the 2009 Financial Audit, and \$28,789 for the 2009 Single Audit. Larry Deragon moved to approve Resolution **10/4/10A**. Seconded by Jeanne Gordon. 2 opposed. (Ray DePerry, Jim Pete). Motion carried.

Account # 990 and # 991 for cigarette tax are separated into two checks for discretionary funds. Larry Deragon moved to approve both accounts. Seconded by Marvin Defoe. Motion carried. The Council should at some point re-visit the formula.

Jim Pete move to approve the Casino Revenue FY 2011 Budget. Seconded by Larry Deragon. Motion Carried.

QUARTLY REPORT

Tribal Chairperson

Rose will give an oral report or we can table the report until the next meeting. Hired a CFO for the Tribe, Rick Peterson will be here by October 15th.

On August 23rd BIA Secretary Larry Echohawk was here and discussed Lake Superior Management Co-Management issues with us, Bad River and the State.

A gathering was held in Bayfield to thank Governor Doyle for his efforts for the Northern area. The Chair presented a gift to the Governor from Red Cliff.

Attended a couple of meetings with the Utilities Commission Chair to resolve issues and I am setting up a meeting with Rural Development on loans.

Joe Bresette has been hired as the Housing Director; Lynne Basina is the Family Services Administrator.

We have been meeting weekly with the Chief of Police discussing issues and keeping track on what is going on here in Red Cliff.

Met with Greg Fisher on the Aqua Culture facility and other issues.

We heard that our proposal to the National Oceanic Agency to purchase Frog Bay as a Tribal National Park ranked #7 in the US.

We have been getting a good response for our listening sessions as more people are becoming aware of them.

Attended the Education Collaboration Steering meeting, no one attended from the School Board.

Attended meetings with Taylor Woodstone and Great Horse along with the Project Committee.

Met on September 23rd with Louise Robbins and students on the Library project which is later on the agenda.

Met with Ojibwe leaders on issues of concern, will have a Resolution in draft form hopefully for the Council next week.

Jeff Gordon and I gave the State Secretary of Administrator a tour of the resort and properties.

Had the opportunity while at the Indian festival in Milwaukee to meet with some of the candidates' running for offices. GLITC is scheduling another meeting with Governor and candidates.

Jeanne Gordon moved to approve the Chairperson Report. Seconded by Laura J. Gordon. Motion carried.

Vice Chairman

Attended a Gang meeting and on October 22, 2010 there will be a presentation held in the bingo hall for Tribal/School Staff to attend regarding Gang Activities. The meeting is to educate everyone on present signs of gang activity in our community. This is collaborated and coordinated by the Tribe, School and Bayfield County.

Held two meetings with the Business Board. They are looking for final approval on the modification of rural development funds to be utilized by the Board for economic activities. The Business Board will be looking for economic development projects and ideas.

BIA law enforcement targeted 138 law enforcement standards and will provide recommendations how to meet them on October 19th.

Want to acknowledge our elderly people and the program that did some fund raising that was over and above expectations. They received a donation of \$500 from Taylor Woodstone Company.

BIA Secretary Echohawk visit, had a most useful and beneficial visit by him and his top staff.

Dennis Soulier moved to approve the Vice Chairman's Report. Seconded by Mike Gurnoe. Larry Deragon stated he would like to see his concerns worked on the Child Custody Code as they are just as important as other business. Question asked if there was an Ordinance for Business Board, the response was no. They operate by By-Laws. Motion carried.

Financial Manager

No report.

Planner

Don Corbine was working on the Transit grant now have Brian Goodwin working on it. Secured another \$60,000 in BIA roads funding through efforts of Jeff Benton and it will be used on this project.

Hwy 13 Enhancement project is being constructed by C & W. Remaining work is being completed on the paving, sidewalks, trails, signs concrete work, lighting and other elements.

Received \$55,900 to conduct assessments and analysis for energy strategic planning for government facilities and improving energy efficiency.

Work with other departments on a daily basis. Met with Rachelle have not met Lynne yet.

Health Clinic we worked through the design development with DSGW. We have forwarded a Phase 1 environmental assessment completed by Tracey Ledder to HRSA. Application process has been completed and sent to USDA Rural Development Community Facilities program for funding.

Casino Development, we submitted for an additional 1 million from Shakopee to cover costs the loan won't cover.

An assessment was done on Hwy 13, Red Cliff and Town of Russell sections as part of an effort to make a proposal to Wis. DOT for Scenic Byway Designation.

North Pumphouse modification was funded and is scheduled to be completed later this year. Need to complete a well head study and are seeking funding.

Bradum Development, we are authorized to draw down HUD funds for the project.

Blueberry Road this project is ready for construction, in this phase the project will pave up to Raspberry Bridge, will start paving after the Hwy 13 project is completed.

Cell Tower, we made inquires to Verizon, no word has been received yet.

Rowley Road is moving slowly due to engineering and environmental issues.

Road Maintenance is getting ready for winter with salt and sand.

Buffalo Art Center planning is working with EPA to perform the contracting function of removal of the building and any environmental hazards associated with it. Plans call for removal this summer.

Lost two employees in planning, Don Corbine and Robert Blanchard.

Discussed work on highway and safety issues on the intersection by Blueberry Road and the crossway. Randy stated a picture was on the cover of the National Traffic magazine.

Larry Deragon moved to approve the Planner Report. Seconded by Dennis Soulier. Motion carried.

Director Tribal Operations

Ray DePerry moved to approve the DTO Report. Seconded by Larry Deragon. Motion carried.

Housing

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

Police Commission

Larry Deragon moved to table the report. Seconded by Dennis Soulier. Motion carried.

OLD BUSINESS

NEW BUSINESS

TAX COMMUNITY MEETING

Administration to get a panel together with a facilitator and bring it back to Council with names of presenters.

LEASES

Larry Deragon moved to approve the Resolution **10/4/10B** for involuntary cancellation for Ruby Ann M. Basina and Melvin M. Wilson residential lease on Ridge Road. Seconded by Ray DePerry. Motion carried.

Dennis Soulier moved to approve the Resolution **10/4/10C** for voluntary cancellation by Thomas M. and Janice S. Morris Sr. residential lease on Ridge Road. Seconded by Jeanne Gordon. Motion carried.

Marvin Defoe moved to approve the Resolution **10/4/10D** for Robert A. VanderVenter and Tonia McMahan residential lease on Raspberry Shores Road. Seconded by Mike Gurnoe. Motion carried.

Ray DePerry moved to approve the Resolution **10/4/10E** for Susan L. and Norman Crazy Thunder residential lease on Bishop Loop. Seconded by Jeanne Gordon. Motion carried.

Marvin Defoe moved to approve the Resolution **10/4/10F** for James F. Montano residential lease on Ridge Road. Seconded by Jeanne Gordon. Motion carried.

Larry Deragon moved to approve the Resolution **10/4/10G** for modification of Elizabeth A. and James K. Hudson residential lease on Blueberry Road to take James K. Hudson off the lease and add Dennis Hudson. Seconded by Dennis Soulier. Motion carried.

JOM BY-LAWS

Dennis Soulier moved to approve the Johnson O'Malley By-Laws. Seconded by Ray DePerry. Change the date to the first meeting in October. Post for positions. Motion carried.

ECC ENROLLMENT CRITERIA

The governing body must approve the criteria they have added teen parents and a clarification of homeless. Ray DePerry moved to approve. Seconded by Jeanne Gordon. Motion carried.

ECC POLICY COUNCIL/COMMUNITY REPS

Larry Deragon moved to appoint Angela Berg and Jennifer Bouley to the Policy Council. Seconded by Dennis Soulier. Motion carried. Laura J. Gordon moved to appoint Marvin Defoe as Council representative. Seconded by Ray DePerry. Motion carried.

ELDERLY TITLE VI GRANT APPLICATION

Dennis Soulier moved to approve the Resolution **10/4/10H** Title VI Elderly Grant Application. Seconded by Ray DePerry. Motion carried.

RESOLUTION IHS

Jim Pete moved to approve the Resolution **10/4/10I** for sole source contract with Baudhuin Engineering for \$67,137. Seconded by Ray DePerry. Motion carried.

RESOLUTION IHS

Jim Pete moved to approve the Resolution **10/4/10J** IHS program Improving Patient Care Collaborative. Seconded by Mike Gurnoe. Motion carried.

COORDINATED SERVICES TEAM (CST) OPERATING POLICIES

Ray DePerry moved to approve policies. Seconded by Jeanne Gordon. Motion carried.

CLINIC CONTRACTOR SELECTION

Four bids were received to remodel the reception, lobby, nurse's office, billing office and pharmacy.

There was Arnie Mackey Construction for \$160,000; Granger Builders \$176,148; Lipka Construction for \$184,297 and Miller construction for \$187,000. Recommendation is to accept the bid of Arnie Mackey.

Dennis Soulier moved to approve the recommendation for Arnie Mackey construction at \$160,000. Seconded by Larry Deragon. Motion carried.

RESOLUTION BIA CONTRACT

There will be only one Resolution for BIA 638 contracts. Dennis Soulier moved to approve the Resolution **10/4/10K**. Seconded by Ray DePerry. Motion carried.

RESOLUTION OFF RESERVATION AGREEMENT

Laura J. Gordon moved to approve the Resolution **10/4/10L** for Off Reservation Treaty, Hunting, Trapping and Gathering Agreement. Seconded by Mike Gurnoe. Motion carried.

HOUSING BOARD APPOINTMENT

There were 26 names submitted for the Housing Board: Larry Deragon – 1111 (4), Steven Boyd – 1111111 (7), Louis Carlson, Bobbi Basina – 1111 (4), David Andrews – 1 (1), Jean Defoe – 1 (1), Carol L. Gordon – 11 (2), Grace Livingston – 1 (1), Bruce Topping – 11111 (5), Jean Buffalo – 1111 (4), Lisa Bissell-

Farrell – 11111 (5), Dennis Soulier – 1 (1), Christopher Boyd – 11 (2), Elizabeth Hudson – 11 (2), Jamie Goodlet-King, Mark Duffy – 11 (2), Carl Butterfield Sr. 1 (1), Stephanie Curran – 111 (3), Leon Basina Sr., Laura Belanger 11111111 (8), Mike Babineau – 11111 (5), Ruby A. Basina-Stillday, Michael Montano, Cindy Garrity – 111 (3), Jeff Benton – 11 (2). There was a tie vote need two out of three names: Larry Deragon – 1111 (4), Bobbi Basina – 11111 (6) and Jean Buffalo – 111111111 (9).

Larry Deragon moved to appoint Steven Boyd, Bruce Topping, Lisa Bissell-Farrell, Laura Belanger, Mike Babineau, Bobbi Basina and Jean Buffalo. Seconded by Dennis Soulier. Repost if someone declines. Motion carried.

Jeanne Gordon moved to appoint Jean Buffalo, Chairperson of Housing Board. Seconded by Jim Pete. Motion carried.

Dennis Soulier moved to destroy the ballots. Seconded by Ray DePerry. Motion carried.

The Housing Board will select their officers and bring back to Council for approval of terms, put on the next agenda.

LIBRARY COMMITTEE

September 23rd the Chairperson met with Louise Robbins from UWS and the Rural Library Project to help Red Cliff get a library site. We would like to post for a 5 member Library Committee. Jim Pete moved to post. Seconded by Ray DePerry. Motion carried.

RATIFY COUNCIL POLL

The poll was for the Tribe's General Liability, Auto and Crime Commercial Insurance so the policy wouldn't lapse. It's time to check on other companies for coverage. Marvin Defoe moved to ratify Council Poll. Seconded by Jeanne Gordon. 1 opposed (Larry Deragon). Motion carried.

Larry Deragon moved to go into Executive Session. Seconded by Dennis Soulier. Motion carried.

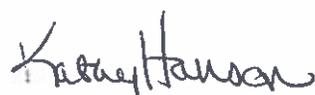
Larry Deragon moved to return to Regular Session. Seconded by Dennis Soulier. Motion carried.

Marvin Defoe moved to hire Samantha Wagner as the ICW Worker. Seconded by Ray DePerry. No alternates. Motion carried.

Larry Deragon moved to approve Ron Jack's contract as the Owners Representative for the Casino Project as of September 20th, 2010. Seconded by Jeanne Gordon. Motion carried.

Dennis Soulier moved to adjourn. Seconded by Ray DePerry. Motion carried.
Adjourned: 9:20 p.m.

Respectfully Submitted:


Kathy Hanson
Recording Secretary

ATTEST:


Laura J. Gordon, Secretary
Red Cliff Tribal Council